

**DECISION OF REGIONAL TRANSPORT AUTHORITY, VATAKARA**

**HELD ON 27.02.2024 AT COLLECTORATE CONFERENCE HALL, KOZHIKODE.**

- Present:
1. Sri.Snehilkumar Singh IAS,  
District Collector and Chairman,  
Regional Transport Authority,  
Vatakara.
  2. Dr. Arvind Sukumar, IPS,  
District Police Chief (Rural)  
Kozhikode and Member,  
RTA, Vatakara.
  3. Sri.R.Rajeev,  
Deputy Transport Commissioner,  
North Zone, Kozhikode and Member,  
RTA, Vatakara

**Item No.1**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Muthukad,Chakkittappara (via) Peruvannamuzhi, Perambra, Chembra and Thanikandi as ordinary service. The enquiry officer reported that the proposed Perambra- Muthukad-Chakkittappara-Peruvannamuzhi via Thanikandy Chembra route passes through ill served interior areas of Kozhikode district. This route will be considerably beneficial to people living in this ill connected area and will benefit the students travelling to and from different Educational institutions like Koothali Higher Secondary School, Koderichalil High School and inhabitants working around Perambra. The objection received are not serious . Hence fresh regular stage carriage permit is **granted** subject to settlement of timings and production of suitable vehicle within one month from the date of receipt of communication of the decision.

### **Item No.2**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Chakkittapara– Koyilandy (via)Peruvannamuzhi, Perambra, Anjampeedika, Arikkulam, Muthambi as ordinary service. Verified the connected file and the enquiry reports of the field officer. The enquiry officer reported that the proposed route will be beneficial for the travelling public in interior ill served area like Thanikandi, Chakkittappara,Koovapoil directly connect to Balussery –Naduvannur-Koyilandy . But there is only one single trip is provided in the proposal to these areas. Hence, the applicant is directed to submit a modified set of timing proposal, providing more number of trips to Chakkittapara. On receipt of such a proposal from the applicant, the secretary RTA, shall conduct an enquiry regarding its feasibility and place the matter before this authority for reconsideration. For the compliance of the above directions, *the decision on the application is **adjourned**.*

### **Item No.3**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Koyilandy- Poyilkavu HSS (via) Harbour and Beach Road as Ordinary service.This application is enquired through the Motor vehicle Inspector ,Sub RT Office Koyilandy and obtained the enquiry report . The report of enquiry officer reveals the following .

- 1           The total route length 5.2 kms, out of which the Poyilkavu Beach to Poyilkavu Higher Secondary School (1.2 Km) is virgin portion.
- 2           The road is very narrow , permits for LMV busses only granted.
- 3           The termini of the route are the Koyilandy Bus stand and Poyilkavu HSS . The road in front of Poyilkavu HSS is not having sufficient width or space to turn buses on the route. To turn the bus, the bus was enter the compound of the school , for which permission of School is required.

The Secretary, RTA is directed to obtain a road fitness certificate from the concerned road authorities on whether there is road is suitable for stage carriage operation. The Secretary RTA shall also conduct an enquiry whether School authority permitted to turn bus at the Poyilkavu HSS. If so should verify whether it affects the

students movement . For the compliance of the above directions *the decision on the application is **adjourned**.*

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

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Koyilandy-Perambra (via) Nochad, Chathoththazha, Ekkattoor, TharammalAngadi, Kurudimukku and Muthambi. The enquiry Officer reported that the proposed route is through interior and ill served areas lying between Koyilandy and Perambra providing connectivity with Muthambi, Arikkulam, Kurudimukku, TharammalAngadi, Ekkattoor, Chathoththazha, and Nochad. Inhabitants of the interior areas of the proposed route depend on Perambra and Koyilandy towns. From Kurudimukku the route is diverted to Perambra through TharammalAngadi, Ekkattoor, Chathoththazha, and Nochad where there is only one bus is operating now. The MVI recommended LMV vehicle on the proposed route. There is no serious objection received against this proposal. **Hence regular permit as ordinary service is granted with the condition that vehicle should be LMV** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.5**

“ This is an adjourned application for fresh regular stage carriage permit to operate on the route Perambra- Chegottukolly(Via) Paithoth,Valayamkandam, Thanikandipalam, Last Panthiri, panthirikkara, Peruvannamuzhi, Muthukad. The matter was considered by the RTA meeting held on 21.08.2023 vide item No.12 and was adjourned since the applicant was absent. A notice was issued to the applicant with proper acknowledgement . This meeting also he fails to appear. Hence the application is **rejected**.

