

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

TUESDAY, THE 23RD DAY OF JUNE 2015/2ND ASHADHA, 1937

WP(C).No. 18761 of 2015 (U)

PETITIONER(S)/PETITIONER :

**K. MUHAMMED ALI
S/O.MOIDEENKUTTY, KUTTIYIL HOUSE, PANTHIRANGADI PO
THIRURANGADI TALUK, MALAPPURAM DISTRICT**

**BY ADVS.SRI.P.V.JAYACHANDRAN
SRI.S.SUDHEESHKAR
SRI.E.B.SHIVANANDAN
SRI.NIDHI BALACHANDRAN
SRI.PAUL V.KOLLINAL**

RESPONDENT(S)/RESPONDENTS:

- 1. THE REGIONAL TRANSPORT AUTHORITY
MALAPPURAM, REPRESENTED BY ITS SECRETARY,
MALAPPURAM**
- 2. THE SECRETARY, REGIONAL TRANSPORT AUTHORITY,
MALAPPURAM**

BY GOVERNMENT PLEADER SMT.K.A.SAGEETHA

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
23-06-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:**

VS

WP(C).No. 18761 of 2015 (U)

APPENDIX

PETITIONER(S)' EXHIBITS

**P1:- TRUE COPY OF THE APPLICATION UNDER SECTION 78(1)(C) OF
THE MOTOR VEHICLES ACT IN PRESCRIBED FORM WITH A SET OF
RUNNING TIME AND REQUEST DTD 8/6/2015 SUBMITTED BY THE
PETITIONER**

RESPONDENT(S)' EXHIBITS

NIL

/TRUE COPY/

PA TO JUDGE

VS

A.V.RAMAKRISHNA PILLAI, J

W.P.(C).No.18761 of 2015

Dated this the 23rd day of June, 2015

JUDGMENT

The petitioner is seeking a positive direction to consider Ext.P1 application for grant of temporary permit.

2. Petitioner is the owner of a stage carriage bearing Reg.No.KL 55-3459 having regular permit on the route Thanur-Parappanangadi - Kozhikode. The vehicle was purchased from Shri.Muhammed Abdulla Haji in November 2007. Due to some objections, the joint application for transferring the regular permit in favour of the petitioner was delayed up to 28.1.2015 and the same is now pending for the ratification of the 1st respondent since 21.5.2015. Due to the stoppage of the stage carriage bearing Reg.No.KL 55-3459, the travelling public of the route Thanur- Parappanagadi - Kozhikode is put to hardship. So in the interest of general travelling public, petitioner purchased latter model vehicle bearing Registration No.KL08 AW-4242 and submitted Ext.P1 application for grant of temporary permit on the route

Thanur- Parappanagadi - Kozhikode in the vacant place of the Stage Carriage bearing Registration No.KL 55-3459 until the permit is endorsed into the petitioner's name. The same is pending. Hence this writ petition.

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

Considering the nature of submission and nature of prayer, the writ petition is disposed of directing the respondents to consider and pass appropriate orders on Ext.1, within a period of one month from the date of receipt of a copy of this judgment.

To facilitate an early action, the petitioner shall be at liberty to produce a copy of this judgment as well as a copy of this petition before the respondents at the earliest.

Sd/-
A.V.RAMAKRISHNA PILLAI
JUDGE

VS