

**Decision of Regional Transport Authority (RTA), Malappuram Meeting held on 18.09.2014 at Collectorate Conference Hall, Malappuram at 10.30.a.m.**

Present:

1. Sri. K. Biju IAS, District Collector, Chairman of RTA, Malappuram.
2. Sri. S. Sasikumar IPS, District Police Chief, Malappuram, Member, RTA Malappuram
3. Sri. V. Sureshkumar, Deputy Transport Commissioner (C Z 1), Member, RTA Malappuram.

**Item No.1**

Heard the learned counsel.

Route length and feasibility of the change in terminus from Edavannappara Jamalangadi bus stand is not seen reported. The Secretary, RTA is directed to obtain a specific report with modified route plan and place before next RTA.

Hence decision on the application is **adjourned**.

**Item No.2**

Heard the learned counsel.

As per the report of enquiry officer, there is an overlapping of 3.7 Kms from B.P. Angadi to Thazheppalam in Ponnani – Chelari notified portion. As per the G.O.10689/B1/2014/Tran. Dtd. 17.07.2014, ‘the Regional Transport Authorities shall not issue any new permits in the routes covered by nationalizing Ponnani – Chelari route scheme (GO (P) No. 3/2014/Tran. Dtd. 22.01.2014) until further orders’. Hence decision on the application is **adjourned** subject to the decision of the Government on the above mentioned scheme.

**Item No.3**

Heard the learned counsel.

There is vehement objection that the proposed route overlaps with notified sector and the route with intermediate points is not mentioned in the suggested time schedule. Hence, Secretary RTA is directed to enquire the matter once again to verify whether the route overlaps with notified sector and also submit a modified time schedule with all intermediate points in the next RTA Meeting.

Hence decision on the application is **adjourned**.

**Item No. 4**

Heard the learned counsel.

As per the report of enquiry officer, there is an overlapping of 6 kms from Tirur Thazheppalam to Mochikkal and Moolakkal to Tanur in Ponnani – Chelari notified portion. As per the G.O.10689/B1/2014/Tran. Dtd. 17.07.2014, ‘the Regional Transport Authorities shall not issue any new permits in the routes covered by nationalizing Ponnani – Chelari route scheme (GO (P) No. 3/2014/Tran. Dtd. 22.01.2014) until further orders’. Hence decision on the application is **adjourned** subject to the decision of the Government on the above mentioned scheme.

**Item No. 5**

Heard the learned counsel.

This is an intra District route having route length of 65 Kms. The applicant submitted application with route length as 63 kms with one of the termini at Nilambur town. Nilambur Bus stand is located at Chandakunnu which is 2 km far from Nilambur town and Nilambur town is already congested and there is no scope to park or turn vehicle there. As per the report of route enquiry officer, 5 kms from

Vadapuram to Chandakunnu on the notified route Kozhikkode - Vazhikkadavu, which is above the permissible limit as per Clause 5 (c), G.O. (P) No. 42/2009/Trans. Dtd. 14.07.2009. There is vehement objection from the part of KSRTC also. Hence the application for regular permit is **rejected**.

**Item No.6**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO (P) No. 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.7**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO (P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.8**

Heard the learned counsel.

As per the report of the route enquiry officer, Parappanagadi – Manjeri is a well served sector and as per the proposed application most of the trips are operating on that route. On the other hand, Pandikkad – Kalikavu via Karuvarakkunde and Parappanagadi – Tirur (via Chemmad, Kodinhi, Chembra) are ill served sectors, the number of trips through this routes are nominal in number. Hence the applicant is directed to submit a modified application with more number of trips through ill served routes for the benefit of the travelling public. Hence decision on the application is **adjourned**.

**Item No.9**

Heard the learned counsel.

As per the report of the route enquiry officer, there is no virgin portion in the proposed route. But, there were strong objections stating that the portion of the route from Kollanchina to Pokayur lies in virgin portion. Considering the objections from various sectors the Secretary, RTA is directed to ascertain whether the portion in dispute lies in virgin portion or not, seek road fitness certificate from the concerned authorities, if required and place before next RTA.

Hence decision on the application is **adjourned**.

**Item No.10**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.11**

Heard the learned counsel.

As per the report of enquiry officer, there is an overlapping of 5.6 Kms from Moochikkal to Thazheppalam and Moolakkal to Tanur in Ponnani – Chelari notified portion. As per the G.O.10689/B1/2014/Tran. Dtd. 17.07.2014, ‘the Regional Transport Authorities shall not issue any new permits in the routes covered by nationalizing Ponnani – Chelari route scheme (GO (P) No. 3/2014/Tran. Dtd. 22.01.2014) until further orders’. Hence decision on the application is **adjourned** subject to the decision of the Government on the above mentioned scheme.

**Item No.12**

Heard the learned counsel.

As per the report of the route enquiry officer, proposed route from Karuvarakkunde to Manjeri via Thuvvur, Pandikkad, Iringattiri, Melattur and from Areacode to Odakkayam is through less served areas. Also, Odakkayam is a tribal settlement area. However, from the proposed time schedule, most of the proposed trips are on the Areacode – Manjeri route, which is a well served sector. The purpose of providing more travelling facility to the common people of ill served areas and the tribal settlement area is not found satisfactorily met with. Hence the applicant is directed to propose a revised time schedule with more trips through the above mentioned ill served areas and the Reporting Officer has to clearly mention the availability of time gap in Manjeri – Areacode sector. Hence decision on the application is **adjourned**.

**Item No.13**

Heard the learned counsel.

As per the report of the route enquiry officer, proposed route from Tirur – Manjeri is well served and the remaining portions are ill served. However from the time schedule it is clear that the main operation is on the well served sector and only name-sake trips are proposed in ill served sectors. The purpose of providing more travelling facility to the common people of ill served areas is not found satisfactorily met with as per the proposed application and time schedule. Hence the applicant is directed to propose a revised time schedule with more trips through the ill served areas and the Reporting Officer has to clearly mention the availability of time gap in Tirur – Malappuram - Manjeri sector. Hence decision on the application is **adjourned**.

**Item No.14**

Heard the learned counsel.

As per the objections raised, route from Sooper to Kumanna is virgin portion and hence the Secretary, RTA is directed to ascertain whether there is virgin portion on the proposed route, seek road fitness certificate from the concerned authorities, if required and place before next RTA.

Hence decision on the application is **adjourned**.

**Item No.15**

Heard the learned counsel.

The road fitness certificate for the virgin portions of the route from Udhirakulam to Vayanasala and from Uppada to Uppada Gramamkadavu are not obtained. Secretary is directed to seek road fitness certificate from the concerned authorities and place before next RTA. Hence decision on the application is **adjourned**.

**Item No.16**

Heard the learned counsel.

As per the report of enquiry officer, there is an overlapping of 100 mts. At Tanur in Ponnani – Chelari notified portion. As per the G.O.10689/B1/2014/Tran. Dtd. 17.07.2014, 'the Regional Transport Authorities shall not issue any new permits in the routes covered by nationalizing Ponnani – Chelari route scheme (GO (P) No. 3/2014/Tran. Dtd. 22.01.2014) until further orders'. Hence decision on the application is **adjourned** subject to the decision of the Government on the above mentioned scheme.

