

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE ANIL K.NARENDHAN

FRIDAY, THE 24TH DAY OF APRIL 2015/4TH VAISAKHA, 1937

WP(C).No. 12940 of 2015 (N)

PETITIONER(S) :

**PRAVEENKUMAR T.N,
S/O.NARAYANAN, THATTANVEEDU, KARIPPAL,
P.O.CHAPPARAPADAVU, KANNUR.**

BY ADV. SRI.I.DINESH MENON

RESPONDENT(S) :

**THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY,
KANNUR - 670 001.**

BY GOVERNMENT PLEADER SRI.BIJU MEENATTOOR

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 24-04-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

Msd.

WP(C).No. 12940 of 2015 (N)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT-P1: TRUE COPY OF THE JUDGMENT IN W.P(C).NO.331/2015
DATED 07/01/2015.**

EXHIBIT-P2: TRUE COPY OF THE TEMPORARY PERMIT DATED 09/01/2015.

**EXHIBIT-P3: TRUE COPY OF THE APPLICATION FOR RE-ISSUE OF TEMPORARY
PERMIT DATED 22/04/2015 WITH CHALAN.**

**EXHIBIT-P4: TRUE COPY OF THE JUDGMENT IN W.P(C).NO.12709/2014
DATED 20/05/2014.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.S.TO JUDGE.

Msd.

ANIL K.NARENDRA, J.

W.P.(C).No.12940 of 2015

Dated this the 24th day of April, 2015

JUDGMENT

The petitioner is the registered owner of a stage carriage vehicle KL-13-M-4599. There was a regular permit on the route Eriyam-Thennam in respect of stage carriage KL-59 F 9765, which was surrendered. According to the petitioner, timing in respect of that vehicle is still in existence, and hence there is need to have a service on the route in question. The petitioner has submitted Ext.P3 application for temporary permit and the said application is still pending consideration before the respondent. The grievance of the petitioner in this writ petition is non-consideration of Ext.P3 application for temporary permit, which is pending consideration before the respondent. Therefore, the petitioner seeks an appropriate order directing the respondent to consider and pass appropriate orders on the said application within the time limit that may be fixed by this Court.

2. Heard learned counsel for the petitioner and the learned Government Pleader appearing for the respondent. Considering the

facts and circumstances of the case, this writ petition is disposed of as follows:-

If the vacancy of the stage carriage bearing registration No. KL-59 F 9765 is still in existence and any other person has not applied for a temporary permit to act as a stage carriage in that vacancy, there will be a direction to the respondent to issue a temporary permit for four months' duration, within three weeks from the production of a certified copy of the judgment by passing appropriate orders on Ext.P3 application. Needless to say, re-issuance of temporary permit will be subject to the preference of an affected person, if any.

ANIL K.NARENDRAN, JUDGE

skj