

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.17685 of 2015 (I)

PETITIONER:

**UNNIKRISHNAN,S/O.JANARDHANAN,AGED 41 YEARS,
CHUNGATH HOUSE,CHERUVALLUR,
KORATTY,THRISSUR DISTRICT.**

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

RESPONDENT:

**THE JOINT REGIONAL TRANSPORT OFFICER,
(TAXATION OFFICER),SUB REGIONAL TRANSPORT OFFICER,
CHALAKKUDY,THRISSUR DISTRICT.**

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:**

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APPENDIX

PETITIONER'S EXHIBITS:

**EXHIBIT P1:TRUE COPY OF THE CONTRACT CARRIAGE PERMIT RELATING TO
BUS NO.KL-64B-375 DATED 8.10.2013.**

**EXHIBIT P2:TRUE COPY OF THE CONTRACT CARRIAGE PERMIT RELATING TO
BUS NO.KL-64B-950 DATED 13.9.2013.**

**EXHIBIT P3:TRUE COPY OF THE CIRCULAR NO.7/2014 DATED 24.7.2014 ISSUED
BY THE TRANSPORT COMMISSIONER.**

**EXHIBIT P4:TRUE COPY OF THE LATEST TAX TOKEN FOR THE VEHICLE
MENTIONED IN EXHIBIT P1 FOR THE QUARTER ENDING 30-06-2015.**

**EXHIBIT P5:TRUE COPY OF THE LATEST TAX TOKEN FOR THE VEHICLE
MENTIONED IN EXHIBIT P2 FOR THE QUARTER ENDING 30-06-2015.**

**EXHIBIT P6: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
AND P2**

RESPONDENT'S EXHIBITS:

NIL

//TRUE COPY//

P.S. TO JUDGE

pk

A.MUHAMED MUSTAQUE, J.

W.P.(C) No.17685 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 bus bearing registration Nos.KL-64B-375 and KL-64B-950. Both the vehicles are having a seating capacity of 49 seats. The petitioner now wants to convert the seating capacity to 43 seats. The petitioner claims for a reduced rate of tax. For the said purpose, the petitioner approached the respondent by Ext.P6.

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

Considering the the facts and circumstances of the case, this writ petition is disposed of directing the respondent to consider Ext.P6 after conducting an inspection and also adverting to Ext.P3 Circular within a period of two weeks from the date of receipt of a copy of this judgment. The petitioner shall produce the vehicles before the respondent for inspection.

Sd/-

A.MUHAMED MUSTAQUE, JUDGE.