

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE A.MUHAMED MUSTAQUE

THURSDAY, THE 17TH DAY OF DECEMBER 2015/26TH AGRAHAYANA, 1937

WP(C).No. 38378 of 2015 (V)

PETITIONER(S):

- 1. RENJITH, S/O. RAVI, AGED 24 YEARS,
NERIPPARA HOUSE, VADATTUPARA P.O.,
KOTHAMANGALAM TALUK, ERNAKULAM DISTRICT,
(DRIVER OF EXCAVATOR JCB BEARING
REGISTRATION NO.KL-17-G-8796).**
- 2. PRINCE ABRAHAM, S/O. ABRAHAM,
AGED 30 YEARS, PADIKKATTU HOUSE,
SENAPATHY, IDUKKI DISTRICT,
(OWNER OF EXCAVATOR JCB BEARING
REGISTRATION NO.KL-17-G-8796).**
- 3. LALU, S/O.NARAYANAN, AGED 24 YEARS,
KANNANPILLIL HOUSE, KOOVAPPADY P.O.,
PERUMBAVUR TALUK, ERNAKULAM DISTRICT,
(DRIVER OF EXCAVATOR JCB BEARING
REGISTRATION NO.KL-44-A-9993).**
- 4. SUNNY JOSEPH, S/O. PAILY JOSEPH,
AGED 42 YEARS, KELAMKUZHACKAL HOUSE,
1/447, AIYOORPADAM, UPPUKANDOM,
KOTHAMANGALAM, ERNAKULAM DISTRICT,
(OWNER OF EXCAVATOR JCB BEARING
REGISTRATION NO.KL-44-A-9993).**

BY ADV. SRI.P.M.ZIRAJ.

RESPONDENT(S):

- 1. THE SUB INSPECTOR OF POLICE,
KOTHAMANGALAM POLICE STATION,
ERNAKULAM DISTRICT-683 021.**
- 2. THE JOINT REGIONAL TRANSPORT OFFICER,
KOTHAMANGALAM, ERNAKULAM DISTRICT-683 021.**

WP(C).No. 38378 of 2015 (V)

**3. THE REGIONAL TRANSPORT OFFICER,
CIVIL STATION, KAKKANADU,
ERNAKULAM DISTRICT-682 030.**

**4. STATE OF KERALA,
REPRESENTED BY SECRETARY TO GOVERNMENT,
MOTOR VEHICLE DEPARTMENT,
GOVERNMENT OF KERALA,
GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM-695 001.**

BY GOVT. PLEADER SRI.BIJU MEENATTOOR.

**THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 17-12-2015, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:**

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- EXT.P1 COPY OF THE ORDER OF THIS HONOURABLE COURT
DATED 13/02/2014 IN CRL.MC. NO.1190/2014.
- EXT.P2 COPY OF THE ORDER OF THIS HONOURABLE COURT
DATED 13/02/2014 IN CRL.MC. NO.1194/2014.
- EXT.P3 COPY OF THE RECEIPT OF THE COMPOUNDING FEE IN
CONNECTION WITH THE SEIZURE OF THE VEHICLE BEARING
REGISTRATION NO.KL-17-G-8796 DATED 18/03/2014 ISSUED BY
THE FIRST RESPONDENT.
- EXT.P4 COPY OF THE RECEIPT OF THE COMPOUNDING FEE IN
CONNECTION WITH THE SEIZURE OF THE VEHICLE BEARING
REGISTRATION NO.KL-44-A-9993 DATED 18/03/2014 ISSUED BY
THE THE FIRST RESPONDENT.
- EXT.P5 COPY OF THE ENTRY MADE BY THE SECOND RESPONDENT
IN THE REGISTRATION CERTIFICATE OF THE VEHICLE BEARING
REGISTRATION NO.KL-17-G-8796.
- EXT.P6 COPY OF THE ENTRY MADE BY THE SECOND RESPONDENT
IN THE REGISTRATION CERTIFICATE OF THE VEHICLE BEARING
REGISTRATION NO.KL-44-A-9993.

RESPONDENT'S EXHIBITS:- NIL.

//TRUE COPY//

P.S. TO JUDGE

rs.

A. MUHAMED MUSTAQUE, J.

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W.P.(C). No.38378 of 2015

Dated this the 17th day of December, 2015

JUDGMENT

Petitioners' vehicles were involved in a crime registered under the relevant provisions of the Mines and Mineral (Development and Regulation) Act, 1957. Petitioners compounded the offence under the relevant provisions of Kerala Minor Mineral Concession Rules, 1967. Petitioners are aggrieved of the endorsement in the R.C. Book regarding involvement of the crime.

2. This Court is of the view that, since the offence has been compounded, there is no necessity to make endorsement in the R.C.Book.

3. Accordingly, there will be a direction to the second respondent to remove the entries in the R.C.Book of the vehicles bearing registration Nos. KL-17-G 8796 and KL-44-A 9993, within a period of two weeks from the date of receipt of a copy of this judgment.

The writ petition is disposed of.

**A. MUHAMED MUSTAQUE,
JUDGE.**