**Item No.17**

Heard the learned counsel.

There are objectors alleged that the major portion of the proposed route is lying in the jurisdiction of sister RTA Palakkad and hence the applicant is directed to submit a modified application with more number of trips in Malappuram district. As per the proposed time schedule, the vehicle is operating from 5.45 in the morning and halt at 11.50 p.m. The Secretary is directed to verify the feasibility of this operation and submit a revised application with modified route and time plan in the next RTA meeting.

Hence decision on the application is **adjourned**

**Item No.18**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO (P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.19**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.20**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO (P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.21**

Heard the learned counsel.

The road fitness certificate for the virgin portions of the route from Panampetta Bridge to Panampetta colony is not obtained. Secretary is directed to seek road

fitness certificate from the concerned authorities and place before next RTA. Also, from the report of the route enquiry officer, distance from variations portions overlaps with notified route is not specifically mentioned. Secretary is directed to submit a modified report in the next RTA. Hence decision on the application is **adjourned**.

**Item No.22**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO (P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.23**

Heard the learned counsel.

As per the report of the route enquiry officer the proposed route is through ill served areas. This authority has also considered the representations submitted from local self government institutions and various educational institutions. However from the proposed time schedule, it is found that major trips are operating on the well served route Puthanathani – Vettichira – Kuttipuram. Intermediate points are not clearly mentioned in the proposed time schedule to identify whether the operation is through ill served areas as requested. Secretary RTA is directed to obtain a specific report on the proposed routes of operation and place a modified application with maximum number of trips through ill served areas for the benefit of the public in the next RTA.

Hence decision on the application is **adjourned**.

**Item No.24**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time. However Secretary, RTA is directed to check the feasibility of operation at 4.00 a.m. in the morning from Kondotty to Edavannappara during the finalization of time schedule.

**Item No.25**

Heard the learned counsel.

This authority has considered and discussed the application in detail. There were vehement objection on the proposed route and timing. As per the application and timelist, most of the trips are proposed on the route, Paruthippara – Ramanattukara – Feroke College and this route is under the city permit limit of Kozhikkode. It is also stated that RTA, Kozhikkode is not granting any fresh city permits on the above mentioned sector. So the main allegation was the purpose of this application is to get a fresh permit through the restricted sector. As per the proposal, operations from Kavanakkallu Bridge, the place in Malappuram district, to Feroke College is during very early morning, so the feasibility of these trips are in question.

Hence the objections found sustainable and the Secretary, RTA is directed to seek opinion from sister RTA, Kozhikkode on the matter and place before next RTA.

Hence decision on the application is **adjourned**.

**Item No.26**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.27**

Heard the learned counsel.

This is an intra District route having route length of 45 Kms. As per the report of route enquiry officer, 3 kms from Kakkad to Chemmad on the notified route Kottayam - Kozhikkode, this is above the permissible limit as per Clause 5 (c), G.O. (P) No. 42/2009/Trans. Dtd. 14.07.2009. There is vehement objection from the part of KSRTC also. Hence the application for regular permit is **rejected**.

**Item No.28**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.29**

Heard the learned counsel.

This is an intra District route having route length of 45 Kms. As per the report of route enquiry officer, 3 kms from Kakkad to Chemmad on the notified route Kottayam - Kozhikkode, which is above the permissible limit as per Clause 5 (c), G.O. (P) No. 42/2009/Trans. Dtd. 14.07.2009. There is vehement objection from the part of KSRTC also. Hence the application for regular permit is **rejected**.

**Item No.30**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO (P) No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.31**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.32**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.33**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.34**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.35**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.36**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.37**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.38**

Heard the learned counsel.

Regular Permit **granted** subject to production of a stage carriage complying GO(P)No 67/2011/Tran dtd 30/11/2011 having no valid regular permit within one month from the date of communication of the decision failing which the grant of the regular permit will be treated as revoked without any further notice and subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.39**

Heard the learned counsel.

As per the report of the route enquiry officer, the proposed route is passing through a total of 3.1 Kms virgin portion. Fitness certificate from concerned authority is also obtained. However, there is no mentioning about the status of availability of fare stages on the virgin portion. The secretary RTA is directed to furnish a specific report with details of fare stages in virgin portion and place before next RTA. Hence decision on the application is **adjourned**.

**Item No: 40**

Heard. The Regular Permit **granted** subject to production of a time schedule in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No. 41**

Heard. The Regular Permit **granted** subject to production of a time schedule in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No. 42**

Heard. The Regular Permit **granted** subject to production of a time schedule in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.43**

Heard the learned counsel.

As per the report of the Motor Vehicle Inspector, proposed extension is through less served area and the proposed Manjeri - Thrippanachi trip in the night will be beneficial for the passengers. Hence variation of permit **granted** subject to subject to settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No. 44**

Heard the learned counsel.

This is an application for the conversion of existing category of operation of service from Limited Stop Ordinary Service to Ordinary Service. As reported, the validity of the permit is expired and now it is covered by a temporary permit. The variation of a permit can only be entertained during its period of validity. Also, the changes in timings of the operation while converting the class of service from LSOS to Ordinary Service is not seen submitted with the application.

Secretary is directed to obtain a modified application with time schedule from the applicant and place before the next RTA after the renewal of regular permit.

Hence decision on this application is **adjourned**.

**Item No. 45**

Heard the learned counsel.

The proposed variation includes addition of a new portion and curtailment of trips. The enquiry officer reported that there is overlapping through the notified route in the proposed variation, but there is no mentioning on whether this overlapping is permissible or not. The Secretary, RTA is directed to obtain a specific report on this application and place before next RTA.

Hence decision on this application is **adjourned**.

**Item No. 46**

Heard the learned counsel.

The proposed variation of permit includes both curtailment and deviation of route. As per the report of the enquiry officer, curtailment will adversely affect the travelling public on the route and the deviation will benefit the travelling public and students of the proposed new route. The report is not clearly mentioned whether the disadvantages incurring to the travelling public will outweigh the advantages incurring to the other sector.

Hence the Secretary, RTA is directed to obtain a specific report after studying the frequency of services on both sectors and place before next RTA with proper remarks and the decision on this application is **adjourned**.

**Item No. 47**

Heard the learned counsel.

The proposed variation of permit includes both curtailment and deviation of route. As per the report of the enquiry officer, curtailment will adversely affect the travelling public on the route and the deviation will benefit the travelling public and students of the proposed new route. The report is not clearly mentioned whether the disadvantages incurring to the travelling public will outweigh the advantages incurring to the other sector.

Hence the Secretary, RTA is directed to obtain a specific report after studying the frequency of services on both sectors and place before next RTA and the decision on this application is **adjourned**.

**Item No. 48**

Heard the learned counsel.

The proposed variation includes curtailment from Thachancode to Kalikavu via Anchachavidi. There were vehement objections from the travelling public against the curtailment of trips during RTAs hearing and this authority feels that the curtailment is against the interest of the common people of that sector. This is a clear violation of section 80(3)ii of MV Act. Hence the application for variation is **rejected**.

**Item No. 49**

Heard the learned counsel.

