

**HIGH COURT OF JAMMU & KASHMIR AND LADAKH
AT JAMMU**

**WP(C) No. 2336/2024
CM No. 5698/2024**

Ravinder KumarAppellant(s)/Petitioner(s)

Through: Mr. Ram S Chauhan, Advocate.

vs

UT of J&K and others Respondent(s)

Through: Mr. Bhanu Jasrotia, GA

Coram: HON'BLE MR. JUSTICE RAJNESH OSWAL, JUDGE

ORDER
30.09.2024

ORAL

1. Issue notice to the respondents.
2. Mr. Bhanu Jasrotia, learned GA enters appearance and waives notice on behalf of the respondents.
3. With the consent of appearing counsel for the parties, the matter has been taken up for final disposal.
4. The petitioner is aggrieved of Order No. ARTO/D/2024-25/7031-39 dated 25.07.2024 issued by the respondent No. 4, whereby the driving license of the petitioner has been suspended for a period of three months.
5. The contention of the petitioner is that no opportunity of hearing was afforded to the petitioner before passing the order dated 25.07.2024 in terms of Section 19 of the Motor Vehicle Act, though in the final order, it has been mentioned that notice was issued to the petitioner.

6. It is submitted by the learned counsel for the petitioner that final order dated 25.07.2024 and show cause notice dated 08.07.2024 were served together upon the petitioner only on 14.08.2024.
7. At this stage, learned counsel for the petitioner very fairly submits that the order issued by the respondent No. 4 is an appealable order in terms of Section 19 (3) of the Motor Vehicle Act.
8. In view of this, the present petition is disposed of by permitting the petitioner to file statutory appeal before the respondent No. 2 within a period of seven days from today and in the event any such appeal is filed, the respondent No. 2 shall make an endeavour to dispose of the appeal within a period of one month from the date of filing of the appeal.
9. **Disposed of along with the connected application.**

(RAJNESH OSWAL)
JUDGE

Jammu
30.09.2024
Sahil Padha

Whether the order is speaking: Yes/No.
Whether the order is reportable: Yes/No.