

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE V.CHITAMBARESH

TUESDAY, THE 29TH DAY OF SEPTEMBER 2015/7TH ASWINA, 1937

WP(C).No. 33910 of 2014 (K)

PETITIONER(S):

SUDHA SASIKUMAR, AGED 47 YEARS
W/O.SASIKUMAR, BALAKRISHNA MOTORS, GURUVAYOOR
THRISSUR.

BY ADV. SRI.P.DEEPAK

RESPONDENT(S):

1. THE REGIONAL TRANSPORT AUTHORITY,
PALAKKAD-678001.
2. THE SECRETARY,
REGIONAL TRANSPORT AUTHORITY, PALAKKAD-678001.

R1&2 BY ADV. GOVERNMENT PLEADER SMT.SANJEETHA.K.A.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
29-09-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX

PETITIONER(S)' EXHIBITS

- P1: COPY OF THE JUDGMENT DATED 24.07.2014 THE STAT ALLOWED MVAA NO.315 OF 2011.
- P2: COPY OF THE DECISION OF THE STATE TRANSPORT AUTHORITY DATED 27.05.2014.
- P3: COPY OF THE DECISION OF THE REGIONAL TRANSPORT AUTHORITY, PALAKKAD IN ITEM NO.85 (RELEVANT EXTRACT)
- P4: COPY OF THE APPLICATION FOR TEMPORARY PERMIT DATED 29.09.2014.
- P5: COPY OF THE JUDGMENT DATED 27.10.2014 IN WPC.NO.27953 OF 2014.
- P6: COPY OF THE DECISION OF THE 1ST RESPONDENT DATED 24.10.2014.
- P7: COPY OF THE APPLICATION FOR TEMPORARY PERMIT ON THE ROUTE PALAKKAD-PATTAMBI DATED 8.12.2014.

RESPONDENT(S)' EXHIBITS

- R2(A) TRUE COPY OF CLAUSE IV OF G.O NO.42/2009 DATED 14.7.2009
- R2(B) TRUE COPY OF THE JUDGMENT PASSED BY THE STAT, ERNAKULAM IN MVAA.NO.515/2006
- R2(C) TRUE COPY OF THE ORDER DATED 29.7.2011
- R2(D) TRUE COPY OF THE ENQUIRY REPORT DATED 27.10.2014 SUBMITTED BY THE MOTOR VEHICLES INSPECTOR.
- R2(E) TRUE COPY OF THE OBJECTION DATED 15.10.2014 SUBMITTED BY THE DISTRICT TRANSPORT OFFICER , PALAKKAD.
- R2(F) TRUE COPY OF THE AGENDA NOTES CIRCULATED AMONG THE MEMBERS OF THE RTA.
- R2(G) TRUE COPY OF THE APPLICATION DATED 1.10.2015 FOR FRESH REGULAR PERMIT ON THE ROUTE GURUVAYOOR-PALAKKAD.
- R2(H) TRUE COPY OF THE DECISION OF THE REGIONAL TRANSPORT AUTHORITY, PALAKKAD DATED 25.5.06
- R2 (I) TRUE COPY OF THE JUDGMENT DATED 27.11.2008 IN W.P.(C) NO.31309/2006.
- R2(J) TRUE COPY OF THE JUDGMENT DATED 29.1.2009 IN W.A.NO.712/2007

WP(C) NO.33910/2014

: 2 :

- R2(K) TRUE COPY OF APPLICATION FOR RENEWAL OF PERMIT SUBMITTED BY THE PETITIONER ON 17.6.2011.
- R2(L) TRUE COPY OF APPLICATION FOR TEMPORARY PERMIT ON THE PATTAMBI-PALAKKAD ROUTE FOR THE PERIOD FROM 4.7.2011 TO 3.11.2011.
- R2(M) TRUE COPY OF JUDGMENT DATED 15.7.2011 IN W.P.(C) NO.18664/2011
- R2(N) TRUE COPY OF WP(C) NO.27953/2014 FILED BY THE PETITIONER.
- R2(O) TRUE COPY OF THE E-MAIL DATED 4.11.2014 FORWARDED TO THE DEPUTY TRANSPORT COMMISSIONER BY THE SECRETARY, RTA.
- R2(P) TRUE COPY OF THE LETTER DATED 4.11.2014 ISSUED BY THE PETITIONER TO THE RTO, PALAKKAD.

//TRUE COPY//

P.S. TO JUDGE.

V.CHITAMBARESH, J.

W.P (C) No.33910 of 2014

Dated this the 29th day of September, 2015

J U D G M E N T

The petitioner has reportedly filed an application dated 2.6.2015 for renewal of permit on the modified curtailed route (Palakkad-Pattambi). The petitioner asserts that the same is in consonance with Ext.P6 decision of the first respondent and Ext.P1 judgment of the State Transport Appellate Tribunal.

2. I direct the first respondent to consider the application afore stated dated 2.6.2015 treating the same as one for renewal of the existing permit on the modified route. The same shall be done with notice to the petitioner and the Kerala State Road Transport Corporation. Every endeavour shall be made to take a decision thereon in the next meeting convened by the first respondent.

The writ Petition is disposed of.

Sd/-
V.CHITAMBARESH,
Judge.

nj/29.09.15