

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

**WP(C) No. 544/2024
CM No. 1308/2024**

M/s Dashmesh Indane Gas Service
Shakti Nagar Jammu

.....Appellant(s)/Petitioner(s)

Through: Mr. Vikram Sharma, Sr. Advocate with
Mr. Sachin Dev Singh, Advocate.

vs

UT of J&K and others

..... Respondent(s)

Through: None.

Coram: HON'BLE MR. JUSTICE SANJAY DHAR, JUDGE

**ORDER
13.03.2024**

1. The petitioner has challenged order No. 03-RTOJ of 2024 dated 01.03.2024 issued by respondent No. 2, whereby Goods Carriage Route Permits bearing Nos. JK2024-GP-0202A, JK2024-GP-0199A, JK2024-GP-0201A, JK2024-GP-0200A, JK2024-GP-0205A, JK2024-GP-0203A and JK2024-GP-0204A issued in favour of vehicles of the petitioner bearing registration Nos. JK02DH4401, JK02DH4436, JK02DH4482, JK02DH4491, JK02DH5214, JK02DH5219 and JK02DH5273 respectively, have been modified/alterd and issued in the category of Trade and Business only.
2. Learned senior counsel appearing for the petitioner has submitted that in terms of proviso to the Rule 74 of the J&K Motor Vehicles Rules, 1991, restriction on issue of permits to persons other than domiciles of J&K does not apply to route permits granted for carriage of goods for the purpose of trade and business. Therefore, it was not open to

respondent No. 2 to pass the impugned order, restricting the operation of the route permits granted in favour of the petitioner in respect of the aforesaid vehicles.

3. Issue notice to the respondents, subject to petitioner's taking necessary steps within a period of one week.
4. List on **10.05.2024**.
5. In the meanwhile, subject to objections from the other side and till next date of hearing before the Bench, impugned order dated 01.03.2024 issued by respondent No. 2 shall remain in abeyance.

Jammu
13.03.2024
Sahil Padha



(SANJAY DHAR)
JUDGE