

**IN THE HIGH COURT OF KERALA AT ERNAKULAM**

**PRESENT:**

**THE HONOURABLE MR. JUSTICE A.V.RAMAKRISHNA PILLAI**

**WEDNESDAY, THE 12TH DAY OF AUGUST 2015/21ST SRAVANA, 1937**

**WP(C).No. 24484 of 2015 (I)**  
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**PETITIONER:**  
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**M.C.MATHAI, S/O. CHACKO,  
MAMBILLIKUZHAYIL HOUSE, SOUTH MARADY,  
MUVATTUPUZHA, ERNAKULAM DT.**

**BY ADV. SRI.P.DEEPAK**

**RESPONDENT:**  
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**THE SECRETARY,  
REGIONAL TRANSPORT AUTHORITY,  
MUVATTUPUZHA - 686661.**

**BY GOVERNMENT PLEADER SMT.K.A.SANJEETHA**

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION  
ON 12-08-2015, THE COURT ON THE SAME DAY DELIVERED THE  
FOLLOWING:**

**mbr/**

WP(C).No. 24484 of 2015 (I)

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**APPENDIX**

**PETITIONER(S)' EXHIBITS:**

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**EXHIBIT P1- A TRUE COPY OF THE AGENDA (RELEVANT EXTRACT) FOR THE MEETING OF THE RTS, MUVATTUPUZHA SCHEDULED TO BE HELD ON 17-08-2015.**

**EXHIBIT P2- A TRUE COPY OF APPLICATION FOR TEMPORARY PERMIT FILED ON 10-08-2015.**

**EXHIBIT P3- A TRUE COPY OF THE REPRESENTATION DATED 07-08-2015 OF THE MLA, MUVATTUPUZHA.**

**EXHIBIT P4- A TRUE COPY OF THE JUDGMENT DATED 09-04-2014 IN WPC NO. 10614/2014.**

**RESPONDENT(S)' EXHIBITS:**

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**NIL**

**//TRUE COPY//**

**P.S. TO JUDGE**

**mbr/**

**A.V.RAMAKRISHNA PILLAI, J.**

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**W.P.(C)No.24484 of 2015**  
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**Dated this the 12<sup>th</sup> day of August, 2015.**

**J U D G M E N T**

The petitioner is seeking a direction to the respondent to consider Ext.P2 temporary permit application pending consideration of application for regular permit.

2. The petitioner is a stage carriage operator. He filed an application for the grant of a regular permit to conduct service on the route Muvattupuzha-Piravam-Koothattukulam. The said application has been boarded up for consideration in the meeting of the RTA, Muvattupuzha scheduled to be held on 17.8.2015. According to the petitioner, he has filed a separate application for temporary permit on the very same route taking into account the urgent and particular temporary need prevailing on the route in question. The petitioner submits that the necessity for the immediate introduction of the proposed service has also been endorsed by the MLA representing Muvattupuzha

vide Ext.P3 representation. It is with this backdrop, the petitioner has approached this Court.

3. I have heard the standing counsel for the respondent and the learned counsel for the petitioner.

4. Considering the nature of submissions made and the relief sought in this petition, this writ petition is disposed of as under :

The respondent is directed to consider Ext.P2 application for temporary permit and pass positive orders on the same, pending consideration of regular permit application, within a period of 2 weeks from today, taking into account the forthcoming Onam festival season, if there is no legal impediment, in the light of Ext.P4 judgment.

Sd/-  
**A.V.RAMAKRISHNA PILLAI,**  
**Judge.**

ami/

//True copy//

P.A. to Judge