The proposed application for variation is mainly for providing additional trips in Edavannappara – Kozhikkode route. On verification of time schedule it is found that the entire existing time schedule has been shuffled and this authority feels that the request is for shuffling the existing time schedule of the operation. The enquiry officer reported that the shuffling of existing timing will adversely affect the travelling public. It is clear that the proposed variation is not for the interest of the travelling public of that sector and it is a violation of section 80(3)ii of MV Act. Hence the application for variation is **rejected**.

**Item No. 50**

Heard the learned counsel.

The proposed variation includes curtailment of trips in Nilambur – Karulai sector and as per the report of the enquiry officer it is clear that the curtailment will adversely affect the interest of the traveling public of that sector. This is a violation of section 80(3)ii of MV Act. Hence the application for variation is **rejected**.

**Item No.51**

Heard the learned counsel.

The application is for providing additional trip in Kottakkal – Tirur sector. The report of Motor Vehicle Inspector stated that the proposed additional trip is through the notified sector and as per clause 19 of GO (P) No. 42/2009/Tran. Dated 14.07.2009, the right to operate new service and increase the number of trips in the notified route is exclusively reserved for state road transport undertaking. Hence the application of variation is **rejected**.

**Item No. 52**

Heard the learned counsel.

As per the proposed variation it is seen that trip from Kozhikkode to Kozhikkode Medical College is curtailed and a single trip during morning and night are added to Perimbalam, an ill-served area. Medical College is being a main and important destination for the common people, curtailment will adversely affect the interest of travelling public due to deprivation of their travelling facility to the Medical College. The purpose of serving the ill-served area by providing single trips during early morning and late night is not satisfactorily met with this proposal. Hence this authority feels that this is a violation of section 80(3) ii of MV Act. Hence the application for variation is **rejected**.

**Item No. 53**

Heard the learned counsel.

There are vehement objections against the proposed variation stating that the proposed variation is through the notified route. The report of Motor Vehicle Inspector stated that the proposed additional trips are through the notified sector and as per clause 19 of GO (P) No. 42/2009/Tran. Dated 14.07.2009, the right to operate new service and increase the number of trips in the notified route is exclusively reserved for state road transport undertaking. Hence the application of variation is **rejected**.

**Item No. 54**

Heard the learned counsel.

The variation application is for extension of trip from Kollanchina to Pokayur. The enquiry officer reported that no stage carriage is operating on Kollanchina – Pokayur route and the extension will be beneficial to the general public. On further verification this extension is not affecting the present service. Hence the application for variation is **granted** subject to the settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No.55**

Heard the learned counsel.

Application is for curtailment of notified sector on the existing regular route and additional trips between Manjeri and Mukkam via Areakode. As per the report of the enquiry officer, the curtailment will affect the interest of short distance

passengers and students. Also, this authority feels that the curtailment of a major portion in the notified sector by a private stage carriage will deprive the interest of common people travelling through the route, since there is no chance to provide a further traveling facility by providing another private stage carriage permit or by variation or extension of an existing permit due to the restrictions for introducing new permits through the notified route for private stage carriages. Under these circumstances, it is evident that the variation will seriously affect the travelling facilities of the public and hence the application for variation is **rejected**.

**Item No. 56**

Heard the learned counsel.

The proposed variation of permit includes both curtailment and deviation of route. As per the report of the enquiry officer, curtailment will adversely affect the travelling public on the route and the deviation will benefit the travelling public and students of the proposed new route. The report is not clearly mentioned whether the disadvantages incurring to the travelling public will outweigh the advantages incurring to the other sector.

Hence the Secretary, RTA is directed to obtain a specific report after studying the frequency of services on both sectors and place before next RTA with proper remarks and the decision on this application is **adjourned**.

**Item No. 57**

Heard the learned counsel.

The proposed variation application is for stage carriage permit operating on the route Perambra – Guruvayoor as LSFP. As per GO (p) No.73/2013/Trans. Dtd. 16-7-2013 issued as SRO No.555/2013 Government had approved a scheme specifying that Fast Passenger Services, Super Express, Super Deluxe and Luxury services should be run and operated by the State Transport undertaking and excluding the Private stage carriage services by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. stated that 'The Regional Transport Authority shall not issue any new permits in the routes covered by the above Schemes until further orders.' Hence the decision on the application is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter.

**Item No. 58**

Heard the learned counsel.

This application for variation includes additional trips, extension of route, curtailment and deviation. As per the report of enquiry officer, the proposed curtailment will adversely affect the travelling public and the reason stated for curtailment in the application was for excluding notified sector. As per GO (P) No. 3/2014/Tran. Dated 22.01.2014, Government approved the scheme nationalizing the Ponnani – Chelari route by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. stated that '...in order to ensure sufficient travel facilities to the general public Government find it necessary to amend the above schemes suitably. From the above stated government order, it is clear that the matter of nationalization of Ponnani-Chelari notified scheme is still pending and under the consideration of the Government.

Also, the feasibility of request for deviation of four single trips between Mancavu instead of Calicut railway station on the Meenchantha – Kozhikkode sector is not specifically mentioned in the report of the enquiry officer. Secretary, RTA is directed to obtain a specific report with proper remarks.

Hence, in the above circumstances, the application for variation is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter.

**Item No. 59**

Heard the learned counsel.

The application is for the conversion of class of service from Ordinary service to Limited Stop Ordinary Service. From the application, it is clear that this conversion will reduce the number of stops and this will affect the travelling facility of the common people. However the applicant has not submitted the proposed list of stops as LSOS. Also the remarks of the enquiry officer are not specific in this matter. Hence the Secretary RTA is directed to obtain a specific report with proper remarks and with the proposed list of stops in the next RTA.

Hence decision on this application is **adjourned**.

**Item No. 60**

Heard the learned counsel.

The proposed variation application is for stage carriage permit operating on the route Thrissur – Vazhikkadavu as FP. As per GO (p) No.73/2013/Trans. Dtd. 16-7-2013 issued as SRO No.555/2013 Government had approved a scheme specifying that Fast Passenger Services, Super Express, Super Deluxe and Luxury services should be run and operated by the State Transport undertaking and excluding the Private stage carriage services by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. stated that 'The Regional Transport Authority shall not issue any new permits in the routes covered by the above Schemes until further orders.' Hence the decision on the application is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter.

**Item No: 61**

Heard the learned counsel

This is an application for variation of condition of permit for providing additional trips on the Edappal – Kuttipuram sector; deviation of last single trip on the Kuttipuram – Edappal sector via Kaladi and Parappuram; curtailment of 4 single trips Edappal – kolamba sector; deviation of halting trip from old block to Perumparamba.

The matter was placed before RTA held on 23.07.2013 in item no. 14 and the decision was" Heard.

1. It is alleged by the objectors that there is overlapping and increase of trips on the notified route by the proposed variation.
2. The timings are mostly shuffled in the proposed time schedule after variation. Secretary is directed to verify and ascertain the necessity under rule 145(6) of KMVR 1989.

The decision on the application is adjourned for the compliance of above matters."

The matter was enquired by the Secretary, RTA Malappuram through Motor Vehicle Inspector, Ponnani and he reported that the deviation do not increase number of trips in notified sector. Proposed deviation around 10 a.m. is convenient to the students and office staff of the route. The last trip deviation is helpful to passengers and other common people. Hence this satisfies 145(6) of KMV Rules.

