

C1/9367/TC2016

Transport Commissionerate, Keralam
Trans Towers, Thiruvananthapuram
Dated: 07-07-2016

From
The Transport Commissioner

To
All Deputy Transport Commissioners
All Regional Transport Officers
All Joint Regional Transport Officers

Sir,

Sub: Motor Vehicles Department-Exemption from BS IV norms-Direction
issuing of-Reg

Ref: 1. Interim Order of Hon'ble High Court in W.P.(C) No.
21900/2016(J) dated 29-06-2016

2. This office letters of even number dated 23-05-2016 ,
07-06-2016 and 17-06-2016

Attention is invited to the above references. Copy of the interim order of
Hon'ble High Court vide reference 1st cited is enclosed herewith for information
and strict compliance.

Yours faithfully

Sd/-

Senior Deputy Transport Commissioner
(Taxation)
For Transport Commissioner

Approved for issue


Junior Superintendent



IN THE HIGH COURT OF KERALA AT ERNAKULAM

Present:

THE HONOURABLE MR. JUSTICE SHAJI P. CHALY

Wednesday, the 29th day of June 2016/8th Ashadha, 1938

WP(C).No.21900/2016(J)

PETITIONERS:

1. M/S.ARCHANA MOTORS PVT.LTD., DOOR NO. 13/1-56,59, VAZHAPPILLY ARCADE, NEAR LULU CONVENTION CENTRE, AYYANTHOLE P.O., THRISSUR, PIN 680 003. REPRESENTED BY ITS MANAGING DIRECTOR, SHIBU JOB C.
2. M/S POPULAR MEGA MOTORS (I) LTD., KUTTAKARAN CENTRE, MAMANGALAM, ERNAKULAM-682 025. REPRESENTED BY ITS HEAD-SALES, JYOTHISH M.

RESPONDENTS:

1. STATE OF KERALA, REPRESENTED BY SECRETARY TO DEPARTMENT OF MOTOR VEHICLES SECRETARIAT, THIRUVANANTHAPURAM-695 001.
2. THE TRANSPORT COMMISSIONER, TRANS TOWERS, THIRUVANANTHAPURAM-695 001.
3. UNION OF INDIA, REPRESENTED BY ITS SECRETARY TO THE MINISTRY OF ROAD TRANSPORT AND HIGHWAYS-110 001.

Writ Petition (civil) praying inter alia that in the circumstances stated in the affidavit filed along with the WP(C) the High Court be pleased to pass an interim order staying the implementation of Ext.P1 and Ext P5, to the extent it prohibits the registration of BS III four wheeled transport vehicles (commercial vehicles), pending consideration of the writ petition.

This petition coming on for admission upon perusing the petition and the affidavit filed in support of WP(C) and upon hearing the arguments of M/S. ZIYAD RAHMAN, LAL K.JOSEPH, SALIM K.I., SHIRAZ BAVA V.S., JOSEPH KURIAN VALLAMATTAM & ANSAR K.H., Advocates for the petitioners, GOVERNMENT PLEADER for Respondents 1 and 2 and of SRI N.NAGARESH, ASSISTANT SOLICITOR GENERAL OF INDIA for Respondent 3, the court passed the following:

ORDER

Learned Government Pleader takes notice for respondents 1 and 2. Assistant Solicitor General of India takes notice for Respondent 3.

There will be an interim direction staying operation of Ext.P5 to the extent it prohibits the registration of BS III four wheeler (commercial vehicles), for a period of two months.

Government Pleader to file counter affidavit.

Post along with WP(C) No.19028/2016.

29-06-2016

Sd/- SHAJI P. CHALY, JUDGE

/true copy/

Gr. 16

29.6.16