

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT:

THE HONOURABLE MR.JUSTICE A.M.SHAFFIQUE

FRIDAY, THE 28TH DAY OF JUNE 2013/7TH ASHADHA, 193

WP(C).No. 14909 of 2013 (K)

PETITIONER(S):

BIJOY PHILIP,
AGED 42 YEARS, S/O.K.A. PHILIPPOSE,
KANJIRATHUMMOOTTIL HOUSE,
MOOLAVATTOM P.O., KOTTAYAM.

BY ADV. SRI.P.DEEPAK.

RESPONDENT(S):

THE REGIONAL TRANSPORT OFFICER,
(LICENSING AUTHORITY),
KOTTAYAM-686 001.

BY GOVT. PLEADER MR.JOSE ADIYODI.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 28-06-2013, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

rs.

APPENDIX

PETITIONER'S EXHIBITS:-

- EXHIBIT P1: COPY OF THE LICENCE DATED 25.03.2013 ISSUED IN FORM 11 VALID TILL 17.12.2017.
- EXHIBIT P2: COPY OF THE APPLICATION IN FORM 12 DATED 26.04.2013 WITH THE CASH RECEIPT.
- EXHIBIT P3: COPY OF THE CERTIFICATE OF REGISTRATION OF KL-05/A 7803.
- EXHIBIT P3(A): COPY OF THE CERTIFICATE OF REGISTRATION OF KL-09/M 6181.
- EXHIBIT P4: COPY OF THE COMPLAINT DATED 03.06.2013 ADDRESSED TO THE TRANSPORT COMMISSIONER.

RESPONDENT'S EXHIBITS:-

NIL.

//TRUE COPY//

P.S. TO JUDGE.

rs.

A.M.SHAFFIQUE, J

W.P.C.No.14909 of 2013

Dated this the 28th day of June 2013

J U D G M E N T

The petitioner is running a driving school and he intends to start a driving school for heavy goods vehicles as well as heavy passenger vehicles. The contention of the petitioner is that though Ext.P2 application was submitted by the petitioner on 26/04/2013 for a licence to start the new driving school so far no action has been taken by the respondent authorities to consider Ext.P2.

2. The learned Government Pleader takes notice on behalf of the respondents and submits that there are some cases pending against the petitioner.

3. Whatever may be the said circumstances, when an application is received for issuing licence to engage in the business of imparting instructions to drive motor vehicles, the concerned authority is under obligation to pass appropriate orders in accordance with the procedure

prescribed.

In the result, this writ petition is disposed of as follows:

Respondent shall consider Ext.P2 and pass appropriate orders within a period of two weeks from the date of receipt of a copy of this judgment.

(sd/-)

(A.M.SHAFFIQUE, JUDGE)

jsr

