

**DECISION OF REGIONAL TRANSPORT AUTHORITY,
THIRUVANANTHAPURAM IN ITS MEETING HELD ON -27-03-2023**

Present :

Sri. Geromic George IAS
The District Collector & Chairman
Regional Transport Authority
Thiruvananthapuram.

Sri. Nagaraju Chakilam IPS
The Commissioner of Police &
Member, Regional Transport Authority
Thiruvananthapuram

Sri. Joshy.K
Deputy Transport Commissioner
South Zone, Thiruvananthapuram &
Member, Regional Transport Authority
Thiruvananthapuram.

Item No. 1

SL NO.1 [KL 20 B 0739]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore, if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore,


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it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.


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Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.2 [KL 01 CC 0786]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

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SL NO.3 [KL 16 E 1090]

Heard Adv O.D. Sivadas who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the

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SL NO.4 [KL 25 A 1314]

Heard Adv O.D. Sivadas who represented the Permit Holder.

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SL NO.5 [KL 01 AM 1551]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

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SL NO.6 [KL 01 BT 2010]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

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SL NO.7 [KL 05 T 2089]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

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SL NO.8 [KL 33 B 2181]

Heard Adv O D Sivadas who represented the Permit Holder.

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SL NO.9 [KL 01 BH 2250]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

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SL NO.10 [KL 01 CK 2459]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

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SL NO.11 [KL 21 J 2772]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

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Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.12 [KL 24 C 2904]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the challan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.


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KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.13 [KL 02 AM 3232]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e

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Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the challan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara – Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit

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holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.14 [KL 01 BC 3437]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.


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Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.


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SL NO.15 [KL 16 R 3637]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.


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Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.16 [KL 59 A 3690]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the


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permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.


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2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.17 [KL 01 BR 4259]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the challan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published

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in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.18 [KL 22 A 5107]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September

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2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.



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Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.19 [KL 01 BH 5318]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore

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it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

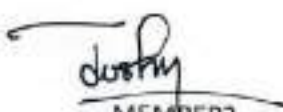
Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.


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Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.20 [KL 01 AU 5353]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.


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KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized services.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.21 [KL 01 BL 5441]

Heard Adv O.D. Sivadas who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the

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Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As

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per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.22 [KL 01 AT 5758]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.


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Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara – Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.


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SL NO.23 [KL 01 BM 5858]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of


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Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.24 [KL 01 BU 6462]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.


CHAIRMAN

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Contention of KSRTC

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Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.


CHAIRMAN

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Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.25 [KL 16 E 6606]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.


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KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

Attakkulangara - Pazhavangadi areas (near East Fort) are discovered by Road Safety Authority as Black Spot. Still by the unauthorized parking of Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.26 [KL 16 H 7374]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the

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Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.

Contention of KSRTC

Contention given by KSRTC are as follows;

To fulfill the transportation needs of the public 100 private stage carriage permits are allotted in the Trivandrum city through 50 routes in 1994. Most of them are through nationalized scheme which was published in Notification No G.O(P) 42/2009/Tran dated 14-07-2009. City services are also included in this scheme.

KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

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Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As

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per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

2. As per Section 86 (1) proviso the authority has to give an opportunity to furnish explanations of the permit holder. Explanations are given by the permit holder before this authority.

Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.27 [KL 01 CN 7558]

Heard Adv O.D.Sivadas who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

Therefore if the chellan issued is not compounded within 90 days, the matter will have to be referred to virtual court where the permit holder gets the opportunity to contest the same, or to prove his side.

The alleged offence is now posted for the consideration of the authority by the secretary. There cannot be any parallel proceedings and punishment for the very same alleged offence at a time. Therefore it is requested that any further steps in the above matter, if to be considered, the same can be only after disposal of the matter by the virtual court as prescribed in the Rules.


CHAIRMAN

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KSRTC is facing huge financial loss by the unauthorized service of private stage carriages through these Nationalized routes. Strict actions must be taken against private stage carriages which are conducting unauthorized services, by the help of Vehicle Location Tracking facility. Actions may be taken against them By cancelling these types of unauthorized trips and punishing for these violations.

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Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

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Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.


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SL NO.28 [KL 01 CB 8172]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

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Private Stage Carriages near East Fort which is only a passing point creates serious traffic issues and heavy blocks. Hence actions may be taken against these unauthorized service.

Findings of this authority

1. Operating a stage carriage according to the given timing to the whole routes is a primary condition which shall be observed by the permit holder. Violation of these conditions are reported by The Secretary, RTA. As per Section 86 of Motor Vehicles Act 1988, The Regional Transport Authority has enough power to suspend or cancel the permit for such a period as it thinks fit.

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Decision

Based on the above findings, The Secretary RTA shall watch, verify and ascertain whether the offences are repeating or not. Issue show cause notice to such permit holders who repeating the offences, seeking explanation why action shall not be initiated and proceeded for suspension or cancellation of permits u/s 86 (8) of MV Act 1988 read with Rule 145 of KMVR 1989 on behalf of RTA.

