

**Bir Singh Vs. Regional Transport Authority, Dehradun and Another**

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**SooperKanoon Citation :** [sooperkanoon.com/461975](http://sooperkanoon.com/461975)

**Court :** Allahabad

**Decided On :** Sep-17-1997

**Reported in :** I(1999)ACC101; 1998(1)AWC708

**Judge :** R.R.K. Trivedi and ;M. Katju, JJ.

**Acts :** [Motor Vehicles Act, 1988](#)

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

**Appellant :** Bir Singh

**Respondent :** Regional Transport Authority, Dehradun and Another

**Advocate for Def. :** S.C. and ;A.D. Saunders

**Advocate for Pet/Ap. :** M.M. Ghildyal, Adv.

**Judgement :**

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

1. 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.

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