He also reported that total curtailment is 11.5 Kms. The available time gap between Edappal – Kololamba part of the route is 10 mnts. And that may cause inconvenience to passengers utilizing available stage carriage services.

Hence this variation request is **granted by not allowing the curtailment** in the sector Edappal – Kololamba subject to the settlement of timings in compliance with the order no D3/875/STA/2005 dated 08/11/2011 of STA regarding running time.

**Item No. 62**

Heard the learned counsel.

This application for variation was already considered by the authority on 28.05.2014 in item 38 and rejected since the validity of the regular permit was expired on 26.04.2014. This application is again placed before this authority for reconsideration saying that the validity of the permit is mistakenly mentioned as 27.06.2013 instead of 26.11.2014. On verification it is seen that the validity of the permit mentioned (26.11.2014) was of the temporary permit issued to this vehicle u/s 87(1)d. This authority on 28.05.2014 itself verified and ascertained that the regular permit of this vehicle is expired on 26.04.2014 and took the decision rejecting the application for variation, since the regular permit not having validity. Considered this application and it is found that the decision made on 28.05.2014 by this authority stands right and hence upheld.

**Item No. 63**

Heard the learned counsel.

The report of Motor Vehicle Inspector stated that the proposed additional trips are through the notified sector and as per clause 19 of GO (P) No. 42/2009/Tran. Dated 14.07.2009, the right to operate new service and increase the number of trips in the notified route is exclusively reserved for state road transport undertaking. Hence the application of variation is **rejected**.

**Item No. 64**

Heard the learned counsel.

Permit holder had requested for curtailment in the Ponnani – Chelari notified portion. As per GO (P) No. 3/2014/Tran. Dated 22.01.2014, Government approved the scheme nationalizing the Ponnani – Chelari route by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. stated that ‘.in order to ensure sufficient travel facilities to the general public Government find it necessary to amend the above schemes suitably. From the above stated government order, it is clear that the matter of nationalization of Ponnani-Chelari notified scheme is still pending and under the consideration of the Government.

Hence, in the above circumstances, the application for variation is **adjourned** subject to the decision of the Hon’ble High Court in the pending cases and further orders from Government in this matter.

**Item No. 65**

Heard the learned counsel.

Permit holder had requested for curtailment in the Ponnani – Chelari notified portion. As per GO (P) No. 3/2014/Tran. Dated 22.01.2014, Government approved the scheme nationalizing the Ponnani – Chelari route by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. stated that ‘.in order to ensure sufficient travel facilities to the general public Government find it necessary to amend the above schemes suitably. From the above stated government order, it is clear that the matter of nationalization of Ponnani-Chelari notified scheme is still pending and under the consideration of the Government.

Hence, in the above circumstances, the application for variation is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter.

**Item No. 66**

Heard the learned counsel.

The report of Motor Vehicle Inspector stated that the proposed additional trips are through the notified sector and as per clause 19 of GO (P) No. 42/2009/Tran. Dated 14.07.2009, the right to operate new service and increase the number of trips in the notified route is exclusively reserved for state road transport undertaking. Hence the application of variation is **rejected**.

**Item No.67**

Heard the learned counsel.

Permit holder had requested for curtailment in the Ponnani – Chelari notified portion. As per GO (P) No. 3/2014/Tran. Dated 22.01.2014, Government approved the scheme nationalizing the Ponnani – Chelari route by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. stated that ‘.in order to ensure sufficient travel facilities to the general public Government find it necessary to amend the above schemes suitably. From the above stated government order, it is clear that the matter of nationalization of Ponnani-Chelari notified scheme is still pending and under the consideration of the Government.

Hence the application for variation is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter.

**Item No: 68**

Heard the learned counsel.

The Permit holder had requested for renewal of his regular permit in the Ponnani – Chelari notified portion. As per GO (P) No. 3/2014/Tran. Dated 22.01.2014, Government approved the scheme nationalizing the Ponnani – Chelari route by invoking powers conferred by sub section (3) of Section 100 of MV Act 1988. The recent Government Order No.10689/B1/2014,Tran. Stated ‘.in order to ensure sufficient travel facilities to the general public Government find it necessary to amend the above schemes suitably.’ From the above stated government order, it is clear that the matter of nationalization of Ponnani-Chelari notified scheme is still pending and under the consideration of the Government.

Hence the application for renewal of regular permit is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter. However the Secretary, RTA can issue temporary permit till the finalization of notification or till further orders from Government in this matter.

**Item No. 69**

Heard the learned counsel.

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTA, Kozhikkode after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Item No. 70**

Heard the learned counsel.

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTA, Kozhikkode after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Item No. 71**

Heard the learned counsel.

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTA, Kozhikkode after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Item No. 72**

Heard the learned counsel.

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTA, Kozhikkode after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Item No. 73**

Repetition of Item No. 72

**Item No. 74**

Heard the learned counsel.

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTA, Kozhikkode after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Item No. 75**

Heard the learned counsel.

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTAs, Kozhikkode and Thrissur after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Item No. 76**

Heard the learned counsel and the applicant.

This authority is convinced that the applicant was prevented from filing application for renewal of permit in time due to good and sufficient reason. Hence the delay occurred in filing application for renewal is condoned.

- (1) Secretary is allowed to seek concurrence from Sister RTA, Kozhikkode and Palakkad.
- (2) Temporary permit applied u/s 87(1) d in the RTA held on 28.05.2014 is granted subject to the production of current records of the vehicle within one month from the date of communication of the decision, failing which the grant of the temporary permit will be treated as revoked without further notice.

**Item No. 77**

Heard.

This authority is convinced that the applicant was prevented from filing application for renewal of permit in time due to good and sufficient reason. Hence the delay occurred in filing application for renewal is condoned.

Hence Secretary, RTA is **allowed to renew** the permit subject to the production of current records of the vehicle.

**Item No. 78**

Temporary permit issued was as per GO No.10689/B1/2014/tran dt 17/07/2014 in respect of the vehicle KL-10 Q 5967 operating on the route Chamravattam - Pattambi Via , Tirur , Vylathur , Kalpakanchery , Puthanathani , Valanchery , Kopam And Amayur. Hence it is **ratified**.

**Item No. 79**

Applicant was absent. Hence the decision on this application is **adjourned**.

**Item No. 80**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any and also subject to the endorsement of hire agreement details in the registration certificate of the stage carriage u/s 51(1) of MV Act.

**Item No. 81**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 82**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 83**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 84**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 85**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No.86**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 87**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No.88**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No.89**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 90**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 91**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 92**

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**Item No. 93**

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**Item No. 94**

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**Item No. 95**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 96**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 97**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 98**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 99**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 100**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any and also subject to the endorsement of hire agreement details in the registration certificate of the stage carriage u/s 51(1) of MV Act.

**Item No. 101**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 102**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 103**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any and also subject to the endorsement of hire agreement details in the registration certificate of the stage carriage u/s 51(1) of MV Act.

**Item No. 104**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 105**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 106**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 107**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 108**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 109**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 110**

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**Item No. 111**

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**Item No. 112**

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**Item No. 113**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 114**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 115**

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**Item No. 116**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 117**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 118**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 119**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 120**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 121**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 122**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 123**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 124**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 125**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 126**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier and clearance of Govt. dues, if any.

