

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE K.HARILAL

FRIDAY, THE 4TH DAY OF DECEMBER 2015/13TH AGRAHAYANA, 1937

WP(C) .No. 36848 of 2015 (E)

PETITIONER(S) :

JEEMON V.K., AGED 39 YEARS,
S/O.KESAVA PANICHER, VALLIKKERIL HOUSE,
EZHUMANATHURUTH P.O., MUTTUCHIRA, KOTTAYAM DISTRICT.

BY ADV. SRI.I.DINESH MENON

RESPONDENT(S) :

THE SECRETARY, REGIONAL TRANSPORT AUTHORITY,
KOTTAYAM-686002.

BY SR.GOV'T. PLEADER SMT.K.A.SANJEETHA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 04-12-2015, THE COURT ON THE SAME DAY DELIVERED
THE FOLLOWING:

WP(C) .No. 36848 of 2015 (E)

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1- TRUE COPY OF THE TEMPORARY PERMIT DTD.17.11.2015

EXT.P2- TRUE COPY OF THE JUDGMENT IN WP(C) .20898/15
DTD.7.8.2015

EXT.P3- TRUE COPY OF THE TEMPORARY PERMIT APPLICATION DATED
3.12.2015 WITH CHALAN.

EXT.P4- TRUE COPY OF THE JUDGMENT IN WP(C) .34517/15
DTD.16.11.2015

RESPONDENT'S EXHIBITS: NIL

OKB

// True copy//

P.A. to Judge

K.HARILAL, J.

W.P.(C) No.36848 of 2015

Dated this the 4th day of December, 2015.

JUDGMENT

The petitioner is an existing operator on the route Kaipuzhamuttu-Palamkadavu on the basis of the temporary permit issued in the vacancy of the stage carriage bearing Registration No.KL-15/K-6834 and the said temporary permit is valid till 6.12.2015. Since the basic permit holder is not operating the service, the petitioner herein again applied for re-issue of temporary permit by submitting Ext.P3. According to the petitioner, there is absolutely no legal impediment in granting the temporary permit subject to preferential claim of the basic permit holder. Since the permit granted earlier to the basic permit holder, pursuant to the direction of this Court in Ext.P2, is expiring on 6.12.2015, if temporary permit is not re-issued to the petitioner, he will be put to great hardship. The grievance of the petitioner is that Ext.P3 has not been considered so far. It is only appropriate that the temporary permit application

Ext.P3 be considered and orders be passed at the earliest.

2. In the above view of the matter, the Secretary, R.T.A., is directed to consider Ext.P3 and pass orders accordingly, at the earliest, at any rate, within a period two weeks from today.

This writ petition is disposed of accordingly.

Sd/—
K. HARILAL, JUDGE

okb.