IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR. JUSTICE P.B.SURESH KUMAR

WEDNESDAY, THE 21ST DAY OF DECEMBER 2016/30TH AGRAHAYANA, 1938

WP(C).No. 40840 of 2016 (D)

PETITIONER(S):

HANEEFA PALAKKAL
PALAKKAL HOUSE,
ATHANIKKAL, VALLUVAMBRAM P.O.,
MALAPPURAM

BY ADV. SRI.K.V.GOPINATHAN NAIR

RESPONDENT(S):

THE SECRETARY, REGIONAL TRANSPORT AUTHORITY
PALAKKAD-678 001

BY SENIOR GOVERNMENT PLEADER C.S.SHEEJA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 21-12-2016, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

W.P.(C).NO.40840 OF 2016

APPENDIX

PETITIONER'S EXHIBITS:

EXT.P1 : TRUE COPY OF THE APPLICATION SUBMITTED FOR TEMPORARY PERMIT DATED 20.10.2016

RESPONDENT'(S) EXHIBITS: NIL

// TRUE COPY//

P A TO JUDGE

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P.B.SURESH KUMAR, J.

W.P.(C) No.40840 of 2016

Dated this the 21st day of December, 2016

JUDGMENT

The petitioner has applied for a temporary permit to operate a stage carriage service in the defaulted vacancy of a service operating on a regular permit. Ext.P1 is the application preferred by the petitioner for grant of temporary permit. The grievance of the petitioner in the writ petition concerns the inaction on the part of the respondent in considering Ext.P1 application.

2. Heard the learned counsel for the petitioner as also the learned Government Pleader.

3. Having regard to the facts and circumstances, the writ petition is disposed of directing the respondent to consider Ext.P1 application and grant the temporary permit sought by the petitioner without prejudice to the right of the regular permit holder to resume service, if there is no other better claimant for the grant sought by the petitioner. This shall be done within two weeks from today.

Sd/-
P.B.SURESH KUMAR
JUDGE

bpr