**Item No. 127**

Transfer of permit (by death) to Smt. Subaida, W/o. Late Aboobacker, Thazhath Veedu, Kottappuram, Anthiyurkunnu(PO), Kondotty, Malappuram is **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 128**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 129**

Transfer of permit (by death) to Smt. Subaida, W/o. Late Aboobacker, Thazhath Veedu, Kottappuram, Anthiyurkunnu(PO), Kondotty, Malappuram is **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 130**

Transfer of permit (by death) to Smt. Subaida, W/o. Late Aboobacker, Thazhath Veedu, Kottappuram, Anthiyurkunnu(PO), Kondotty, Malappuram is **allowed**

subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 131**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 132**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 133**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 134**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 135**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 136**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 137**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 138**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 139**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No 140**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any and also subject to the endorsement of hire agreement details in the registration certificate of the stage carriage u/s 51(1) of MV Act.

**Item No 141**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any and also subject to the endorsement of hire agreement details in the registration certificate of the stage carriage u/s 51(1) of MV Act.

**Item No. 142**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Item No. 143**

The permit holder is absent.

In view of the irresponsible attitude of the permit holder and his laxity in discharging his duties as laid down under rule 153 of KMV rule 1989. The permit is liable to be revoked on account of this violation. Secretary RTA reported that the permit holder has not replied to the showcasue notice issued; but it is not clear whether the permit holder was served with a copy of the agenda prior to this meeting. Hence Secretary is directed to serve the agenda to the permit holder before next meeting with proper acknowledgement in accordance with law and place the matter for consideration in the next RTA. However any service on the permit shall be effected only after complying the above matters and taking a decision on this matter by this authority.

Hence decision on this matter is **adjourned**.

**Item No. 144**

- 1) Persuaded the letter from District Police Chief, Malappuram
- 2) The application for transfer of permit was reconsidered and the issue related to the dispute over the signature is still remaining unresolved.

Eventhough several attempts have been made to ascertain the genuiness of the signature, the transferor has not turned up for a personal hearing even after the involvement of Police force.

This authority feels that this phenomenon is going to be an endless process without the the personal appearance of the transferor. Hence Secretary RTA is directed to issue one more final notice to the transferor to appear for a personal hearing and indicating that an exparte decision will be taken if he fails to appear for the hearing to ascertain the genuiness of the signature and place a report in the next RTA. The Secretary RTA is also directed to enquire the present possession and condition of the vehicle and report to the next RTA.

Hence decision on this matter is **adjourned**.

**Item No.145**

This is an application for re-fixation of fare stages in the existing route Kalkunde - Karuvarakkunde. There was vehimant objection from the Bus operators stating that the enquiry officer reported only the existing stage and stages to be re-fixed. The effect of changing the fare stages and its feasibility is not seen reported by the field officer. It is also not reported that whether the existing fare stages are already been fixed by the RTA. Hence Secretary RTA is directed to conduct a detailed enquiry on the above matters and publish the new proposed fare stages calling objections from all affected parties and settle the objections in accordance with the law and place the specific report on the necessasity of re-fixing the farestagein the next RTA.

Hence decision on the application is **adjourned**.

**Item No: 146**

This is an application for re-fixation of fare stages in the existing route Kottakkal – Vengara via Iringallur. There was vehimant objection from the Bus operators stating that the enquiry officer reported only the existing stage and stages to be re-fixed. The effect of changing the fare stages and its feasibility is not seen reported by the field officer. It is also not reported that whether the existing fare stages are already been fixed by the RTA. Hence Secretary RTA is directed to conduct a detailed enquiry on the above matters and publish the new proposed fare stages calling objections from all affected parties and settle the objections in accordance with the law and place the specific report on the necessasity of re-fixing the farestage in the next RTA.

Hence decision on the application is **adjourned**.

**Item No: 147**

This is an application for re-fixation of fare stages in the existing route Kuttipuram – Puthanathani via Athavanad, Mattummam.

A similer application was placed before the RTA held on 20.10.2005 in item no 41 and the decision was “Heard. The fare stage anomaly on the Kuttipuram – Pthanathani – Vettichira route is corrected by abolishing the stage at Kavungal and the fare stage is fixed as follws: 1. Puthanathani, 2. Vettichira, 3. Mattummam, 4. Kattilangadi, 5. Oorothupallyali, 6. Narikkulam, 7. Chembikkal and 8. Kuttipuram.

If the above decision is implemented, the request for re-fixing the fare stage anomaly on the rotue will be fulfilled.

Curtaiment of the rotue by all stage carriage operators is not a valid reason for re-fixing the farestage. Hence, Secretery RTA is directed to take appropriate actions as per law, against the operators who are violating permit conditions and implement the decision taken on 20.10.2005.

Hence the previous decision of RTA on this matter is stand good.

**Item No: 148**

This is an application for re-fixation of fare stages in the existing Payyanad – Mukkam route. The enquiry officer reported only the existing stage and stages to be re-fixed. The effect of changing the fare stages and its feasibility is not seen reported by the field officer. It is also not reported that whether the existing fare stages are already been fixed by the RTA. Hence Secretary RTA is directed to conduct a detailed enquiry on the above matters and publish the new proposed fare stages calling objections from all affected parties and settle the objections in accordance with the law and place the specific report on the necessasity of re-fixing the farestage in the next RTA.

Hence decision on the application is **adjourned**.

**Item No: 149**

Heard.

The enquiry officer reported that the bus stand constructed at Chettiyangadi, Nilambur complies with the provisions of Rule 207 of KMV Rules 1989. Hence, approval of the bus bay is **granted** subject to the completion of the modifications suggested by the enquiry officer:

- Full width of all apprach and exit roads should be reclaimed by clearing the encroachments made by the roadside vendors.
- Bell mouth shape with adequate truning radius should be provided at the ends of all roads having access to the new bus stand.

- No auto stand should be allowed within 15 meters from such turns.
- Unauthorised bus stoppages on the CNG Road near to the Milma Booth should be banned. Two electrical posts on either side of the junction need to be moved away from the entrance to enable unhindered movements of buses.

**Item No: 150**

Heard.

Permission is **granted** to construct the proposed bus bay/stand in consultation with the local bodies, University syndicate, PWD (NH Wing), the Police department and traffic advisory board, if any in a convenient place. Provided that the approval will be subject to the compliance of the requirements to function as a bus bay/stand.

**Item No: 151**

Persuaded.

Generally the construction of a bus stand, a parking place, bus stop, bus bay is being done by a joint venture by the RTA, respective local bodies, the PWD, Police and traffic regulatory committee of the region, if any.

In this case, the proposed place for the construction of the bus bay is under question and declared as unsafe (not suitable) considering traffic problem and safety of the public.

The traffic regulatory committee and the Joint Regional Transport Officer of that region are in the same opinion that the proposed place is unsafe.

Under these circumstances this authority cannot stand against the decision of the sister concerns in considering the safety precautions while considering the bus bay.

Hence this authority agrees with the decision of sister concerns and **rejected** the proposal for construction of bus bay in the proposed 'unsafe' place with liberty to construct the bus bay at a nearby convenient place not hitting the safety precautions.

**Item No. 152**

Heard.

