

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE A.MUHAMED MUSTAQUE

FRIDAY, THE 12TH DAY OF JUNE 2015/22ND JYASHTA, 1937

WP(C).No.17606 of 2015 (A)

PETITIONER:

**JOSE V.C,S/O.CHACKO,VADAKKEKUDIYIRUPPU HOUSE,
UZHAVOOR,MEENACHIL TALUK,KOTTAYAM DISTRICT.**

**BY ADVS.SRI.G.HARIHARAN
SRI.PRAVEEN.H.**

RESPONDENT:

**THE JOINT REGIONAL TRANSPORT OFFICER (TAXATION OFFICER),
SUB REGIONAL TRANSPORT OFFICE,UZHAVOOR - 686 001.**

BY GOVT. PLEADER SMT.SOBHA ANNAMMA EAPEN.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 12-06-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

pk

WP(C).No.17606 of 2015 (A)

APPENDIX

PETITIONER'S EXHIBITS:

**EXHIBIT P1:TRUE COPY OF THE CONTRACT CARRIAGE PERMIT RELATING TO
BUS NO.KL-35E-2831.**

**EXHIBIT P2:TRUE COPY OF THE CIRCULAR NO.7/2014 DATED 24.07.2014 ISSUED
BY THE TRANSPORT COMMISSIONER.**

**EXHIBIT P3:TRUE COPY OF THE REQUEST DATED 01.06.2015 MADE BY THE
PETITIONER ADDRESSED TO THE RESPONDENT SEEKING
REDUCTION OF TAX FOR THE VEHICLES MENTIONED IN EXHIBIT P1.**

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

pk

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.17606 of 2015

Dated this the 12th day of June, 2015

J U D G M E N T

The petitioner is a contract carriage operator and registered owner of a bus bearing registration No.KL-35E-2831. The vehicle is having a seating capacity of 49 seats. The petitioner now wants to convert it as a 43 seats one. The petitioner claims for a reduced rate of tax. For the said purpose, the petitioner approached the 1st respondent by Ext.P3.

2. Heard the learned counsel for the petitioner as well as the learned Government Pleader for the respondents.

Considering the the facts and circumstances of the case, this writ petition is disposed of directing the 1st respondent to consider Ext.P3 after conducting an inspection and also adverting to Ext.P2 Circular within a period of two weeks from the date of receipt of a copy of this judgment. The petitioner shall produce the vehicle before the 1st respondent for inspection.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.

AV