

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 6TH DAY OF AUGUST 2015/15TH SRAVANA, 1937

WP(C).No. 22817 of 2015 (B)

PETITIONERS :

- 1. K.B.RAFEEK, AGED 55 YEARS,
HOUSE NO.10/224-E, THEKKE KANAVATH HOUSE,
NETTOOR P.O., MARADU-682040.**
- 2. SAJITH SAXON, AGED 34 YEARS,
THOUNDAYIL HOUSE, NETTOOR P.O., MARADU-682040.**

BY ADV. SRI.M.JITHESH MENON

RESPONDENTS :

- 1. THE SECRETARY TO GOVERNMENT
TAXATION DEPARTMENT, GOVERNMENT SECRETARIAT,
TRIVANDRUM, PIN-695001.**
- 2. THE REGIONAL TRANSPORT OFFICER,
(TAXATION OFFICER), REGIONAL TRANSPORT OFFICE,
ERNAKULAM-682030.**
- 3. THE SECRETARY
REGIONAL TRANSPORT AUTHORITY, ERNAKULAM,
CIVIL STATION, KAKKANAD, KOCHI-682030.**

BY GOVERNMENT PLEADER SMT. M.T.SHEEBA

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 06-08-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

bp

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P1 : TRUE COPY OF THE RELEVANT PAGES OF THE REGISTRATION
CERTIFICATE IN RESPECT OF STAGE CARRIAGE KL-7/AN 6862.
- EXT.P2 : TRUE COPY OF THE REGULAR PERMIT ISSUED IN RESPECT OF
STAGE CARRIAGE KL-7/AN 6862 DT.15-11-2003.
- EXT.P3 : TRUE COPY OF THE JOINT APPLICATION FOR TRANSFER SUBMITTED
BY THE PETITIONERS DT.25-6-2015.
- EXT.P4 : TRUE COPY OF THE LETTER ISSUED BY R3 DT.29-6-2015.
- EXT.P5 : TRUE COPY OF THE REQUEST SUBMITTED BY THE PETITIONERS
BEFORE R1 DT.7-7-2015.

RESPONDENT(S)' EXHIBITS : NIL.

//TRUE COPY//

P.A. TO JUDGE

bp

A. MUHAMED MUSTAQUE, J.

W.P(C). No. 22817 of 2015

Dated this the 6th day of August, 2015

J U D G M E N T

The 1st petitioner is a registered owner of vehicle bearing No.KL-7/AN 6862. The tax in respect of the vehicle from 01.10.2014 to 30.06.2015 is in arrears. The 1st petitioner now wants to transfer the vehicle in favour of the 2nd petitioner. The authority insisted payment of tax arrears as a condition for effecting transfer. Petitioners have approached this Court seeking instalment facility to clear the tax arrears.

2. This Court is of the view that the instalment facility can be given to the petitioners, however transfer need to be effected only satisfying the entire tax arrears. Therefore, the petitioners are permitted to discharge the tax arrears in four monthly instalments starting from 20.08.2015.

This writ petition is disposed of.

**Sd/-
A. MUHAMED MUSTAQUE, JUDGE.**