IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR. JUSTICE DINESH KUMAR SINGH

WEDNESDAY, THE 31ST DAY OF JULY 2024 / 9TH SRAVANA, 1946

WP(C) NO. 26140 OF 2024

PETITIONER/S:

K.M. USAMA RIYALU
AGED 52 YEARS
S/O K.M RIYALU ,ILLATH SADAKATH,KACHERY, IRINJAPALAM
P.O. ,KOZHIKODE, PIN - 673006
BY ADV PRASAD CHANDRAN

RESPONDENT/S:

1 **THE REGIONAL TRANSPORT AUTHORITY**
VATAKARA , REPRESENTED BY ITS SECRETARY, MINI CIVIL STATION, VATAKARA, KOZHIKODE, PIN - 673101

2 **THE SECRETARY, REGIONAL TRANSPORT**
AUTHORITY, VATAKARA, MINI, CIVIL STATION, VATAKARA
KOZHIKODE, PIN - 673101

SRI. SREEJITH V.S.-GP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 31.07.2024, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

JUDGMENT

The present writ petition has been filed with the following relief:-

> "issue a writ of mandamus or any other appropriate writ, direction or order directing the 2nd respondent to comply with Exhibit P3 order of the Tribunal in M.P. No.1573/2024 in M.V.A.A.No. 160/2024 in the interest of justice forthwith; ito ssue a writ of mandamus to direct the 2nd respondent to permit the petitioner to operate service on the route Thamarassery Chunkam - Ballussery- Koyilandy- Vatakara- Kannur- Parassainikadavu in respect of stage carriage KL-57/ B-1821as per the order of the tribunal and pass orders thereon forthwith or within a time limit , in the interest of justice; to issue any other appropriate writ, direction or order which this Hon'ble Court deem fit in the circumstances of the case."

2.The learned Government Pleader submits that the State Government has filed a review petition No. 1805/ 2024 seeking the review of the interim order in M.P No. 1573/2024 in MVAA No. 160/2024 before the State Transport Appellate Tribunal, Ernakulam, and therefore, the interim order has not been complied with.

Considering the said stand of the State, Transport Appellate Tribunal is directed to consider and pass necessary order on the pending review petition No. 1805/2024 expeditiously, in accordance with the law,

preferably within a period of fifteen days from today.

In view thereof, the present writ petition is disposed of as above.

Sd/-

DINESH KUMAR SINGH
JUDGE

SJ

APPENDIX OF WP(C) 26140/2024

PETITIONER EXHIBITS

EXHIBIT P1	**TRUE COPY OF THE JUDGMENT IN W.P.(C) NO. 4490/2024 DATED 06.02.2024**
EXHIBIT P2	**TRUE COPY OF THE ORDER OF THE 1ST RESPONDENT DATED 27.02.2024**
EXHIBIT P3	**TRUE COPY OF THE ORDER M.P. NO. 1573/2024 IN MVAA NO. 160/2024 FILED BEFORE THE STATE TRANSPORT APPELLATE TRIBUNAL ERNAKULAM**