

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated: 09.10.2018
CORAM

THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

Writ Petition No.26312 of 2018

K.Sivalingam

... Petitioner

-Versus-

The Regional Transport Officer,
Regional Transport Office,
No.69/48, Bypass Road,
Poonamallee, Chennai - 600 056

... Respondent

Writ Petition filed under Article 226 of the Constitution of India, praying to issue a Writ of Mandamus directing the respondent to receive the application for renewal of fitness certificate and conduct the inspection on the petitioner's auto rickshaw bearing Regn NO.TN 12 A 1809 and renew the fitness certificate by considering the petitioner's representations dated 20.03.2018 and 12.04.2018 .

For Petitioner : Mr. R.Rajesh

For Respondents : Mr.A.N.Thambidurai,
Special Government Pleader

ORDER

This writ petition has been filed seeking a direction to the respondent to receive the petitioner's application for issuing fitness certificate to the Auto Rickshaw.

2. The grievance of the petitioner is that earlier fitness certificate granted to the Auto Rishaw expired on 20.02.2017. Due to some financial problem, he was not able to get the original R.C.Book, in the said circumstances, he was not able to obtain a fitness certificate. Now, the petitioner's approached the respondent and filed application for fitness certificate, which was not received by the respondent. Hence, this writ petition has been filed.

3. The learned Special Government Pleader appearing for the respondent, on instructions, submitted that, the petitioner can file the application along with late fees and on filing such application, it will be considered by the respondent.

4. In the said circumstances, the petitioner is directed to file necessary application before the respondent along with the prescribed fees within a period of two weeks from the date of receipt of a copy of this order and on filing such application, the respondent is directed to consider the same and pass suitable orders on merits and in accordance with law within a period of 2 weeks thereafter.

5. Accordingly, this writ petition is disposed of . No costs.

Sd/-

Assistant Registrar(CS IX)

//True Copy//

Sub Assistant Registrar

mrp

To

1.The Regional Transport Officer,
Regional Transport Office,
No.69/48, Bypass Road,
Poonamallee, Chennai - 600 056

+1cc to Mr.R.Rajesh, Advocate, S.R.No.69618

+1cc to the Government Pleader, S.R.No.70591

W.P.No.26312 of 2018

rrs 15/11/2018

सत्यमेव जयते

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