

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

THURSDAY, THE 8TH DAY OF OCTOBER 2015/16TH ASWINA, 1937

WP(C).No. 30643 of 2015 (E)

PETITIONER:

**VEERANKUTTY. AGED 49 YEARS
SON OF AHAMMED KUTTY
393, PUTHIYAPARAMBATH
KOLATHARA P.O.
FEROKE, KOZIKODE**

**BY ADVS.SRI.G.HARIHARAN
SRI.PRAVEEN.H.**

RESPONDENT:

**THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY
KOZHIKODE - 673 001**

BY GOVERNMENT PLEADER SMT. SANJEETHA K.A.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
08-10-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

DCS

WP(C).No. 30643 of 2015 (E)

APPENDIX

PETITIONER(S)' EXHIBITS

- P1 : COPY OF THE REGISTRATION CERTIFICATE OF BUS NO. KL-11-T-622**
- P2: COPY OF THE REGISTRATION CERTIFICATE OF BUS NO. KL -10Q-7464**
- P3: COPY OF THE COMMUNICATION DATED 20.09.2015 SENT BY THE
RESPONDENT ADDRESSED TO THE PETITIONER**

RESPONDENT(S)' EXHIBITS:- NIL

/TRUE COPY/

P.A. TO JUDGE

DCS

V. CHITAMBARESH, J

W.P.(C). NO. 30643 OF 2015

Dated this the 08th day of October, 2015

JUDGMENT

Ext. P3 order rejecting the application for replacement of the vehicle cannot be sustained. There is no inhibition in law to replace a new vehicle with an older vehicle. The only condition is that the vehicle should be roadworthy.

2. I quash Ext.P3 order rejecting the application for replacement. The respondent shall reconsider the application with notice to the petitioner. The same shall be done within a period of three weeks from the date of receipt of a copy of this judgment.

The writ petition is disposed of.

**V. CHITAMBARESH
JUDGE**

DCS