

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 30th DAY OF MAY 2002

PRESENT
THE HON'BLE MR. N.K.JAIN, CHIEF JUSTICE
AND
THE HON'BLE MR. JUSTICE S.B.MAJAGE

WRIT APPEAL NO.323 OF 2002 (MV)

BETWEEN:

**H.G.Muralidhara Kamath,
 S/o H.Govindarao Kamath,
 Aged about 45 years,
 Sri.Krishna Motor Service,
 Arya Durgamam Street,
 Shimoga.**

..Appellant

(By Sri.A.S.Viswanath and M.E.Nagesh, Advocate)

AND

**1.The Secretary,
 Regional Transport Authority,
 Shimoga.**

**2.The Karnataka State Transport
 Appellate Tribunal,
 M.S.Building, Bangalore-1.
 By its Presiding Officer.**

**3.K.V.Jayaprakash,
 S/o Vijayendra Shanoy,
 Vijaya Motor Service,
 Old Thirthahalli Road, Shimoga.**

**(Transferee of permit held by
 Padmavati Samu, W/o Srinivasa Samu,
 Sadananda Seth House,4th Cross,
 Gandhi Bazar, Shimoga.**

..Respondents.

(by Sri.M/E.Nagesha, Advocate.)

This Writ Appeal is filed under Section 4 of the Karnataka High Court Act praying to set aside the order passed in W.P.No.47272/2001 dated 21-12-2001

This Writ Appeal coming on for preliminary hearing this day, THE CHIEF JUSTICE delivered the following:

J U D G M E N T

This writ appeal is filed against the order dated 21-12-2001 passed in W.P.No.47272/2000 wherein the learned Single Judge has not interfered with the order of the Regional Transport authority assigning timings to the stage carriages. The appeal was filed with an application for condonation of delay of 83 days in refiling the appeal.

2..Heard the learned counsel for the parties and perused the material on record.

3.Generally this Court is lenient in condoning the delay provided sufficient and reasonable cause is shown. In the instant case we find no good reason to condone the delay in refiling the appeal. That apart, no writ lies in the matter of assignment of timings. Hence, I.A.I/2002 is dismissed. Consequently, writ appeal is also dismissed.

sbb/-

1
Sd/-
Chief Justice

Sd/-
Judge