#### **Item No.6**

“Heard. Perused the order of Hon’ble High Court of Kerala in WP© No. 42216/2023 dated 18.12.2023. This authority perused the orders of Hon’ble High Court of Kerala and verified the connected files, and reveals the following .

- i) The application for fresh regular stage carriage permits to operate on the route Vatakara- Kuttiadi via. Kottappally, Ayancheri, Villiappally, Theekkuni, Kakkattil was considered in the light of Hon’ble High Court of Kerala in WP© No 2080/2023 dated 31.01.2023 by the meeting held on 11.04.2023 vide item number 02 and took the decision as follows .  
“1.Perused the judgment of Hon’ble High Court of Kerala in WP© No. 42216/2023 dated 18.12.2023.  
2.Heard. This is an application for fresh permit in respect of S/C KL 18 R 1494 to operate on the route Vadakra- Kuttiyadi. As per the direction contained in the judgment, the application dated 05.01.2023(Ext.p5) for fresh regular stage carriage permit to operate on the route Vadakara – Kuttiyadi is taken up for consideration. The judgment directs to consider and pass appropriate orders after affording an opportunity of being heard, either physically or virtually, to the petitioner and other affected parties, if any within stipulated period. On verification it is found that the applicant had submitted to cancel the application fee, since the vehicle sold. Considering all this facts, this authority is directed to granted fresh permit subject to 1) Realization of new fee for fresh permit. 2) Subject to settlement of timings and production of suitable vehicle within one month from the date of receipt of communication of the decision.”
- ii) This decision was conveyed to the applicant on 12.06.2023 by Secretary RTA . The applicant produced the records of S/C KL 49 F 2277 on 05.10.2023 (after one month and within the maximum permissible period of four months) stating that he could not affect transfer of ownership of this vehicle since a challan was pending . He also produced Form 29, 30 for transfer of ownership of this vehicle as evidence.



- iii) The permit holder produced a copy of Judgment in WP(c) 42216/2023 dated 18.12.2023 of Hon'ble High Court of Kerala and current records of S/C KL 49 F 2277 after affecting the transfer of ownership. The Hon'ble High Court ordered as " In the absence of the timings fixed by the RTA, the petitioner would not be in a position to operate the Stage Carriage, for which regular permit has been granted on 11.04.2023. The RTA should convene the timing conference at an early date before the period of fifteen days from ,Today, for fixing the timing for operation of the petitioner's stage carriage. The petitioner is directed to produce the current record of the vehicle and all relevant other documents for fixing the timings for operation of the stage carriage. The RTA is directed to take a decision on the timings for stage carriage operation of the petitioner in accordance with the law after considering the objections of existing operators, on the said route if any."
- iv) Mean while Smt. Thulasi, the registered owner of S/c KL 57 E 6858 produced a copy of order of Hon'ble High Court of Kerala in WA No.2243/20223,dated 05.01.2024 against the Judgment in WP(c) No.42216/2023 dated 18.12.2023 of Hon'ble High Court of Kerala. The division bench of Hon'ble High Court of Kerala ordered as " Having heard learned Advocates and having gone through the impugned judgment , particularly paragraph No.5, we are not inclined to interfere with the judgment passed by the learned Single Judge. The learned Single Judge , while disposing of the writ petition , observed that all existing operators on the route involved in the present case are to be heard. Hence ,it would be open for the present appellant to raise all objections, including the objections raised before this court , before the authority . The authority shall decide all issues raised before it ,in accordance with law."
- v) The Secretary RTA has been conducted a timing conference 11.01.2024 by issuing notice to permit holder Sri. Rafeeqe PC, the objector Smt. Thulasi and other affected parties including KSRTC. During the timing conference the time of the vehicle settled and the placed before the next RTA meeting since the issuance of permit by the Secretary is impeded by the negligence and failure on the part of the grantee to comply with the provisions of Rule 159(2) of KMV Rules 1989.

vi) Rule 159. Permit entry of registration mark compulsory: Time for entry-(1)  
No permit shall be issued before entering the registration mark of the vehicle to which it relates has been entered therein.

