

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

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**CWP-22581-2017
Decided on : 4.10.2017**

**THE NEW UNITED TRANSPORT PVT. LTD. THRU BHOLA
SINGH ITS MANAGING DIRECTOR**

..PETITIONER

VS

**THE SECRETARY REGIONAL TRANSPORT AUTHORITY
GURDASPUR AND ORS.**

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. P.S.Bawa, Advocate
for the petitioner.

AJAY TEWARI, J.(Oral)

By this petition the petitioner has claimed that the Himachal Roadways Corporation bus which runs from Dalhousie to Pathankot and which is scheduled to start at 10:10 AM from Dalhousie is not adhering to its time table, with the result that the petitioner is not able to pick up the passengers which would otherwise would fall to its share. The prayer made is that a mandamus be issued to RTA Jalandhar to ensure that that bus adheres to its time table.

Learned counsel has vehemently argued that he has no equally efficacious remedy except to approach this Court. I however, disagree. It is not the province of the Writ Court to enforce individual timings of buses. Tomorrow, one bus operator can file a writ petition in the High

Court to say that the driver employed by his rival operator has not proper driving licence and therefore High Court should issued a mandamus to the transport authorities to take action, a third petition may come by one operator saying that the tyres of the buses of the rival operator are not having good tread as which is prescribed and therefore, a mandamus be issued to the concerned RTA to inspect those tyres. Another operator may say that a particular bus belonging to a rival operator has outlived its life and RTA is not looking into the legitimate grievance.

To my mind such disputes cannot be decided by the Writ Court. The petition stands dismissed.

Since the main case has been decided, the pending civil miscellaneous application, if any, also stands disposed of.

4.10.2017
anuradha

(AJAY TEWARI)
JUDGE

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Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No