

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 28.09.2015

CORAM:

THE HONOURABLE Mr.JUSTICE R.MAHADEVAN

W.P.No.29272 of 2015

and

M.P.No.1 of 2015

Dr.K.Natarajan

... Petitioner

Vs

The Regional Transport Officer,
Gobichettipalayam, Erode District.

.... Respondent

Writ petition filed under Article 226 of the Constitution of India for the issuance of writ of mandamus directing the respondent to consider the petitioner's application dated 12.12.2006 for grant of mini bus stage carriage permit between Anthiyur Bus Stand and Thoppapalayam, Erode District and pass orders on the petitioner's application.

For Petitioner : Mr.Bharathidasan
for Ms.T.Ramadevi

For Respondent : Mr.M.S.Ramesh,
Addl. Govt. Pleader

ORDER

Petitioner has filed this writ petition, seeking for the issuance of a mandamus to direct the respondent to consider his application dated 12.12.2006 for grant of mini bus stage carriage permit between Anthiyur Bus Stand and Thoppapalayam, Erode District.

2.It is the case of the petitioner that the application filed by him for grant of mini bus permit was returned for production of solvency certificate and residential proof. Since the respondent refused to receive the application resubmitted by the petitioner, he has filed a writ petition in W.P.No.9134 of 2007, seeking a direction to the respondent to receive the application, process the same and pass orders. By order dated 13.03.2007, this Court directed the respondent to receive the application and dispose of the same within a period of twelve weeks. Pursuant to the order of this Court, the respondent received the application but has not passed any orders. Therefore, the petitioner made several representations on 10.11.2014,

11.04.2015 and 10.08.2015 respectively. Since no action has been taken by the respondent, the petitioner has filed the present writ petition.

3. Heard the learned counsel appearing for the petitioner and the learned Additional Government Pleader appearing for the respondent.

4. Despite the direction of this Court made in W.P.No.9134 of 2007 dated 13.03.2007 to dispose of the application of the petitioner, even after a lapse of more than seven years, no orders have been passed by the respondent till date. The lethargic attitude of the respondent cannot be countenanced.

5. Today, the learned Additional Government Pleader, produced a communication from the Regional Transport Officer dated 23.09.2015, wherein it has been stated that the Government of Tamil Nadu published a new comprehensive scheme with effect from 23.02.2011. But nothing has been stated about the fate of the petitioner's application.

6. Considering the facts and circumstances of the case, the respondent is directed to consider the application of the petitioner and pass appropriate orders on merits and in accordance with law, within a period of four weeks from the date of receipt of a copy of this order. The writ petition is disposed of accordingly. No costs. Consequently, connected miscellaneous petition is closed.

-s/d-

Assistant Registrar(J)

dt:08/10/2015

True Copy

Sub-Assistant Registrar

mmi
To

The Regional Transport Officer,
Gobichettipalayam, Erode District

+1 cc to M/S.P.T.Ramadevi, Advocate sr.52644
+1 cc to Government pleader High Court Madras
sr.53375

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