

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

WEDNESDAY, THE 3RD DAY OF JUNE 2015/13TH JYASHTA, 1937

WP(C).No. 15548 of 2015 (P)

PETITIONER(S) :

**RAMADAS C.M.,
S/O.MAHALINGA IYER, CHIRAYATH MADOM,
MUKUNDAPURAM TALUK, P.O.VELLANGALLOOR,
THRISSUR-680 662.**

BY ADV. SRI.SAJU J.VALLYARA

RESPONDENT(S) :

**THE DISTRICT EXECUTIVE OFFICER,
KERALA MOTOR TRANSPORT WORKERS' WELFARE FUND BOARD,
THRISSUR, PIN-680 001.**

BY ADV. SRI.K.S.MANU, S.C

**THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD
ON 03-06-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:**

Msd.

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : PHOTOCOPY OF THE REGISTRATION CERTIFICATE IN RESPECT OF
STAGE CARRIAGE KL-09-H-8611.**
- P2 : PHOTOCOPY OF THE REGULAR PERMIT IN RESPECT OF STAGE
CARRIAGE KL-09-H-8611.**
- P3 : PHOTOCOPY OF THE RECEIPT NO.A-1571294 DATED 22-04-2014 ISSUED
BY THE RESPONDENT.**
- P4 : PHOTOCOPY OF THE REGISTRATION CERTIFICATE IN RESPECT OF
STAGE CARRIAGE KL-55-E-2882.**
- P5 : PHOTOCOPY OF THE REGULAR PERMIT IN RESPECT OF STAGE
CARRIAGE KL-55-E-2882.**
- P6 : PHOTOCOPY OF THE REQUEST SUBMITTED BY THE PETITIONER
BEFORE THE RESPONDENT ON 22-05-2015.**

RESPONDENT(S)' EXHIBITS

NIL

//TRUE COPY//

P.A.TO JUDGE.

Msd.

A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 15548 of 2015

Dated this the 3rd day of June, 2015.

JUDGMENT

Aggrieved by the non-consideration of Ext.P6 request, the petitioner has come up before this Court.

2. The petitioner was the registered owner of a stage carriage bearing registration No.KL-09-H-8611 and was covered with a regular permit to operate between Parur and Thrissur Medical College. The petitioner alleges that he had remitted the welfare fund contribution in respect of vehicle KL-09-H-8611 upto March 2014 with Code No.KMT/08/SCH/002154, evidenced by Ext.P3. While so, the regular permit in respect of vehicle KL-09-H-8611 was replaced by the present vehicle KL-55-E-2882 with effect from 21.6.2014. Since the petitioner had remitted the welfare fund contribution in respect of stage carriage KL-09-H-8611 upto March 2014 evidenced by Ext.P3, the welfare fund dues from 1.4.2014 has to be accepted in respect of the replaced vehicle KL-55-E-2882 and to issue clearance certificate has to be

issued so as to enable the petitioner to remit the motor vehicle tax; it is alleged. However, the respondent has not so far considered Ext.P6 request by accepting welfare fund contribution.

3. I have heard the learned counsel for the petitioner and the learned Government Pleader in the matter.

4. When the matter came up for hearing, the learned counsel for the respondent Board would submit that the petitioner be directed to remit the welfare fund contribution from 1.4.2014 onwards.

Therefore, the writ petition is disposed of directing the petitioner to remit the welfare fund contribution from 1.4.2014 onwards and in the event of remitting the welfare fund contribution within a week, Ext.P6 request shall be considered and disposed of by the respondent in accordance with law without any fail. To facilitate an early action, it shall be open to the petitioner to produce a copy of the writ petition as well as the copy of this judgment before the first respondent at the earliest.

A.V. RAMAKRISHNA PILLAI
JUDGE

Scl.