From the report of the field officer it is not clear that the proposed bus stop is inevitable in this place. It is seen from the report that there is a convenient bus stop with shelter in the Cherppulasserry direction. Hence Secretary is directed to enquire the matter and submit a specific report on the feasibility and necessity of the bus stop and place in the next RTA.

Hence decision on the application is **adjourned**.

**Item No: 153**

**Granted** Renewal concurrence without prejudice to the right of primary authority in deciding the nature of service according to route length subject GO (P) No. 42/2009/TRAN dtd 14.7.2009 and the disposal of WP© 20520/2009 and 22196/2009 of Hon'ble High Court.

**Item No: 154**

Heard. The renewal concurrence is sought for renewal of a Limited Stop Fast Passenger service permit in respect of S/C KL-46-F-5879. As per notification GO(P) No 73/2013/Trans Dt.16/07/2013 the right to operate any class of service other than ordinary service in the state of Kerala and to increase the trips is exclusively with State Transport Undertaking only. The recent Government Order

No.10689/B1/2014,Tran. stated that 'The Regional Transport Authority shall not issue any new permits in the routes covered by the above Schemes until further orders.' Hence the decision on the application is **adjourned** subject to the decision of the Hon'ble High Court in the pending cases and further orders from Government in this matter.

**Item No: 155**

**Granted** Renewal concurrence without prejudice to the right of primary authority in deciding the nature of service according to route length subject GO (P) No. 42/2009/TRAN dtd 14.7.2009 and the disposal of WP© 20520/2009 and 22196/2009 of Hon'ble High Court.

**Item No: 156**

**Granted** Renewal concurrence without prejudice to the right of primary authority in deciding the nature of service according to route length subject GO (P) No. 42/2009/TRAN dtd 14.7.2009 and the disposal of WP© 20520/2009 and 22196/2009 of Hon'ble High Court.

**Item No: 157**

**Granted** Renewal concurrence without prejudice to the right of primary authority in deciding the nature of service according to route length subject GO (P) No. 42/2009/TRAN dtd 14.7.2009 and the disposal of WP© 20520/2009 and 22196/2009 of Hon'ble High Court.

**Item No: 158**

**Granted** Renewal concurrence without prejudice to the right of primary authority in deciding the nature of service according to route length subject GO (P) No. 42/2009/TRAN dtd 14.7.2009 and the disposal of WP© 20520/2009 and 22196/2009 of Hon'ble High Court.

**Item No: 159**

1) Heard.  
2) Perused the judgment in WP(C) 3198 of 2014 of Hon. High Court of Kerala. These are the applications for variation of halting places of Autorikshaw permits to various places of Tirur Municipality. Formerly, this authority constituted a committee with Municipal Secretary, Tirur as its Chairman and members from PWD, Police and MV Department to locate the parking places for Autorikshaws in Tirur Municipality. The above committee proposed 180 parking places in Tirur Municipality and as per the report of Police Department; it is further fixed as 120. In view of the above report, this authority issued half number of permits in the above halting places vide item 165 of RTA dated 05.03.2013. Hence there is a vacancy of remaining half portion. Under these circumstances, the Secretary, RTA is permitted to grant variation in accordance with the suggestions of the committee in the vacant places.

Secretary is directed to fix general criteria that the applicant shall be the permanent resident of Tirur Municipality and the application already submitted in the concerned office only need to be considered. The order of preference shall be as follows:

- (1) Applicants those who have availed the vehicle purchase loan under self employment scheme of Government or Government agency.
- (2) Applicants of differently abled category.
- (3) Seniority on the basis of date of remittance of fee for variation will be the order of preference for other applicants

**Item No. 160**

- 1) Heard.
- 2) Perused the judgment of Hon'ble High Court in WP(C) No.8312 of 2013(L) dated 23/03/2013 and the judgment of Hon'ble STAT Ernakulam in MVAA No. 193/2013 dated 25/07/2013

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item: 161**

- 1) Heard.
- 2) Perused the judgment of Hon'ble High Court in WP(C) No.8172 of 2013(V) dated 22/03/2013 and the judgment of Hon'ble STAT Ernakulam in MVAA No. 196/2013 dated 09/07/2013

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No. 162**

- 1) Heard.
- 2) Perused the judgment of Hon'ble High Court in WP(C) 10169 of 2013(U) dated 10/04/2013 and the judgment of Hon'ble STAT Ernakulam in MVAA No. 256/2013 dated 16/07/2013

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department.

Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No. 163**

- 1) Heard.
- 2) Perused the judgment of Hon'ble STAT Ernakulam in MVAA No. 461/2013 dated 04/08/2014

This is an application for a fresh autorikshaw permit at Malappuram Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No. 164**

- 1) Heard.
- 2) Perused the judgment of Hon'ble STAT Ernakulam in MVAA No. 489/2013 dated 04/08/2014.

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local

enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No. 165**

- 1) Heard.
- 2) Perused the judgment of Hon'ble High Court in WP(C) 14704 of 2013(K) dated 18/06/2013 and the judgment of Hon'ble STAT Ernakulam in MVAA No. 486/2013 dated 04/08/2014

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No. 166**

Heard. This is an application for Autorikshaw permit at Tirur Municipality. Formerly, this authority constituted a committee with Municipal Secretary, Tirur as its Chairman and members from PWD, Police and MV Department to locate the parking places for Autorikshaws in Tirur Municipality. The above committee proposed 180 parking places in Tirur Municipality and as per the report of Police Department; it is further fixed as 120. In view of the above report, this authority issued half number of permits in the above halting places vide item 165 of RTA dated 05.03.2013. Hence there is a vacancy of remaining half portion. Under these circumstances, the Secretary, RTA is permitted to grant variation in accordance with the suggestions of the committee in the vacant places.

Secretary is directed to fix a general criteria that the applicant shall be the permanent resident of Tirur Municipality and the application already submitted in the concerned office only need to be considered. The order of preference shall be as follows:

- (1) Applicants those who have availed the vehicle purchase loan under self employment scheme of Government or Government agency.
- (2) Applicants of differently abled category.
- (3) Seniority on the basis of date of remittance of fee for variation will be the order of preference for other applicants

**Item No. 167**

- 1) Heard.
- 2) Perused the representation filed before the Hon. Chief Minister of Kerala – Docket No. MPEY102617, Registration No. 119322

This is an application for variation of halting place of Autorikshaw permit at Tirur Municipality.

Formerly, this authority constituted a committee with Municipal Secretary, Tirur as its Chairman and members from PWD, Police and MV Department to locate the parking places for Autorikshaws in Tirur Municipality. The above committee proposed 180 parking places in Tirur Municipality and as per the report of Police Department; it is further fixed as 120. In view of the above report, this authority issued half number of permits in the above halting places vide item 165 of RTA dated 05.03.2013. Hence there is a vacancy of remaining half portion. Under these circumstances, the Secretary, RTA is permitted to grant variation in accordance with the suggestions of the committee in the vacant places.

Secretary is directed to fix general criteria that the applicant shall be the permanent resident of Tirur Municipality and the application already submitted in the concerned office only need to be considered. The order of preference shall be as follows:

- (1) Applicants those who have availed the vehicle purchase loan under self employment scheme of Government or Government agency.
- (2) Applicants of differently abled category.
- (3) Seniority on the basis of date of remittance of fee for variation will be the order of preference for other applicants

**Item No.168**

(1) Heard.

