

**(1997) 09 AHC CK 0073**

**Allahabad High Court**

**Case No:** C.M.W.P. No. 31877 of 1990

Bir Singh

APPELLANT

Vs

Regional Transport Authority,  
Dehradun and another

RESPONDENT

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**Date of Decision:** Sept. 17, 1997

**Citation:** (1999) 1 ACC 101 : (1998) 1 AWC 708

**Hon'ble Judges:** R.R.K. Trivedi, J; M. Katju, J

**Bench:** Division Bench

**Advocate:** M.M. Ghildyal, for the Appellant; S.C. and A.D. Saunders, for the Respondent

**Final Decision:** Dismissed

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### **Judgement**

R.R.K. Trivedi and M. Katju, JJ.

Heard counsel for the petitioner and learned standing counsel.

2. This petition has been filed for a direction to the respondents not to grant/Issue permits on Dehradun-Vikas Nagar--Dak Paththar via Prem Nagar. This relief has been sought on the ground that the route is a notified route. In out opinion, it is not necessary to issue any direction in this regard. If the route in question or any part thereof is a notified route, then permit cannot be granted on the same.

3. We thus dispose of this petition with the direction to the respondent No. 1 that whenever they propose to grant any permit on the aforesaid route, they shall hear the petitioner who is an existing operator on the route and pass a speaking order on his objection before granting a permit. It shall be open to the petitioner to raise all questions of law and fact In their objection. The interim order dated 5.12.1990 is discharged.