(2) When the applicant is unable to produce the certificate of registration on the date of his application for permit, owing to the fact that he is not on that date in possession of the vehicle duly registered , or for some other reason, the applicant shall within one month of the sanctioning of the application by the Transport Authority or such longer period or periods not exceeding four months in the aggregate as the Authority may specify , produce the certificate of registration of the vehicle before that Authority so that the particulars of the registration mark may be entered in the permit. In the event of any applicant failing to produce the certificate of registration within the period specified by the Transport Authority., the Authority may revoke its sanction of the application.

3)The power vested in a Transport Authority under sub-rule (2)shall also be exercised by 921.

From the above facts it is seen that 1. Timing is settled. 2. The applicant had produced the current records within the maximum permissible period of four months from the date of communication of decision as per the rule 159(2) . This authority is convinced that the applicant was prevented by good and sufficient proof (technical reason for disposal of chalan) from producing the current records in time, Hence delay is **considered**. Hence Secretary is directed to issue the permit.

#### **Item No.7**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vatakara -Kuttiadi (via) Kottappally, Ayanchery, Theekkuni, Poomukam, Vadayam , Tharopoyil, Manikoth, Gulikappuzha as Ordinary service. The enquiry Officer reported that the proposed route would be beneficial for passengers and students from this sector. The proposed route from Ayanchery to Gulikappuzha and from Poomugham to Gulikappuzha are ill served sectors. It would be beneficial to the students and traveling public in this sector. During the meeting there is no serious objection received against this application. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of

current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.8**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Perambra-Vadakara (via) Pannimukku, Avala, GulikaPuzha, Perincherikadavu, Chiramukku, Ayancheri road and Thiruvallur. The application was enquired through the Motor Vehicle Inspector Sub RT office Perambra and submitted the report. On verification of application and report of MVI reveals that

1.Gulikapuzha to Meenapalam (1.3 Km) is virgin portion.

2.Perambra- Chaniyam kadavu is well served sector.

3.The Pannimukku-Thiruvallur via Gulika Puzha, Perincheri kadavu, Chiramukku is ill served and stage carriage services are available at an average interval of 2 hours.

The Secretary, RTA is directed to obtain a road fitness certificate from the concerned road authorities on whether the bridge is suitable for stage carriage operation. The Secretary, RTA also submit a detailed report showing the sector wise frequency of stage carriage on the well served route Perambra-Chaniyam kadavu. For the compliance of the above directions *the decision on the application is **adjourned**.*

#### **Item No.9**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Perambra-Payyoli (via) Meppayur, Payyoli Angadi and Keezhoor. The Enquiry Officer reported that the route Perambra-payyoli is moderately well served and stage carriage service is available at an average interval of 7 minutes. This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Perambra-Payyoli region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be an extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

#### **Item No.10**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Kannookkara – Vatakara (Via) Onchiyam palam, Orkkatteri, Puthalathpoil, Karthikapally, Villiappally as Ordinary service. The enquiry Officer reported that the proposed route from Villiappally to Orkkatteri is an ill served and will be beneficial to passengers and Students. Route from Orkkatteri to Vellikulangara (1 Kms) is well served sector however from Vellikulangara to Kannookkara is an ill served sector and highly beneficial to the travelling public. The objection received are not serious. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.11**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Muyipoth-Perambra (Via) Manappram mukku, Janakeeya Mukku, Meppayur, Ravattamangalam, Edakkayil, Akkooparamba, Mammanikulam as ordinary service. The enquiry Officer reported that the route from Muyipoth-Perambra (Via) Manappram mukku, Janakeeyamukku, Meppayur, Ravattamangalam, Edakkayil, Akkooparamba, Mammanikulam passes through the interior areas of Kozhikode district. Presently no stage carriages are operating on the route. The objection received are not serious. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.12**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vataklara - Kuttiadi (Via) Ayancheri, Theekuni, Vadayam, Memunda, Kanhirattuthara, Thiruvallur, Viyyamchira, Muyipoth, Cheryvannur, Perambra as Ordinary service. The enquiry Officer reported that the route from Thiruvallur to Kanhirathara is an ill served sector. This route will be highly beneficial for passengers

