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**IN THE HIGH COURT OF MADHYA PRADESH  
AT JABALPUR  
BEFORE  
HON'BLE SHRI JUSTICE SUSHRUT ARVIND DHARMADHIKARI  
ON THE 19<sup>th</sup> OF JULY, 2022  
WRIT PETITION No. 14603 of 2022**

**Between:-**

**ANIMESH PANDEY S/O SHRI KAMLESH KUMAR  
PANDEY , AGED ABOUT 26 YEARS,  
OCCUPATION: BUS OPERATOR R/O H.NO. 141,  
GANDHI WARD, TEHSIL DEORI, DISTRICT  
SAGAR (M.P.) (MADHYA PRADESH)**

**.....PETITIONER**

**(BY SHRI BRAJESH DUBEY - ADVOCATE)**

**AND**

- 1. THE STATE OF MADHYA PRADESH THROUGH  
THE PRINCIPAL SECRETARY GOVERNMENT OF  
M.P. TRANSPORT DEPARTMENT  
MANTRALAYA, VALLAB BHAWAN BHOPAL  
(M.P.) (MADHYA PRADESH)**
- 2. THE REGIONAL TRANSPORT TRANSPORT  
AUTHORITY SAGAR DISTRICT SAGAR (M.P)  
(MADHYA PRADESH)**
- 3. THE REGIONAL TRANSPORT OFFICER/  
REGISTRING AUTHORITY SAGAR DISTRICT  
SAGAR (M.P.) (MADHYA PRADESH)**

**.....RESPONDENTS**

**(BY SHRI YASH SONI - GOVERNMENT ADVOCATE)**

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*This petition coming on for admission this day, the court passed the  
following:*

**ORDER**

Petitioner has filed this petition making a prayer for quashing of model condition in permit of non-plying of 15 years old vehicle. On aforesaid, the petitioner will not be able to ply his vehicle which was registered on 06.01.2008.

This vehicle is more than 15 years old, therefore, the condition No.1 in the permit will come in the way of the petitioner for plying her vehicle.

Learned counsel appearing for the petitioner submits that earlier identical writ petition has been decided and the condition attached with the permit has been quashed.

Learned Govt. Advocate for the State submits that similar writ petition has already been disposed of by this Court giving directions *mutatis mutandis* to the order passed in **Writ Petition No.6184/2019 (Smt. Sunita Jain Versus State of Madhya Pradesh)**.

I have heard learned counsel appearing for the parties.

The amended Rule 77(1-b) of Madhya Pradesh Motor Vehicles Rules, 1994 was substituted on 28.12.2015. It lays down that the restriction imposed by Sub Rule (1-a) of Rule 77 of the Madhya Pradesh Motor Vehicles Rules, 1994, so far as it relates to the stage carriage permit will not apply to vehicles, which were registered prior to date of amendment.

In view of aforesaid amendment of 28.12.2015 in the Madhya Pradesh Motor Vehicles Rules, 1994, the condition No.1 that the vehicle is more than 15 years old will not be operated is quashed in respect of vehicle bearing registration number MP-15-PA-0845.

With aforesaid directions, this writ petition is **disposed of**.

C.C. as per rules.

(S. A. DHARMADHIKARI)  
JUDGE

HS