SL NO.29 [KL 05 W 9273]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

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Findings of this authority

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Decision

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SL NO.30 [KL 21 A 2383]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the Act and the same shall be recorded in the portal. As per sub rule 5, the same is to be disposed of within 90 days except in cases of offences instituted for prosecution by a court.

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Decision

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SL NO.31 [KL 01 AT 5856]

Heard Adv K.V Gopinathan Nair who represented the Permit Holder.

Objection submitted by the permit holder by denying the allegations. Permit holder contested that As per the Rule 167 of the Central Motor Vehicles Rules which came into force on 25 September 2020 an authorized officer shall issue a challan through system or e Challan facility to a person acting in violation of the provisions of the

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Decision

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Supplementary Item No: 1

SL No. 1 to 6

Heard the owners and drivers of Auto rikshaws who are plying and using the same place as auto stand. They contested that his vehicle is not obstructing the ingress and egress to the petitioner's shop. They are using that place as the auto stand for more than 30 years. The location of current auto stand is near School, and the only place where a person who gets off from bus can call an auto rikshaw easily. There is no other place suitable for the auto stand and Assistant Executive Engineer of PWD Roads section has given them No Objection for parking in the current auto stand without causing obstruction to any other vehicles or pedestrians.

Objection by Shop owners

Objection raised by the shop owners is that the auto rickshaws which are using the front of shops as auto stand is obstructing the ingress and egress of their shops causing them a loss in business continuously. The Hon'ble High Court of Kerala in its interim order in WP@ No.7453 of 2021 (F) dated: 03/09/2021 says that "The ingress and egress to the petitioner's shop rooms shall not be obstructed by the parking of the Auto rickshaws" which is continuously violating by the auto rickshaws. Therefore, a writ petition was filed on 16/01/2023, along with WP@.38191/2022 and the court on the same day delivered a judgment stating that The Traffic

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Regulatory Committee should take a decision. Till a decision is taken by the Traffic Regulatory Committee, the interim order passed by the court on 03.09.2021 in WP© No.7453 of 2021 shall continue.

Findings of the Authority

The interim order of the Hon'ble Court in WP© No.7453 of 2021 (F) dated: 03/09/2021 which says that "The ingress and egress to the petitioner's shop rooms shall not be obstructed by the parking of the Auto rikshaws" shall continue till a decision is taken by the Traffic Regulatory Committee.

Decision

The Secretary RTA is directed to ascertain whether the accused vehicles are repeating the offence. If so, place it in the next RTA to proceed with section 86 of MV act 1988.

Supplementary Item No.2

Heard. Wherein the District wise Road Safety Council Meeting held on 22/03/2023 at Collectorate, the matter of shifting of Chenthitta bus stop and bus stop in front of the Killippalam Boys High School was requested by The Assistant Commissioner, Traffic Enforcement Unit, Thiruvananthapuram City. Its decision directed us to include this matter in the next RTA Meeting as Supplementary Item.

Findings of the Authority

These two bus stops are within 300 meters and there is no enough space for the bus to park without making traffic blocks. If any bus stops at these bus stops, then there will be no space for other vehicles which is coming behind this bus to pass through.

Decision

1.Proposal of Traffic Enforcement Unit to abolish Chenthitta bus stop is approved considering the following facts,

- a) There is another bus stop within 300 meters.
- b) To smoothen the traffic at present chenthitta bus stop which causes heavy traffic congestion.


CHAIRMAN

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2. Shifting of bus stop in front of Killippalam Boys High School to some other suitable place with the help of supporting resolution from concerned Local Authority. Hence seek a resolution from concerned local body.

Supplementary Item No.3

Heard. While conducting checking of Stage Carriages, the staff of stage carriages as well as some anti socials are creating problems and obstructing the duty of Enforcement Officers. This arises law and order issues which creates difficulty in smooth functioning of the system.

Recently when two Assistant Motor Vehicles Inspectors of Regional Transport Office, Thiruvananthapuram were conducting checking in Stage Carriages at East fort some anti socials approached these officers. They started to obstruct the duty of these officers by abusing and attacking them. They tried to snatch the Smartphone of one of the officers and pushed forcefully when they tried to defend. They had narrowly escaped from severe problems. Likewise, Enforcement Officers are facing these kinds of threats while conducting checking. Hence for handling of these kinds of law-and-order situations while conducting checking in Stage Carriages, the assistance of Police personnel may be considered.

Findings of the authority and decision

Heard.

1. The Police shall render necessary immediate assistance to Enforcement Officers of Motor Vehicles Department while checking upon request.

2. Combined checking of Police and Motor Vehicles Department shall be made as frequently as possible.

CHAIRMAN

GEROMIC GEORGE IAS
DISTRICT COLLECTOR
THIRUVANANTHAPURAM

MEMBER1

MEMBER2

JOSHY K
Deputy Transport Commissioner
South Zone, Thiruvananthapuram
Pen : 429605