



CWP-22871-2021

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

CWP-22871-2021
Decided on:21.08.2025

Azad Taxi Union (Punjab)

.... Petitioner

versus

State of Punjab and another

.... Respondents

**CORAM: HON'BLE MRS. JUSTICE LISA GILL
HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA**

Present: Mr. Raj Kaushik, Advocate
for the petitioner.

Mr. Raghav Garg, AAG, Punjab.

Lisa Gill, J. (Oral)

Prayer in this writ petition is for issuance of direction to the respondents for not collecting additional fees as a consequence to amendment of Rule 32 and Rule 81 of Central Motor Vehicles Rules, 1989.

2. Learned counsel for petitioner submits that prayer with respect to direction to respondents for not collecting the additional fees in consequence to the amendment of Rule 32 and Rule 81 of Central Motor Vehicles Rules, 1989 has been accepted, however, the question of refund of the amount so collected till 2022 is required to be addressed.

3. As per short reply dated 26.02.2024, it is specifically stated as under:

“6. That it would be not out of place to mention here that CWP-5573-2020 titled as Rajinder Parshad vs. State of Punjab and others was filed before the Hon’ble Punjab and Haryana High Court and same was



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allowed dated 17.02.2021 with an observation that the demand of the additional fee is unjustified.

7. That it is worthwhile to mention here that vide letter dated 18.01.2022 was issued by then Principal Secretary to Government of Punjab, Department of Transport wherein it has been decided that all kinds of additional fees mentioned in rule 32 and 81 of the Central Motor Vehicle Rules, 1989 in pursuance of the notification No.G.S.R. 1183E dated 29.12.2016 issued by the Ministry of Road Transport and Highways shall not be levied and same be subject to the outcome in SLP (Civil) No.23648 of 2017, which is pending till date in the Hon’ble Supreme Court of India. The letter dated 18.01.2022 is annexed herewith as Annexure R-2.”

It is informed that SLP is still pending adjudication before Hon’ble the Supreme Court.

3. Keeping in view the facts and circumstances of the matter, this writ petition is disposed of with liberty to the petitioner to seek appropriate remedies, if any, as may be available to it depending upon the outcome of SLP (Civil) No.23648 of 2017.

(LISA GILL)
JUDGE

21.08.2025
Sonia

(MEENAKSHI I. MEHTA)
JUDGE

Whether speaking/reasoned?	Yes/No
Whether reportable?	Yes/No