and students from Kanhirattuthara. The route from Thiruvallur to Perambra is a moderately served sector and it would be beneficial to the travelling public in this sector. The route from Muyipoth to Viyyamchira is an ill served sector and will be highly beneficial to the passengers from that area. The objection received are connected with timings. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.13**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Balussery- Meppayur (Via) Kottaramukku, Vakayad, 11<sup>th</sup> kandiNaduvannur, Kavumthara, Kurudimukku, Narakkode as Ordinary service. The enquiry Officer reported that the proposed route Meppayur is a prominent town on the Payyoli – Perambra road and Balussery is a prominent town on the Koyilandy-Thamarassery road. On examining the proposal only one trip is propose in the interior areas of Balussery. Besides, the field officer has not reported the sector wise frequency of stage carriages on proposed route. Hence the applicant is directed to submit a fresh set proposed timings by providing a fairly reasonable number of trips to Balussery. On receipt of such a proposal from the applicant, the secretary, shall ascertain the feasibility of arriving at clash free timings out of newly proposed time schedule and submit a detailed report showing the sector wise frequency of stage carriages on applied route and place the matter before this authority for reconsideration. For the compliance of the above directions, *the decision on the application is **adjourned**.*

#### **Item No.14**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Villiappally- Perambra (Via) Vatakara, Thodannur, Thiruvallur, Chaniyamkadavu, Muyipoth as Ordinary service. The enquiry Officer reported that

the proposed route from Villiappally –Vatakara and Vatakara- Perambra are well served sector. This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Villiappally –Vatakara and Vatakara- Perambra region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

**Item No.15**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vatakara- Perambra (Via) Thodannur, Thiruvallur, Chaniyamkadavu, Muyipoth as Ordinary service. The enquiry Officer reported that the proposed route from Villiappally –Vatakara and Vatakara- Perambra are well served sector. This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Villiappally –Vatakara and Vatakara- Perambra region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

**Item No.16**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Balussery – Ulliyeri (via) Kairali Road, Mannampopil, Muthuvath, Arakkalpeedika, Kunnakodi, Chiraprathvayal, Modakkallur MMC. The enquiry officer reported that the route is sub urban interior areas. This authority examined the



application , the connected records and the agenda . But the following deficiency are identified.

1. The type of vehicle as per the section 70(b) of KMV Act not mentioned.
2. The frequency report of the sector show in the feasibility of proposed timings.

The Secretary, RTA is directed to conduct a detailed study in the above facts and place before next RTA. For the compliance of the above directions, *the decision on the application is **adjourned**.*

#### **Item No.17**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Thanneerpanthal-Kuttiyadi-Kakkattil-Vadakara (Via) Villiappalli, Memunda, Kottappalli, Theekkuni, Kakkattil, Vadayam as Ordinary service. The Field Officer reported that the proposed route between Vadakara and Kuttiyadi, and Kakkattil via Ayancheri will be beneficial to the passengers and students at this route is not a well served route. The proposed route with 2 trips between Vadakara and Ayanchery via Villiappally and the last trip between Vadakara and Ayanchery via Thiruvallur also will be beneficial to the passengers and students as this route is not a well served route. The peoples in the sector between Thiruvallur and Ayancheri are mostly depending on Autorikshaw due to the scarcity of Stage Carriages. The objection received are connected with timings. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle Within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.18**

“Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Vadakara- Payyoli(Via) Thodannur, Punnolmukku, Elambilad, Eliparambathmukku, Maniyur,



