

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. 14674 of 2015 (H)

PETITIONER(S) :

**BABY ANTOS,
PARAYIL HOUSE, EDAMARUKU P.O., PALA,
KOTTAYAM**

BY ADV. SRI.I.DINESH MENON

RESPONDENT(S):

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

BY SR.GOVERNMENT PLEADER SMT.SUNITHA VINOD.K

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

Msd.

WP(C).No. 14674 of 2015 (H)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXHIBIT P1: TRUE COPY OF THE REGULAR PERMIT ISSUED TO
THE PETITIONER.**

EXHIBIT P2: TRUE COPY OF THE RC BOOK OF KL-35 F 4557.

EXHIBIT P3: TRUE COPY OF THE REQUEST DATED 11-05-2015.

**EXHIBIT P4: TRUE COPY OF THE JUDGMENT IN W.P(C).NO.6402/2015
DATED 02-03-2015.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A.K.JAYASANKARAN NAMBIAR, J.

.....
W.P.(C).No 14674 of 2015
.....

Dated this the 19th day of May, 2015

J U D G M E N T

The prayer in the writ petition is for the issuance of a permit-less Certificate in respect of the vehicle bearing registration No.KL-35 F 4577 without insisting on a surrender of the permit, issued in respect of that vehicle, to operate on the route Uthimoodu-Ernakulam.

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

3. On a consideration of the facts and circumstances of the case and the submissions made across the bar, the writ petition is disposed of directing the respondents to consider Ext.P2 request made by the petitioner for the issuance of Clearance Certificate in respect of stage carriage bearing registration No.KL-35 F 4577, and pass orders thereon without insisting for a surrender of the existing regular permit. The needful in the matter shall be done within one week from the date of production of a copy of this judgment, provided all dues to the Government, including check reports, and also the Kerala Motor

Transport Workers' Welfare Fund Board with respect to the vehicle are satisfied. The petitioner shall produce the current records of the vehicle sought to be substituted within a period of four months from today, failing which the permit shall stand revoked. The writ petition is disposed as above.

Sd/-

A.K.JAYASANKARAN NAMBIAR

JUDGE

dlk