(2) Perused the representation filed before the Hon. Chief Minister of Kerala –  
Docket No. MPQK102639, Registration No. 119371

This is an application for variation of an Autorikshaw permit to Tirur Municipality. Formerly, this authority constituted a committee with Municipal Secretary, Tirur as its Chairman and members from PWD, Police and MV Department to locate the parking places for Autorikshaws in Tirur Municipality. The above committee proposed 180 parking places in Tirur Municipality and as per the report of Police Department; it is further fixed as 120. In view of the above report, this authority issued half number of permits in the above halting places vide item 165 of RTA dated 05.03.2013. Hence there is a vacancy of remaining half portion. Under these circumstances, the Secretary, RTA is permitted to grant variation in accordance with the suggestions of the committee in the vacant places.

Secretary is directed to fix general criteria that the applicant shall be the permanent resident of Tirur Municipality and the application already submitted in the concerned office only need to be considered. The order of preference shall be as follows:

- (1) Applicants those who have availed the vehicle purchase loan under self employment scheme of Government or Government agency.
- (2) Applicants of differently abled category.
- (3) Seniority on the basis of date of remittance of fee for variation will be the order of preference for other applicants

**Item No. 169**

(1) Heard.

(2) Perused the representation filed before the Hon. Chief Minister of Kerala –  
Docket No. MPFK102408, Registration No. 118969

This is an application for variation of an Autorikshaw permit to Tirur Municipality. Formerly, this authority constituted a committee with Municipal Secretary, Tirur as its Chairman and members from PWD, Police and MV Department to locate the parking places for Autorikshaws in Tirur Municipality. The above committee proposed 180 parking places in Tirur Municipality and as per the report of Police

Department; it is further fixed as 120. In view of the above report, this authority issued half number of permits in the above halting places vide item 165 of RTA dated 05.03.2013. Hence there is a vacancy of remaining half portion. Under these circumstances, the Secretary, RTA is permitted to grant variation in accordance with the suggestions of the committee in the vacant places.

Secretary is directed to fix a general criteria that the applicant shall be the permanent resident of Tirur Municipality and the application already submitted in the concerned office only need to be considered. The order of preference shall be as follows:

- (1) Applicants those who have availed the vehicle purchase loan under self employment scheme of Government or Government agency.
- (2) Applicants of differently abled category.
- (3) Seniority on the basis of date of remittance of fee for variation will be the order of preference for other applicants

#### **Item No. 170**

(1) Heard.

(2) Perused the representation filed before the Hon. Chief Minister of Kerala –  
Docket No. MPZQ103937, Registration No. 121274

This is an application for variation of an Autorikshaw permit to Tirur Municipality. Formerly, this authority constituted a committee with Municipal Secretary, Tirur as its Chairman and members from PWD, Police and MV Department to locate the parking places for Autorikshaws in Tirur Municipality. The above committee proposed 180 parking places in Tirur Municipality and as per the report of Police Department; it is further fixed as 120. In view of the above report, this authority issued half number of permits in the above halting places vide item 165 of RTA dated 05.03.2013. Hence there is a vacancy of remaining half portion. Under these circumstances, the Secretary, RTA is permitted to grant variation in accordance with the suggestions of the committee in the vacant places.

Secretary is directed to fix a general criteria that the applicant shall be the permanent resident of Tirur Municipality and the application already submitted in the concerned office only need to be considered. The order of preference shall be as follows:

- (1) Applicants those who have availed the vehicle purchase loan under self employment scheme of Government or Government agency.
- (2) Applicants of differently abled category.
- (3) Seniority on the basis of date of remittance of fee for variation will be the order of preference for other applicants

#### **Item No.171**

Heard. These are the applications for variation of halting place of autorikshaw permits to Perinthalmanna Municipality. Eventhough this authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department, in obedience to the observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is considered by this authority in its individual merits. The Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No.172**

1. Perused the interim relief sought to in pursuit of WP(C) No. 18971/2014 dated 19.07.2014 of Hon. High Court of Kerala.

2. Heard.

These are the applications for change of halting places to Perinthalmanna Municipality. Eventhough this authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department, in obedience to the direction in the interim relief sought to in pursuit of WP(C) No. 18971/2014 dated 19.07.2014 of Hon. High Court of Kerala and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in in ts individual merits. Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicants or any nearby place at the option of applicants. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No.173**

1. Perused the Judgment in WP(C) No. 18782/2014 dated 07.08.2014 of the Hon'ble High Court of Kerala.

2. Heard.

These are the applications for change of halting places to Perinthalmanna Municipality. Eventhough this authority has restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department, in obedience to the direction of Judgment in WP(C) No. 18782/2014 dated 07.08.2014 of the Hon'ble High Court of Kerala and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in in ts individual merits. Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicants or any nearby place at the option of the applicants. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No.174**

Heard. This is an application for variation of halting place of autorikshaw permit to Perinthalmanna Municipality. Eventhough this authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department, in obedience to the observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is considered by this authority in in its individual merits. The Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No. 175**

(1) Perused the Judgement in WP(C) No.31245 of 2013/E dated: 04/03/2014 of the Hon'ble High Court of Kerala

(2) Heard.

This is an application for variation of autorikshaw permit to Perinthalmanna Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon High Court of Kerala and the decision of this authority has been further set aside by the Hon. Court with a direction to reconsider the application.

In obedience to the direction of Hon. High Court and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No: 176**

1) Perused the judgment of Hon STAT in M.A.A.No: 364/2013.

2) Heard.

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No: 177**

1) Perused the Judgement of Hon. STAT in M.A.A.No: 187/2013

2) Heard.

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No: 178**

1) Perused the judgment of STAT in M.A.A.No: 250/2013

2) Heard.

This is an application for a fresh autorikshaw permit at Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No: 179**

1) Perused the judgment from Hon. STAT in M.A.A.No: 234/2013

2) Heard.

This is an application for variation of autorikshaw permit to Manjeri Municipality. This authority restricted the issue of fresh autoriksha permits in Municipal limits due to the difficulty in providing parking space and objection from Police department. Hence considering the traffic congestion and related issues, the application was considered and rejected earlier. Against the decision, the applicant approached Hon STAT and the decision of this authority has been further set aside by the Hon. STAT with a direction to reconsider the application.

In obedience to the direction of Hon. STAT and observations made by the Hon. High Court in WP(C) 3998 of 2014 and several cases connected with this issue, the application is re-considered by this authority in its individual merits. For this Secretary, RTA is directed to seek a report from the respective local body on the availability of parking place at the requested place by the applicant or any nearby place at the option of the applicant. The Secretary shall also conduct a local enquiry on this matter with his agency. He shall also report whether the applicant is a permanent resident of the Municipality and submit a detailed report in the next RTA.

Hence the decision on this application is **adjourned**.

**Item No: 180**

Perused the judgments WP(C) No. 13977 of 2014 dated 10.06.2014 & WP(C) 3535 of 2014 and also the letter from the Secretary, Grama Panchayath, Kondotty (HC 1452/14, dated 01.07.2014).

