

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

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**CWP-25572-2021
Date of decision: 16.12.2021**

Tilak Raj

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

**Present: Mr. Vikas Sheel Verma, Advocate
for the petitioner.**

ANIL KSHETARPAL, J (Oral)

The petitioner assails the correctness of an order dated 23.08.2021, passed by the Transport Commissioner, Haryana.

Some facts are required to be noticed.

On the application of the petitioner, a conditional letter of intent was issued on 05.04.2017, for the grant of route permit for operating the bus under a particular Stage Carriage Scheme. The aforesaid conditional offer lapsed.

The Hon'ble Supreme Court while deciding Civil Appeal No.556 of 2020, permitted the applicants to submit their fresh applications. The petitioner submitted an application but it was neither on the prescribed pro forma nor it was accompanied by requisite fee. The Transport Commissioner after noticing these facts, has rejected the petitioner's application.

The learned counsel representing the petitioner contends that the amount of Rs.25,000/- was deposited in the year 2017, when the application was submitted at that time. He submits that the petitioner has

also while applying on 27.01.2020, has stated that if the petitioner is required to deposit the amount, he be intimated so as to enable him to deposit the amount. Hence, he contends that the order passed by the Transport Commissioner is erroneous.

On a court question, the learned counsel representing the petitioner failed to draw the attention of the Court to any provision that lays down that once Rs.25,000/- (the application money) is deposited, then no application money shall be required to be deposited along with the fresh application for grant of permit. The Hon'ble Supreme Court while disposing of the appeal has only granted an opportunity to the interested persons to apply because the litigations remained pending for quite some time. However, the applicants were required to submit a complete application in all respects.

Hence, no ground to issue the writ as prayed for is made out.

Dismissed.

All the pending miscellaneous applications, if any, are also disposed of.

December 16, 2021
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(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No