

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

MONDAY, THE 28TH DAY OF SEPTEMBER 2015/6TH ASWINA, 1937

WP(C).No. 29272 of 2015 (H)

PETITIONER(S) :

T.P.MUHAMMED KUTTY AGED 50 YEARS
S/O.HUSSANKUTTY HAJI
THOPPASSERI HOUSE, VALIYAPARAMBA.P.O
PULIKKAL, MALAPPURAM DISTRICT

BY ADVS.SRI.G.HARIHARAN
SMT.N.C.SALINI

RESPONDENT(S) :

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1. THE DISTRICT EXECUTIVE OFFICER
KERALA MOTOR TRANSPORT WORKERS WELFARE FUND,
MALAPPURAM - 676 505.
 2. ASSISTANT PROVIDENT FUND COMMISSIONER
EMPLOYEES PROVIDENT FUND ORGANISATION
SUB REGIONAL OFFICE, PB-1806
ERANJIPALAM.P.O, KOZHIKODE- 673 006
 3. REGIONAL TRANSPORT OFFICER
MALAPPURAM - 676 505
 4. SMT.PATHUKUTTY
THOPPASSERI HOUSE, VALIYAPARAMBA.P.O
PULIKKAL, MALAPPURAM DISTRICT

R2 BY ADV. SRI.THOMAS MATHEW NELLIMOOTTIL,STANDING COUNSEL,
P.F.

R1 BY SRI.P.M.HABEEB, STANDING COUNSEL

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
28-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C) .No. 29272 Of 2015

APPENDIX

PETITIONERS EXHIBITS

P1- TRUE COPY OF OF THE REGISTRATION CERTIFICATE OF VEHICLE NO.KL-10AH-6097 AFTER EFFECTING TRANSFER OF OWNERSHIP IN THE NAME OF THE PETITIONER

P2-TRUE COPY OF THE COMBINED CHALLAN DATED 12.09.2015 ISSUED FROM THE 2ND RESPONDENTS OFFICE FOR HAVING RECEIVED CONTRIBUTION TOWARDS EPF INCLUDING THE VEHICLE MENTIONED IN EXT.P1

P3-TRUE COPY OF THE JUDGMENT DATED 4.8.2015 MADE IN W.P(C) 20740/2015.

RESPONDENTS EXHIBITS

NIL

TRUE COPY

SKS

P.A. TO JUDGE

V.CHITAMBARESH, J.

W.P (C) No.29272 of 2015

Dated this the 28th day of September, 2015

J U D G M E N T

The petitioner asserts that the assigner of the bus bearing registration No.KL-10AH-6907 impleaded as the 4th respondent was covered under the scheme formulated by the 2nd respondent. The petitioner is free to produce the relevant documents before the 1st respondent in order to enable him to escape from the liability to pay the Kerala Motor Transport Workers Welfare Fund for the period in question.

2. Any motion made in this regard by the petitioner within two weeks from today shall be dealt with the 1st respondent within a period of one month therefrom. Needless to say that the petitioner and respondents 2 and 4 shall be put on notice and heard in the exercise.

The Writ Petition is disposed of accordingly.

**V.CHITAMBARESH,
Judge.**

sks