Attakundupalam, Kizhur. The Field Officer reported that the proposed route with 2 trips between Vadakara and Payyoli through Maniyur and 2 trips between Vadakara and Elambilad and vice versa will be beneficial to the passengers and students as this route is not a well-served route. The peoples in this route are mostly depending on jeep services (Motor cab) due to the scarcity of Stage Carriages. The objection received are not serious. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.19**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Perambra- Kuttiyadi (via) Pannimukku, Palliyath, Peruvayal ,Koolikunnu, Valakettu, Thirukothmukku and Oorath. The Field Officer reported that the proposed route passes through ill served areas of Kozhikode District. This route will be considerably beneficial to people living in this ill connected area and will benefit the students travelling to and from different educational institutions like Perambra Higher Secondary School and inhabitants working at Perambra. As the major portion of the route proposal is indented for the service of people living in the interior areas. The objection received is not serious. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.20**

Applicant is absent while the matter is considered. Hence decision of the application for fresh regular stage carriage permit is ***adjourned***. Secretary, RTA shall place the application in the next meeting of RTA after receiving the due notice to the applicant indicating the date, time and venue of the meeting.

#### **Item No.21**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Koyilandy- Cheekilode (Via) Thiruvangoor, Cheekilode Azheekal, Atholi. The Field Officer reported that the proposed route is not overlapped in any of the nationalized sector. There is no Virgin portion. The proposed route will be beneficial to people travel in the interior sector of the Taluk. The objection received is not serious. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable **LMV** vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.22**

"Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Vadakara- Thalassery (via) Kootangaram, Kurinhaliyode, Muyipra, Orkatteri, Monthalkadavu, Mekkunnu and Manhodi as Ordinary service. During the meeting the field officer reported that The proposed route with 6 trips between Vadakara- Orkatteri will be beneficial to the passengers and students from Kootangaram, Kurinhaliyode, Muyipra to reach Vadakara and Orkatteri since this route is not a well-served route. The proposed route with 6 trips between Orkatteri and Thalassery will be beneficial to the passengers and students from Orkatteri, Kunnumakkara, Chirayilpeedika, Monthalkadavu to reach Orkatteri and Thalassery town since this route is not a well-served route. During the meeting the enroute operators including KSRTC objected the proposal stating that the applied route is a well served route with a minimum time gap of 1 - 2 minutes . The enquiry officer did not report the frequency of stage carriage services on the applied route. Hence Secretary, RTA is directed to conduct a detailed enquiry and submit a report for showing the sector wise frequency of stage carriage on the applied route and place in the next RTA. **Hence adjourned.**

#### **Item No.23**

Applicant is absent while the matter is considered. Hence decision of the application for fresh regular stage carriage permit is ***adjourned***. Secretary, RTA shall place the application in the next meeting of RTA after receiving the due notice to the applicant indicating the date, time and venue of the meeting

#### **Item No.24**

"Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Eramangalam- Balussery Govt .Hospital (via) Pallimukku, Thankayam, Muduvath, Alinchuvadu, Areepramukku, Kairali road and Balussery Pvt Bus Stand. This authority examined the connected file and verified the enquiry reports of the field officer. The report of Motor Vehicle Inspector have following deficiency.

1. The route has a virgin portion of distance 4.2 kms . The virgin portion is not mentioned in the report from place to place.
2. The frequency report of the applied route is not furnished.

Hence The Secretary, RTA is directed to conduct a detailed study in the above facts and to obtain a road fitness certificate duly authenticated by concerned authority. This report shall be place in the next RTA meeting . **Hence adjourned.**

#### **Item No.25**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Maniyur- Kuttiyadi (Via) Panikotty, Thurassery Mukku, Maniyur, Payyoli, Kottapalli, Theekkuni, Kakkattil, Vadayam as Ordinary service. The Motor Vehicle Inspector reported that the proposed route with 2 trips between Vadakara and Kakkattil, and I trip between Vadakara and Kakkattil will be beneficial to the passengers and students as this route is not a well served route. The proposed route with 02 trips between Vadakara and Maniyur and 1 trip between Vadakara Payyoli will be beneficial to the passengers and students as this route is not a well served route. People in this route are mostly depending on jeep services (Motor cab) due to the scarcity of stage carriages. No objectionable overlapping. During the meeting there is no serious objection. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.26**

“Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Koyilandy-Meppayur (Via) Peruvattoor, Viyyur temple, Illaththaye, nellyadikadavu, Keezhariyur, Narakode. The enquiry Officer reported that the route between illaththaya and peruvattoor is ill served sector. The route is highly beneficial to the students and travelling public of Peruvattoor- Illaththazhey sector. During the meeting several representation received for granting the proposal and objection received are connected with timing only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.27**

“Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Vadakara- Koorachundu (via) Chaniyamkadavu, Perambra, Paithoth, Thanikandy, Chembramukku, Chakkittapara, Narinada , Korrachundu. The enquiry Officer reported that there is only two stage carriage operating on the route Perambra- Paithoth-Thanikandy-Chakkittappara. AT present no stage carriage service are available on the route Chakkittapara- Narinada-Koorachundu.The proposed Perambra-Paithoth-Thanikandy- Chakkittappara- Narinada-Koorachundu route passes through ill served interior areas of Kozhikode district. This route will be beneficial to people living in this ill connected area. During the meeting several representations received for granting the proposal and objection received are connected with timing only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.28**

“Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Vadakara- Koorachundu (via) Chaniyamkadavu, Perambra, Paithoth, Thanikandy, Chembramukku, Chakkittapara, Narinada , Korrachundu. The enquiry Officer reported that there is only two stage carriage operating on the route Perambra- Paithoth-Thanikandy-Chakkittappara. AT present no stage carriage service are available on the route Chakkittapara- Narinada-Koorachundu.The proposed Perambra-Paithoth-Thanikandy- Chakkittappara- Narinada-Koorachundu route passes through ill served interior areas of Kozhikode district. This route will be beneficial to people living in this ill connected area. As the route proposal is intended for the service of people living in the interior areas, any unhealthy competition is not likely to occur. During the meeting several representation received for granting the proposal and objection received are connected with timing only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.29**

“Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route KOYILANDY-POYILKAVU BEACH Via. Market, Harbour. The enquiry Officer reported that the proposed route koyilandy –Poilkavu beach (via market, Harbour) with halt at Koyilandy as Ordinary service and route is intra district with a route length of 7 kms and the route overlapping in the sector Payyannur- Ernakulam from Koyilandy to Market junction with a distance of 300 meters and this overlapping is not objectionable as per GO(P) No. 8/2017 Trans dtd 23/03/2017.(Modified G.O.(P) No. 13/2023). There is no virgin

portion in the entire route. Proposed route is mainly helps the interior costal sectors. There is no serious objection except timings against this application **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.30**

"Heard, the learned counsel represented the applicant. This is an application for fresh regular stage carriage permit to operate on the route Vadakara- Kakkattil- Kuttiyadi (via) Memunda, Kottappalli, Theekuni, Kakkattil, Vadayam, Villiappalli as Ordinary service. The enquiry Officer reported that the The proposed route with 01 trip between Vadakara and Kuttiady, and 03 trip between Vadakara and Kakkattil will be beneficial to the passengers and students as this route is not a well served route. The proposed route with 01 trip between Ayancheri and Vilyappalli will be beneficial to the passengers and students as this route is not a well served route. During the meeting objection received are connected with timing only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.31**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Daivathumkavu Temple- Koyilandy (via) Peruvattoor, Illath thayam, Nellyadi Road, KPK Bus stop, Kodakkatmuri. On verification of the report of enquiry officer reveals that 1 km a distance from KPK bus stop – Daivathan kavu Temple out of total distance 9kms is virgin portion. The enquiry officer also not offered any remarks on the fare stages on the route .During the meeting several representations received by supporting and against the application. The objections are received from the existing operators on the route Koyilandy- Meppayur(via) Nellyadikadavu .The enquiry officer not offered the frequency of service on the route from Koyilandy –



Nelliyadi, which is the major portion of the applied route. Hence Secretary, RTA in directed to

1. To obtain a road fitness certificate on the virgin portion KPK bus stop – Daivathan kavu Temple duly authenticated from concerned authority.
2. The frequency report of the sector Koyilandy- Nelliyadi to ascertain the feasibility of arriving at clash free timings out of the proposed timings.

