

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR.JUSTICE K.VINOD CHANDRAN**

**MONDAY, THE 9TH DAY OF MARCH 2015/18TH PHALGUNA, 1936**

**WP(C).No. 6843 of 2015 (E)**  
-----

**PETITIONER :**  
-----

**HANEEFA PALAKKAL,  
S/O.SAIDALI, PALAKKAL HOUSE,  
ATHANIKKAL P.O., VALLUVAMBRAM,  
MALAPPURAM**

**BY ADV. SRI.SAJU J.VALLYARA**

**RESPONDENT :**  
-----

**THE SECRETARY,  
REGIONAL TRANSPORT AUTHORITY,  
MALAPPURAM, PIN - 676 505.**

**BY SR. GOVT. PLEADER SRI. BIJU MEENATTOOR**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 09-03-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**Mn**

**...2/-**

**WP(C).No. 6843 of 2015 (E)**  
-----

**APPENDIX**

**PETITIONERS' EXHIBITS :**  
-----

**EXHIBIT P1     PHOTOCOPY OF THE REPLACEMENT APPLICATION DATED 22-01-2015  
SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENT.**

**EXHIBIT P2     PHOTOCOPY OF THE COVERING LETTER DATED 22-01-2015  
SUBMITTED BY THE PETITIONER BEFORE THE RESPONDENT.**

**EXHIBIT P3     PHOTOCOPY OF THE JUDGMENT IN WPC NO 27291/2013 DATED  
07-11-2013.**

**RESPONDENT(S)' EXHIBITS     :     NIL**  
-----

**//TRUE COPY//**

**P.A. TO JUDGE**

**Mn**

**K.VINOD CHANDRAN, J**

-----  
W.P.(C).No. 6843 of 2015  
-----

Dated 9<sup>th</sup> March, 2015  
-----

**JUDGMENT**

The petitioner seeks for consideration of replacement application, which according to him, is not being considered since the incoming vehicle is a hired vehicle. There is no stipulation that replacement cannot be granted if the current records produced is of a hired vehicle and if the possession of the regular permit holder is convincing as per the lease or otherwise. However, the learned Government Pleader submits that, despite notice being issued the petitioner has not appeared on 03.02.2015 and that is the reason for non-consideration. In such circumstances, no *mandamus* can be issued.

Writ petition dismissed.

**Sd/-**

**K.VINOD CHANDRAN**  
**Judge**

Mrcs