

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN

THURSDAY, THE 26TH DAY OF FEBRUARY 2015/7TH PHALGUNA, 1936

WP(C).No.5216 of 2015 (B)

PETITIONER:

**K.S RAMDAS,KANAKKATTUSSERY HOUSE,
CHERAI P.O,ERNAKULAM DISTRICT.**

BY ADV. SRI.P.DEEPAK

RESPONDENT:

**THE SECRETARY,REGIONAL TRANSPORT AUTHORITY,
ERNAKULAM-682030.**

BY GOVT.PLEADER SRI.R.RANJITH.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 26-02-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

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WP(C).No.5216 of 2015 (B)

APPENDIX

PETITIONER'S EXHIBITS

EXT:P1-A TRUE COPY OF THE TEMPORARY PERMIT VALID TILL 20.02.2015.

**EXT:P2-A TRUE COPY OF THE ROUTE ENQUIRY REPORT OF THE JOINT
REGIONAL TRANSPORT OFFICER, ANKAMALY DATED 20.10.2014.**

**EXT:P3-A TRUE COPY OF THE APPLICATION FOR TEMPORARY PERMIT
DATED 05.02.2015.**

**EXT:P4-A TRUE COPY OF THE JUDGMENT DATED 17.09.2014 IN WPC NO.23940
OF 2014.**

RESPONDENT'S EXHIBITS: **NIL**

//TRUE COPY//

P.S. TO JUDGE

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K.VINOD CHANDRAN, J

W.P.(C).No. 5216 of 2015

Dated 26th February, 2015

JUDGMENT

The petitioner seeks re-issuance of a permit which was valid upto 20.02.2015. The petitioner contends that, a report was called for and Ext.P2 route enquiry report evidences that there is no overlap of a notified Scheme and that there is a temporary need on the route in question.

2. The learned Government Pleader, however, submits otherwise, on instructions. It is submitted that in a route length of 28 Kms, there is an objectionable overlap of 13 Kms.

3. On the disputes raised, definitely the Secretary RTA would have to consider the question of overlap, after hearing the KSRTC. In such circumstances, consideration shall be made

in accordance with law and after hearing the KSRTC, at any rate, within a period of two weeks from today.

Writ petition disposed of.

Sd/-

K.VINOD CHANDRAN
Judge

Mrcs

//True Copy//