For the compliance of above directions the decision of the application for fresh permit **adjourned**.

#### **Item No.32**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vadakara-Kakkattil-Kuttiyadi-Kuningad (VIA) Memunda, Kottappally, Theekuni, Kakkattil, Vadayam, Villiappally as Ordinary service. The Motor Vehicle Inspector reported that the proposed route with 02 trips between Vadakara and Kuttiady, and 01 trip between Vadakara and Kakkattil will be beneficial to the passengers and students as this route is not a well served route. The proposed route with 02 trips between Vadakara and Kuningad and 01 trip between Vadakara and Kuningad will be beneficial to the passengers and students as this route is not a well served route; peoples in this route are mostly depend on Jeep Services (Motor Cab) due to the scarcity of Stage Carriages. The objections received are connected with timings only . **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.33**

“Heard,. This is an application for fresh regular stage carriage permit to operate on the route Perambra-Payyoli (via) Meppayur, payyoli angadi and Keezhur. The enquiry Officer reported that the route Perambra-Payyoli is moderately well served and stage carriage service is available at an average interval of 7 minutes. During the meeting several severe objections are received against the application. This authority examined the application, the connected records and the agenda. This authority is of the view that granting this permit will unsettle the present state of equilibrium of



timings prevailing among the stage carriage operators in the well served sectors of Perambra-Payyoli region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

#### **Item No.34**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Perambra-Payyoli (via) Meppayur, payyoli angadi and Keezhur. The enquiry Officer reported that the route Perambra-Payyoli is moderately well served and stage carriage service is available at an average interval of 7 minutes. During the meeting several severe objections are received against the application. This authority examined the application, the connected records and the agenda. This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Perambra-Payyoli region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

#### **Item No.35**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Koorachundu- Perambra (via) Chembra, koderichal, Puttampoyil. The enquiry Officer reported that the proposed Perambra- Kurachundu route passes through ill served interior areas of Kozhikode district. This route will be considerably beneficial to people living in this ill connected area and will benefit the students travelling to and from different educational institutions like Kolathvayal higher secondary school and inhabitants working at Perambra. The proposed timing in the peak hours will benefit the students returning home from Perambra. As the major portion of the route proposal is intended for the service of people living in the interior

areas, the new permit will be beneficial for the public. The objections received are connected with timings only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.36**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Koyilothumpadi-Perambra (via) Cheruvannur, Muyipoth, Viyyamchira, Palachuvadu, Keezhur, Pallikkara, Purakkad. The enquiry officer reported that

1. Now the national highway widening is under progress and modification in the routes and way at Payyoli town may leads to over lapping in the Payyannur-Ernakulam Notified route .
2. Payyoli-Perambra sector is well served and a passivity of time clash .

Considering the above facts , this authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Perambra-Payyoli region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

#### **Item No.37**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Koyilandy- Ulliyeri (via) Kanoor Bazar, Chittarikadavu, Areekkal Thazham, Theruvath Kadavu as Ordinary service. The Field Officer reported that entire stretch from Kannur Bazar to Areekkal thazham is under construction by increasing height and width by filling up with soil. The Secretary, RTA in directed to obtain completion of road work report from the Field Officer and place in the next RTA . For the

compliance of above directions the decision of the application for fresh permit **adjourned.**

**Item No.38**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Mullankunnu- Thalassery (via) Narippatta, Kakkattil, Nadapuram, Peringathur and Manhodi as Ordinary service. The Field Officer reported that the Thottilppalam and Thalassery is well served route, hence introduction of new stage carriage service will create time clash and unhealthy competition between stage carriage operators who conduct services in this sector. During the meeting several severe objection received from enroute operators stating that the applied route is a well served with a time gap of 1-2 minutes only. On perusal of the proposal of timing filed by the applicant , the enquiry report submitted by the field officer , RTO Vadakara and the objections ,Thottilpalam- Thalassery region is well served with a frequency of stage carriage services at a time gap of 1-3 minutes, which may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

