

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28.02.2011

CORAM

THE HONOURABLE MR. JUSTICE VINOD K.SHARMA

W.P.Nos.12907, 12908 of 2002 and 13747 of 2002

C.Rakkiappan ... Petitioner in W.P.No.12907/2002
V.Chokkaiyan ... Petitioner in W.P.No.12908/2002
P.Periyaswamy ... Petitioner in W.P.No.13747/2002

Vs.

The Regional Transport Authority,
Erode, Erode District. ... Respondents

W.P.No.12907 of 2002:

Writ petition has been filed under Article 226 of the Constitution of India to issue a writ of Certiorarified mandamus, calling for the records of the respondent herein in R.No.9231/A2/99 dated 14.9.2000 and quash the same in so far as the operation of the order namely "The Town Services on Route No.1 and K1 owned by the Private operators and the Town Services on Route No.1 owned by T.N.S.T.C. Ltd., Erode will ply (via) Majeeth street, as they are permitted" in so far as it affects the petitioner is concerned and direct the respondent herein to permit the petitioner to operate from Erode Bus stand (via) Nachiappa street, in respect of the petitioner's vehicle No.TN-33-L-5236.

W.P.No.12908 of 2002:

Writ petition has been filed under Article 226 of the Constitution of India to issue a writ of Certiorarified mandamus, calling for the records of the respondent herein in R.No.9231/A2/99 dated 14.9.2000 and quash the same in so far as the operation of the order namely "The Town Services on Route No.1 and K1 owned by the Private operators and the Town Services on Route No.1 owned by T.N.S.T.C. Ltd., Erode will ply (via) Majeeth street, as they are permitted" in so far as it affects the petitioner is concerned and direct the respondent herein to permit the petitioners to operate from Erode Bus stand (via) Nachiappa street, in respect of the petitioner's vehicle No.TN-33-L-5347.

W.P.No.13747 of 2002:

Writ petition has been filed under Article 226 of the Constitution of India to issue a writ of Certiorari mandamus, calling for the records of the respondent herein in R.No.9231/A2/99 dated 14.9.2000 and quash the same in so far as it affects the petitioner is concerned and directing the respondent to permit the petitioner to operate his vehicle No.TN-33-E-1516 - Erode Town Service No.29, namely "Erode Bus stand to Pondipalayam (via) Nachiappa street.

For petitioners : Mr.M.Krishnappan

For respondents : Mr.B.Vijay, G.A.

COMMON ORDER

It is not disputed that the impugned orders are appealable. The stand of the learned counsel for the petitioner, is that the authorities under the Act failed to supply certified copies, of the order impugned so as to defeat the right of the petitioners to avail statutory remedy of appeal.

2. The action of the respondent, in not supplying the copy of the impugned order is deprecated, the quasi judicial authorities cannot refuse to supply the certified copy of the order.

3. The writ petitions, are disposed of with the direction to the respondent, to supply the certified copy of the impugned order, to the petitioners within one month of the receipt of certified copy of this order. The petitioners thereafter will be at liberty to file an appeal, within 30 days of the receipt of the certified copy of the order.

4. The petitioners shall be liberty to file application for stay of the impugned order along with appeal. The interim order shall continue till the disposal of the application for stay, by the appellate authority. No costs.

vaan

Sd/-

Asst. Registrar

//True Copy//

Sub Asst. Registrar

To

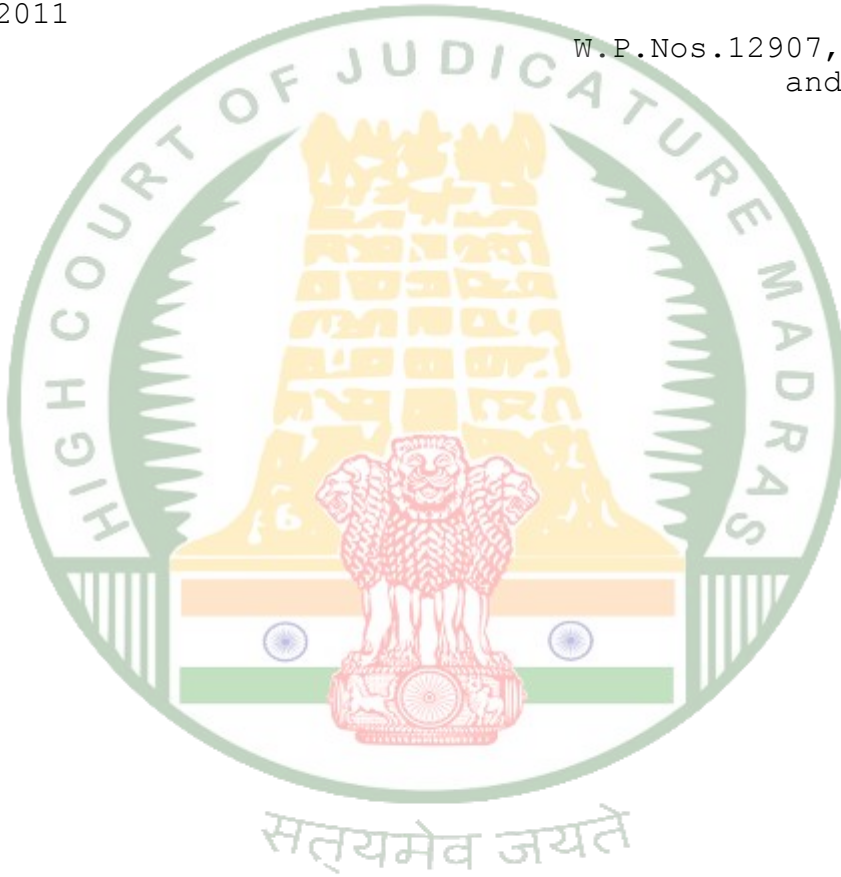
The Regional Transport Authority,
Erode, Erode District.

+ 3 ccs to Mr. R. Swarnalatha, Advocate SR No.14048,13952,14045

+ 1 cc to Government Pleader, SR No.14542

VSN(CO)
SR/8.3.2011

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