



2025:KER:16097

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT

THE HONOURABLE MR.JUSTICE N.NAGARESH

MONDAY, THE 24TH DAY OF FEBRUARY 2025 / 5TH PHALGUNA, 1946

WP(C) NO. 7450 OF 2025

PETITIONERS:

- 1 SABEER KHAN
 AGED 48 YEARS, S/O ALI KHAN,
 AL NOOR, KANICHANALLOOR, MUTTOM P.O.,
 HARIPAD, PIN - 690511.

- 2 SANTHAMMA
 AGED 68 YEARS
 GEETHALAYAM, VALIYAKUZHY, MUTTOM P.O.,
 HARIPAD, PIN - 690511.

BY ADVS.
RILGIN V.GEORGE
K.T.RAVEENDRAN
AKSHARA K.P.
ARATHY P.S.
MEERA J. MENON
ANAGHA MANOJ

RESPONDENTS:

- 1 THE REGIONAL TRANSPORT AUTHORITY
 ALAPPUZHA, REPRESENTED BY ITS SECRETARY,
 OFFICE OF THE REGIONAL TRANSPORT OFFICER,
 CIVIL STATION, ALAPPUZHA-, PIN - 688001.

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- 2 THE SECRETARY
REGIONAL TRANSPORT AUTHORITY, ALAPPUZHA,
OFFICE OF THE REGIONAL TRANSPORT OFFICER,
CIVIL STATION, ALAPPUZHA-, PIN - 688001.
- 3 THE DISTRICT COLLECTOR & CHAIRMAN
REGIONAL TRANSPORT AUTHORITY, ALAPPUZHA,
CIVIL STATION, ALAPPUZHA-, PIN - 688001.

BY ADV.SRI.SREEJITH V.S., GOVERNMENT PLEADER

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR
ADMISSION ON 24.02.2025, THE COURT ON THE SAME DAY
DELIVERED THE FOLLOWING:



J U D G M E N T

Dated this the 24th day of February, 2025

The petitioners state that the 1st petitioner is the holder of a Regular Stage Carriage bearing registration No.KL-31-B-8955 and permit to conduct service on the route Arattupuzha – Chengannur. Ext.P2 joint application for transfer of Ext.P1 Stage Carriage permit from the name of the 1st petitioner to the name of the 2nd petitioner, is pending before the 1st respondent. Ext.P3 representation has been filed before the 3rd respondent, requesting that orders on Ext.P2 application may be taken by circulation of papers under Rule 130 of the Kerala Motor Vehicles Rules, 1989.

2. In the instant case, both the transferor and the transferee are the petitioners and no person other than the petitioners have any right to be heard in accordance with the provisions of the Act and the Rules. In that view of the matter,



orders can be passed on Ext.P2 application by circulation of papers. In similar situation, this Court has directed orders to be taken by circulation of papers. Hence, it is appropriate to issue direction to the 1st respondent to consider Ext.P2 by circulation of papers, under Rule 130 of the Kerala Motor Vehicles Rules.

3. I have heard the learned Counsel for the petitioners and the learned Government Pleader representing the respondents.

In the facts and circumstances of the case, the writ petition is disposed of directing the 1st respondent to take a decision on Ext.P2 joint application submitted by the petitioners, within a period of two months from the date of receipt of certified copy of this judgment. If no physical meeting is scheduled, the decision shall be taken by circulation of papers.

Sd/-
N. NAGARESH
JUDGE

W.P. (C) No. 7450 of 2025

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APPENDIX OF WP(C) 7450/2025

PETITIONER EXHIBITS

Exhibit P1	A TRUE COPY OF THE PERMIT BEARING REGISTRATION NUMBER KL-31-B-8955
Exhibit P2	A TRUE COPY OF THE JOINT APPLICATION DATED 16.12.2024
Exhibit P3	TRUE COPY OF THE REPRESENTATION DATED 01.01.2025
Exhibit P4	TRUE COPY OF THE JUDGMENT DATED 07.10.2020 IN WPC NO.21045 OF 2020