

**BBN Passenger Coop. Transport Society Ltd. vs. State
of H.P. and others
CWP No. 5400 of 2024**

26.03.2025 Present: Mr. Ajay Sharma, Senior Advocate with Mr. Athrav Sharma, Advocate for the petitioner.

Mr. Anup Rattan, Advocate General with Mr. I.N. Mehta, Sr. Additional Advocate General, Mr. Ramakant Sharma, Mr. Navlesh Verma, Mr. Sushant Keprate, & Ms. Sharmila Patial, Additional Advocates General and Mr. Raj Negi, Deputy Advocate General, for the respondents-State.

Learned Counsel for the petitioner on instructions states that his client could have possibly paid the Special Road Tax (SRT) prior to November, 2023, in terms of Section 67 of the Motor Vehicles Act, provided the fare is fixed.

We have perused the reply filed on behalf of respondents and there is nothing on record to indicate that the rates of payment of SRT have as a matter of fact been fixed by the respondents.

Obviously, in such circumstances, the petitioner cannot be asked to perform the impossible. Let clear cut instructions be imparted by the respondents on next date of hearing.

List on 02.04.2025.

**(Tarlok Singh Chauhan)
Judge**

**(Sushil Kukreja)
Judge**

March 26, 2025
(yogesh/pankaj)