



**IN THE HIGH COURT OF PUNJAB AND HARYANA  
AT CHANDIGARH**

CMs-7788-LPA-2024 & 5883-LPA-2025 in/and LPA-3160-2024 ( O&M )  
Date of Decision : 20.08.2025

New Malwa Highways Bus Service (Regd.)

.....Appellant

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SHEEL NAGU, CHIEF JUSTICE  
HON'BLE MR. JUSTICE SANJIV BERRY

Present: Mr. Amandeep Singh Rai, Advocate (arguing counsel), and  
Ms. Sunaina Rani, Advocate, for the appellant.

Mr. Vipin Pal Yadav, Addl. Advocate General, Punjab.

Mr. Amit Jhanji, Senior Advocate (arguing counsel), with  
Ms. Eliza Gupta, Advocate, and  
Mr. Sahil Shehrawat, Advocate, for respondents No.5 and 6.

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**SHEEL NAGU, CHIEF JUSTICE** ( Oral )

**CM-7788-LPA-2024**

In view of the reasons mentioned in application, duly supported  
by an affidavit, delay of 68 days in filing the appeal is condoned.

Accordingly, **CM-7788-LPA-2024** is allowed.

**CM-5883-LPA-2025**

Annexures A-1 to A-6 filed by the appellant are taken on record.

Accordingly, **CM-5883-LPA-2025** is allowed.

**LPA-3160-2024** ( O&M )

This intra-court appeal assails the final order dated 27.08.2024  
passed by learned Single Bench in CWP-19043-2024, which was filed by the  
appellant praying for the following reliefs :-



- “(i) *Writ in the nature of Mandamus for directing the official respondents No.3 & 4 to revoke/cancel all (composite permits) which have been clubbed against the mandatory provisions of Motor Vehicle Act and rules framed therein.*
- (ii) *Further, direction may kindly be given to respondent No.4 to reframe the timetable by mentioning permit No. and vehicle No. from Moga – Ludhiana and back approved as per the hearing notice dated 11.06.2024 (Annexure P-7) by considering the Legal Notice and delete/remove the names of Respondent No.5 to 9 of bus operators and also removed the name of other bus operators from the time table who have violated the norms and provisions of law and are defaulter of Motor Vehicle Tax.*
- (iii) *Any other order or relief which this Hon’ble Court deem fit in the facts and circumstances of this case, may kindly be passed.*
- (iv) *Service of advance notice of motion may be dispensed with in the peculiar facts and circumstances of the case.*
- (v) *Filing of certified/typed copies of Annexure and translated and typed copy of Annexures may kindly be dispensed with for placing on record of said Annexures;*
- (vi) *Costs of this writ petition be awarded in favour of the petitioner.”*

2. Vide order dated 27.08.2024, which has been impugned herein, learned Single Bench dismissed the writ petition being pre-mature, in the following terms :-



*“Present civil writ petition has been filed under Article 226 of the Constitution for issuance of a writ in the nature of mandamus directing respondents No.3 & 4 to revoke/cancel all composite permits granted to private respondents.*

2. *Heard learned counsel for the petitioner and perused the paper-book.*

3. *It transpires that legal notice dated 03.06.2024 (P-7) was served on behalf of the petitioner and after examining the same, a Committee was constituted by respondent No.4 on 04.07.2024 (P-6).*

4. *For reference, the order dated 04.07.2024 (supra) reads as under :-*

*“A legal notice has been received at this office from Mr. Kultar Singh, the New Malwa Bus Service, in which he has asked to remove illegal Club Permits from the time table. A committee has been formed for this purpose, in which ATO, TTI Moga, Sanjeev Kumar Senior Assistant is appointed as a member of the committee and it is instructed that after checking the complete record the committee will submit its report within 15 days to be undersigned so that State Transport Commissioner Punjab Chandigarh should be written for further action.”*

5. *As acknowledged by learned counsel for the petitioner, no final report has been submitted by the Committee, till date.*

6. *In view of the above, this Court is of the opinion that writ petition is pre-mature and liable to be dismissed only on this ground.*

7. *Even on advance notice, learned State counsel, after obtaining instructions, apprised the Court that in case decision is taken by the Committee and which is not suitable*



*to the petitioner; still there would be a remedy of appeal available under Section 89 of the Motor Vehicles Act, 1988, before State Transport Appellate Tribunal.*

8. *Be that as it may, the Committee has already been constituted by respondent No.4 and report is yet to be submitted in the matter.*

9. *Thus, present writ petition is hereby dismissed, being pre-mature.*

10. *However, it is clarified that in case an occasion so arises, petitioner would be at liberty to take recourse to the remedy available under law.*

*Pending application(s), if any, shall also stand disposed off.”*

3. The appellant, aggrieved by the aforesaid order, filed present appeal, in which affidavit of the State Transport Commissioner, Punjab, has been filed, which confirms the fact that after constitution of the Committee on 04.07.2024, the Secretary, Regional Transport Authorities of Patiala, Jalandhar, Bhatinda and Ferozepur, passed 275 orders on different dates, de-clubbing 724 illegally clubbed permits and thereafter, certain other such permits were also de-clubbed, which took the total of de-clubbed permits to 763.

4. The appellant has filed certain composite permits by way of CM-5883-LPA-2025, which according to learned counsel for the appellant have been recently issued in the year 2025 in favour of the competitors of the appellant on the same route, on which the appellant is operating its buses.

5. From the above, it is evident that for the time being, grievance raised by the appellant stands satisfied and if it has any grievance against the recently issued composite permits, which have been filed by the appellant by



way of CM-5883-LPA-2025, it can avail alternative statutory remedy in accordance with law.

5.1 We cannot enlarge the scope of writ petition and the LPA to that of a PIL, which appears to be intention of the appellant.

6. Accordingly, the appeal having become infructuous is dismissed.

7. All the pending applications stand disposed of.

( SHEEL NAGU )  
CHIEF JUSTICE

( SANJIV BERRY )  
JUDGE

August 20, 2025  
narotam

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No