

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI

TUESDAY, THE 4TH DAY OF AUGUST 2015/13TH SRAVANA, 1937

WP(C).No. 22626 of 2015 (C)

PETITIONER :

**SREEKUMAR S.,
SABARICKAL PADEETTATHIL, KATTACHIRA,
PALICKAL P.O., ALAPPUZHA.**

BY ADV. SRI.G.PRABHAKARAN

RESPONDENT :

**THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY CUM
REGIONAL TRANSPORT OFFICER,
ALAPPUZHA-688 001.**

BY GOVERNMENT PLEADER SMT. K.A.SANJEETHA

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 04-08-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

sts

WP(C).No. 22626 of 2015 (C)

APPENDIX

PETITIONER(S)' EXHIBITS

**EXT.P1. TRUE COPY OF THE PROCEEDINGS GRANTING REGULAR PERMIT ON
 THE ROUTE CHERUTHANA-PANDALAM DATED 19/5/2015.**

**EXT.P2. TRUE COPY OF THE TEMPORARY PERMIT APPLICATION DATED
 17/7/2015 IN THE ROUTE CHERUTHANA-PANDALAM FOR THE VEHICLE
 KL-4/M 914.**

EXT.P3. TRUE COPY OF THE CHELAN RECEIPT DATED 22/7/2015.

RESPONDENT(S)' EXHIBITS: NIL

/TRUE COPY/

P.A.TO JUDGE

sts

A.V. RAMAKRISHNA PILLAI, J.

W.P.(C) No. 22626 of 2015

Dated this the 4th day of August, 2015

J U D G M E N T

The petitioner is seeking a direction to the respondent for implementing Ext.P1 proceedings granting regular permit.

2. The petitioner has been granted with a regular stage carriage permit to operate on the route between Cheruthana and Pandalam. According to the petitioner, the timing of this service was almost same as that of an abandoned service. The petitioner alleges that though he produced the records of vehicle bearing Reg.No.KL 4/M 914 in time and requested to issue the granted permit, it is not issued so far. According to him, there is no challenge against Ext.P1 proceedings granting permit. As there was delay in issuing regular permit, the petitioner applied for four months' temporary permit vide Ext.P2, which is also pending consideration. Hence, this writ petition.

3. Heard the learned counsel for the petitioner and the learned senior Government Pleader.

4. The learned senior Government Pleader, on

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instructions, submitted that the delay in issuing the permit is on account of the failure on the part of the petitioner in producing the records of the vehicle.

5. However, the learned counsel for the petitioner submitted that he is ready to produce the records of the vehicle.

Therefore, the writ petition is disposed of as follows;

- The petitioner is permitted to produce the relevant records before the RTA without fail if the same were not already produced.
- The respondent is directed to issue regular permit, on the basis of Ext.P1 proceedings, if the same is otherwise in order, within a period of one month from the date of production of the records of the vehicle.
- As the petitioner has already submitted Ext.P2 application for temporary permit, the same also shall be considered by the Secretary of the RTA, within a period of two weeks from the date of receipt of a copy of this writ petition, if the same is otherwise in order.

Sd/-

A.V. RAMAKRISHNA PILLAI
JUDGE

bka/-