

CWP-16505-2021

Date of decision : September 09, 2021

M/s Triveni Transport Corporation
Versus

.....Petitioner

State of Haryana and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Mr. Shivam Grover, Advocate for the petitioner.

Mr. Ashish Yadav, Addl. AG, Haryana.

LISA GILL, J.

Prayer in this writ petition is for removal of e-challan from the portal.

It is submitted that petitioner's vehicle was not even present at the spot at the time of issuance of challan. Petitioner's vehicle has been shown in the list of black listed vehicles. There is a further prayer for processing of petitioner's application for renewal of fitness certificate of the vehicle and quashing of any subsequent penalties etc., which may have been imposed on the vehicle of the petitioner.

Learned counsel for the State, on instructions from Sh. Gajender Kumar, RTA, Rewari submits that challan of Rs.86,000/- in fact stood deposited on 13.04.2018. E-challan has been removed from the portal in question and necessary action shall be taken on the application, if any, moved by the petitioner seeking fitness certificate/renewal thereof in accordance with law. Learned counsel for the petitioner has, however, denied deposit of any amount by the petitioner.

Be that as it may, keeping in view the specific prayer in this petition for removal of e-challan from the portal and its subsequent removal, continuance of present proceedings are not called for. However, it is directed that in case, the petitioner files necessary application for renewal of fitness certificate within two weeks, same be considered and decided in accordance with law by the competent

authority within four weeks. Needless to say, petitioner is at liberty to avail remedy/remedies, as may be available to it for seeking compensation/damages, if at all, made out. It is made clear that there is no expression of opinion on the merits of the matter or even deposit or otherwise of the amount of Rs.86,000/-.

Writ petition is disposed of, accordingly.

September 09, 2021
Rts

(Lisa Gill)
Judge

Whether speaking/reasoned : Yes/No Whether reportable : Yes/No