

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

**PRESENT:**

**THE HONOURABLE MR. JUSTICE A.K.JAYASANKARAN NAMBIAR**

**TUESDAY, THE 19TH DAY OF MAY 2015/29TH VAISAKHA, 1937**

**WP(C).No. 14656 of 2015 (F)**  
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**PETITIONER:**  
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**SOBIN MATHEW, PULIYURUMBIL HOUSE,  
ELAMPALLY. P.O, KOTTAYAM.**

**BY ADV. SRI.I.DINESH MENON.**

**RESPONDENT:**  
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**THE SECRETARY,  
REGIONAL TRANSPORT AUTHORITY,  
ERNAKULAM-682 030.**

**BY GOVT. PLEADER SMT.SUNITHA VINOD.**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 19-05-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**rs.**

WP(C).No. 14656 of 2015 (F)

**APPENDIX**

**PETITIONER'S EXHIBITS:-**

- |        |                                                                     |
|--------|---------------------------------------------------------------------|
| EXT.P1 | TRUE EXTRACT OF THE REGULAR PERMIT ISSUED TO THE PETITIONER.        |
| EXT.P2 | TRUE COPY OF THE APPLICATION FOR TEMPORARY PERMIT DATED 20.12.2014. |
| EXT.P3 | TRUE COPY OF THE JUDGMENT IN WP(C).NO.31312/2014 DATED 24.11.2014.  |

**RESPONDENT'S EXHIBITS:-**        **NIL.**

**//TRUE COPY//**

**P.S. TO JUDGE**

**rs.**

**A.K.JAYASANKARAN NAMBIAR, J.**

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**W.P.(C).NO.14656 OF 2015 (F)**  
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**Dated this the 19<sup>th</sup> day of May, 2015**

**J U D G M E N T**

The petitioner is the owner of a stage carriage bearing registration No.KL-5 AC 8707. He had applied for a temporary permit on the route Nedumkadam - Karikottakkari in the vacancy created by the stage carriage that was regularly operating on the said route. The grievance of the petitioner in the writ petition is that although the petitioner had preferred an application for grant of temporary permit, the same has not been considered by the respondent.

2. I have heard the learned counsel for the petitioner as also the learned Government Pleader appearing for the respondent.

3. On a consideration of the facts and circumstances of the case as also the submissions made across the bar, I dispose the writ petition with the following directions:

- (i) If there is a vacancy of stage carriage in the route Nedumkadam - Karikottakkari, and no other person has applied for a temporary permit in that vacancy, the

respondent shall consider the application of the petitioner for the grant of temporary permit and issue a temporary permit of four months duration within one week from the date of production of a certified copy of the judgment, by passing orders on the application preferred by the petitioner.

(ii) It is made clear that the issuance of temporary permit as above will be subject to the preferential claim, if any, of other persons.

**A.K.JAYASANKARAN NAMBIAR**  
**JUDGE**

prp