This authority has considered the report of the team constituted for identifying an appropriate location for parking of autorikshaws in Newman Junction, Airport Road in Kondotty Grama Panchayath. The team has submitted a detailed sketch of the proposed autorikshaw parking area.

Hence autorikshaw parking place is **re-fixed** as per the recommendation and sketch prepared by the committee.

**Item No: 181**

Heard the learned counsel.

This is an application for the curtailment of the route from Althara to Guruvayur (10.05 kms). As reported, the validity of the permit is expired and now it is covered by a temporary permit. The variation of a permit can only be entertained during its period of validity.

Secretary is directed to place the application before the next RTA after the renewal of regular permit.

Hence decision on this application is **adjourned**.

**Item No: 182**

- 1) Heard
- 2) Perused the Judgment of Hon. High Court of Kerala in 535/2014 dt.13-01-2014

This is an application variation in permit condition by rearranging trips on the route Edapatta – Mannarkkad – Manjeri. The report of Motor Vehicle Inspector stated that proposed change of trip from Melattur to Edapatta at 11.30 a.m may adversely affect the traveling public. As per the report of the enquiry officer it is clear that the curtailment will adversely affect the interest of the traveling public of that sector. This is a violation of section 80(3) ii of MV Act. Hence the application for variation is **rejected**.

**Item No: 183**

This is a case in which the stage carriage KL 55 D 4930 operating on the route Kavilakkad-Kozhikkode via Chammravattam which met with an accident on 30 August 2013 at Mukkola, Tanur owing to which 8 persons (4 adults & 4 children) lost their life.

On preliminary enquiry it has been revealed that the incident occurred due to the rash, negligent and dangerous actions of the S/C KL 55 D 4930. In the accident, the autorikshaw completely damaged and bus sustained damages at the front right portion. The agitated public set fire on the bus. Tanur police registered a case u/s 304 of IPC and is under investigation. At the time of enquiry, the driver and owner of the stage carriage are absconding and police is in search of them.

Show cause notice issued to the permit holder Sri. A. T. Muhammed initiating steps to cancel the permit of Stage Carriage involved in the accident. Also, decided to revoke the license of driver of the Stage Carriage complying normal procedure. For the show cause notice reply from the permit holder has been received. The reply was so ambiguous and against matter of facts. He kept himself aloof from the responsibility of the accident by claiming his transfer application was granted in RTA.

Since the reply to the show cause notice is not acceptable, the matter was placed before the RTA held on 28.05.2014 as Item No. 181 and the decision was "The permit holder is absent. In view of the irresponsible attitude of the permit holder

and his laxity in discharging his duties as laid down under rule 153 of KMV rule 1989, the permit is liable to be revoked on account of this violation. But it is not clear whether the permit holder was served with a copy of the agenda prior to this meeting and he is not present. Hence Secretary is directed to serve the agenda to the permit holder before next meeting and place the matter for consideration, any service on the permit shall be effected only after complying the above matters and taking a decision on this matter. Hence adjourned.”

Eventhough a notice was issued to the permit holder, as decided in the previous meeting of RTA, it is not clear whether the permit holder was served with a copy of the agenda prior to this meeting and he is not present. Hence Secretary is directed to serve the agenda to the permit holder before next meeting and place the matter for consideration, any service on the permit shall be effected only after complying the above matters and taking a decision on this matter. Hence **adjourned**.

#### **Departmental Item No: 1**

Perused the minitues of STA. This is a decision for enhancing the general concurrence for stage carriage permit in the adjacent district at the time of renewal of inter district stage carriage permit. The decision read as “”Heard the applicant and perused the records. The matter has been examined in detail. It is pointed out that the permits are granted on routes lying in more than one district after getting concurrence of the sister RTAs. Many of the services are operating for long time and that concurrence for renewal is only a formality. Besides, temporary permits are being issued continuously under section 87(1) (d) for years together causing undue hardship to the operators and avoidable workload in the offices of RTAs. Therefore, general concurrence is granted for renewal of permit for routes lying in neighbouring districts not exceeding twenty kilometers.”

Hence Secretary, RTA is directed to implement the above decision in renewal of inter district stage carriage permits not exceeding 20 Kilometers.

#### **Departmental Item No: 2**

Ratified.

#### **Supplimentary Item No. 1**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any and also subject to the endorsement of hire agreement details in the registration certificate of the stage carriage u/s 51(1) of MV Act.

#### **Supplimentary Item No. 2**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

#### **Supplimentary Item No. 3**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

#### **Supplimentary Item No.4**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Supplementary Item No. 5**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Supplementary Item No. 6**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any.

**Supplementary Item No. 7**

Heard both the applicants. From office records validity of the permit expired as on 02.11.2012. The transfer of a permit can only be entertained during its period of validity. Hence decision on this application is **adjourned**.

**Supplementary Item No. 8**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

**Supplementary Item No. 9**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

**Supplementary Item No.10**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

**Supplementary Item No.11**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

**Supplementary Item No.12**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

**Supplementary Item No. 13**

Heard both the applicants. From office records validity of the permit expired as on 09.08.2013. The transfer of a permit can only be entertained during its period of validity. Hence decision on this application is **adjourned**.

**Supplementary Item: 14**

Heard both the applicants. From office records validity of the permit expired as on 30.06.2014. The transfer of a permit can only be entertained during its period of validity. Hence decision on this application is **adjourned**.

**Supplementary Item No. 15**

Heard both the applicants and transfer of permit **allowed** subject to the production of no objection certificate from the financier, if applicable and clearance of Govt. dues, if any

**Supplementary Item No. 16**

Secretary, RTA is directed to renew the permit or to seek concurrence from Sister RTA, Kozhikkode after verifying the route length in the neighbouring district(s) in accordance with decision of STA Kerala held on 27.05.2014. Item No. 21.

**Supplementary Item No. 17**

Heard.

This is the application for regular variation of permit by curtailment of 2 single trips from the Manjeri-Perinthalmanna sector via Mankada and Thirurkad to avoid notified sector.

In this case, this authority feels that the curtailment of a major portion in the notified sector by a private stage carriage will deprive the interest of common people travelling through the route, since there is no chance to provide a further traveling facility by providing another private stage carriage permit or by variation or extension of an existing permit due to the restrictions for introducing new permits through the notified route for private stage carriages. Under these circumstances, it is evident that the variation will seriously affect the travelling facilities of the public and hence the application for variation is **rejected**.

**Supplementary Item No.18**

Heard the learned counsel.

As per the report of enquiry officer, there is an overlapping of 0.5 kms from Thazheppalam to Pongottukulam on the notified route (Ponnani – Chelari). As per the G.O.10689/B1/2014/Tran. Dtd. 17.07.2014, 'the Regional Transport Authorities shall not issue any new permits in the routes covered by nationalizing Ponnani – Chelari route scheme (GO (P) No. 3/2014/Tran. Dtd. 22.01.2014) until further orders'. Hence decision on the application is **adjourned** subject to the decision of the Government on the above mentioned scheme.

Sd/-

1. Sri. K. Biju IAS, Chairman of RTA, Malappuram.

Sd/-

2. Sri. S. Sasikumar IPS, District Police Chief,  
Malappuram, Member, RTA Malappuram

Sd/-

3. Sri. V. Sureshkumar, Deputy Transport Commissioner (C Z 1)  
Member, RTA Malappuram.