

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

MONDAY, THE 14TH DAY OF SEPTEMBER 2015/23RD BHADRA, 1937

WP(C).No. 23617 of 2015 (B)

PETITIONER:

**PRAVEEN
S/O.ARUMUKAN,
RESIDING AT NAGESWARAM
KALLANKATTUPARAMBU,
KUZHALMANNAM,
PALAKKAD - 678 702.**

BY ADV. SRI.P.R.VENKETESH

RESPONDENTS:

- 1. THE REGIONAL TRANSPORT OFFICER
PALAKKAD - 678 001.**
- 2. SUB REGIONAL TRANSPORT OFFICER, ALATHUR
PALAKKAD - 678 541.**

BY GOVERNMENT PLEADER SMT. SANJEETHA K.A.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
14-09-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

APPENDIX

PETITIONER(S)' EXHIBITS

- EXT.P-1: TRUE COPY OF THE CERTIFICATE OF REGISTRATION KL-50-7662
IN THE NAME OF THE PETITIONER**
- EXT.P-2: TRUE COPY OF THE INVOICE ISSUED BY THE GREENFIELD
EQUIPMENT TO THE PETITIONER DATED 2.3.2015**
- EXT.P-3: TRUE COPY OF THE COMMUNICATION DATED 25.9.2007 ISSUED
BY THE TRANSPORT COMMISSIONER, THIRUVANANTHAPURAM
TO ALL THE DEPUTY TRANSPORT COMMISSIONERS & REGIONAL
TRANSPORT OFFICERS**
- EXT.P-4: PHOTOGRAPH SHOWING THE VEHICLES**
- EXT.P-5: TRUE COPY OF SUCH A CERTIFICATE BEARING REGISTRATION
NO.TN 38 B10028 ISSUED BY THE ASST. REGISTERING AUTHORITY.**
- EXT.P-6: TRUE COPY OF THE DETAILS OF THE VEHICLE ISSUED BY THE
CENTRAL FARM MACHINERY TRAINING & TESTING INSTITUTE.**
- EXT.P-7: TRUE COPY OF THE CERTIFICATE OF REGISTRATION NO. KL-09-
X-6337**

RESPONDENT(S)' ANNEXURES:-

ANNEXURE -R1(a): COPY OF THE PHOTOGRAPH OF THE ORIGINAL VEHICLE

ANNEXURE -R1(b): COPY OF THE JUDGMENT IN W.P.(C). NO. 13443/2014

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 23617 OF 2015

Dated this the 14th day of September, 2015

JUDGMENT

The petitioner is yet to file a proper application for change in the certificate of registration of the vehicle. The petitioner wants the entry 'Tractor' in the registration certificate to be changed as 'Tractor mounted with Harvester'.

2. The petitioner relies on Ext. P7 certificate in relation to a 'Tractor mounted Harvester' bearing Registration No.KL-09-X-6337. The petitioner also relies on Ext. P3 communication dated 25.09.2007 from the Transport Commissionerate. The Government Pleader points out that Ext. P3 was issued on the basis of a certificate issued by the Central Farm Machinery Training and Testing Institute, Budni, Madhyapradesh whereas there is no such certificate in the present case. The Government Pleader also contends that the alteration as sought offends Section 52 of the Motor Vehicles Act. Reliance is placed on the judgment dated 24.06.2014 in W.P.(C). No. 13443/2014.

3. Any application for change in the certificate of registration made by the petitioner within one month from

today shall be dealt with by the second respondent within a period of one month thereafter. Needless to say that the petitioner shall be put on notice and heard in the exercise.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS