

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.HARILAL

THURSDAY, THE 10TH DAY OF DECEMBER 2015/19TH AGRAHAYANA, 1937

WP(C).No. 36712 of 2015 (L)

PETITIONER(S):

VIJAYALAKSHMI AGED 46 YEARS
W/O.RAJAN, PALAYATT HOUSE, VILLYPALLY PO
VADAKARA, KOZHIKODE DISTRICT

BY ADV. SRI.SAJU J.VALLYARA

RESPONDENT(S):

THE SECRETARY
REGIONAL TRANSPORT AUTHORITY, VADAKARA 673010

R BY ADV.K.A.SANJEETHA, SENIOR GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON
10-12-2015, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

WP(C).No. 36712 of 2015 (L)

APPENDIX

PETITIONER(S) ' EXHIBITS

P1:PHOTOCOPY OF THE REGULAR PERMIT VIDE PERMIT NO.P.ST.18/310/2003
ISSUED TO THE PETITIONER BY THE RESPONDENT
P2:TRUE COPY OF THE TEMPORARY REGISTRATION OF THE NEW VEHICLE BEARING
NO. KL-11-BP-TEMP-2179
P3:PHOTOCOPY OF THE REPLACEMENT APPLICATION DATED 20.11.2015 SUBMITTED
BY THE PETITIONER BEFORE THE RESPONDENT
P4:PHOTOCOPY OF THE JUDGMENT IN WPC.NO.5509/2014 DATED 25.02.2014

RESPONDENT(S) ' EXHIBITS

NIL

TRUE COPY

SKS

P.A. TO JUDGE

K.HARILAL, J.

W.P(C)NO. 36712 OF 2015

Dated this the 10th day of December, 2015

JUDGMENT

The petitioner is the registered owner of a stage carriage bearing registration No. KL 59-B-4323, which is covered with a regular permit on the route Vannathipoyil-Vadakara and the same is valid up to 27.5.2019. Since the above vehicle has serious engine faults, the service is disrupted due to repeated break down. So, the petitioner acquired a hired vehicle bearing temporary registration No.KL-11 BP-TEMP-2179 for replacing the existing vehicle and he has submitted Ext.P3 application for replacement of the same before the respondent; but the same has not been considered so far. This is the grievance ventilated in this writ petition.

2. Heard both the sides. The learned Government Pleader, on instructions, submits that the petitioner has not produced the current records of the incoming vehicle and on that reason the respondent could not pass order either granting permission or rejecting the permission.

3. In the above view of the matter, the respondent is directed to consider and pass orders on Ext.P3 application within a period of three weeks, provided that the petitioner shall produce all the current records of the incoming vehicle as required by the respondent within a period of one week from the date of receipt of a copy of this judgment.

This writ petition is disposed of accordingly.

sks

K.HARILAL, JUDGE