**Item No.39**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vadakara-Payyoli (via) Panikotty, Bank road, Mudappilavil, Kurunthodi, Palayad, Thurassery mukku, Kizhur, Attakundu and Maniyur as Ordinary service. The Field Officer reported that the proposed route will be beneficial to the passengers and students from Vatakara and Payyoli to reach Maniyur via Mudappilavil and Palayad , as it is an ill served area. Peoples in this route are mostly depend on Jeep Services (Motor Cab) and Autorickshaws due to the scarcity of Stage Carriages. The new service may be beneficial to people from Maniyur to reach NH and railway stations at Vatakara and Payyoli. The objections received are connected with timings

only **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

**Item No.40**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vadakara – Payyoli (via) Panikkotty-Bank road-Mudappilavil-Kurunthodi-Palayad-Thurasseri Mukku-Kizhur and Maniyur as ordinary service. The Field Officer reported that the proposed route will be beneficial to the passengers from Vatakara and Payyoli to reach Maniyur via Mudappilavil and Palayad , as it is an ill served area. Peoples in this route are mostly depend on Jeep Services (Motor Cab) and Autorickshaws due to the scarcity of Stage Carriages. Currently, the existing stage carriage operators have stopped their services, especially after the Covid-19 pandemic. The new service may be beneficial to people from Maniyur to reach NH and railway stations at Vatakara and Payyoli. The objections received are connected with timings only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

**Item No.41**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Vadakara-Sand Banks(via) Thazhe Angadi as Ordinary service. The Field Officer reported that the proposed route is beneficial to the passengers from Vadakara and Sand Banks. Since Sand Banks is a tourist place at Vadakara, tourists and other public are now depending on autorikshaws and motor cabs as mode of transportation. At present only a few stage carriages are conducting service operations at Sand Banks with lesser trips. Several representation were received from the public representatives regarding the necessity of transportation at Sand Banks. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable **Light Motor** vehicle within one

month from the date of receipt of this decision failing which sanction will be revoked without further notice.

**Item No.42**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Koyilandy-Puliyancheri Pally (Via) Railway over bridge, Viyyur, Nellyyadi, KPK stop junction, Daivathankavu temple as ordinary Service. On verification of the report of enquiry officer reveals that 3 km a distance from KPK Junction –Pullincheri Pally out of total distance 9 kms, is virgin portion. An objection received from an enroute operator on the route Koyilandy –Meppayur stating that grand of this permit will affect his service . The enquiry officer not offered the frequency of service on the route from Koyilandy – Nellyyadi, which is the major portion of the applied route. Hence Secretary, RTA in directed to

3. To obtain a road fitness certificate on the virgin portion KPK Junction – Pullincheri Pally duly authenticated from concerned authority.
4. The frequency report of the sector Koyilandy- Nellyyadi to ascertain the feasibility of arriving at clash free timings out of the proposed timings.

For the compliance of above directions the decision of the application for fresh permit **adjourned**.

**Item No.43**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Meppayur- Payyoli-Koyilandy (via) Payyoli Angadi, Korapra, Keezhariyur, Muthambi as Ordinary service. The enquiry officer reported that the portion from Keezhariyur to UC Junction near Payyoli Angadi of a distance 4.4 Kms is virgin portion. But the fare stage to be fixed on the virgin portion is not seen specifically reported by field officer. Also ,the class of stage carriage suitable for operation of virgin portion not reported . Also ,fitness of the newly constructed bridges on the route Keezhariyur and Payyoli angadi .

The Secretary, RTA in directed to obtain a road fitness certificate duly authenticated by concerned authority and directed to furnish a specific report on the

above aspects. For the compliance of above directions the decision of the application for fresh permit **adjourned**.

#### **Item No.44**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Keezhariyur- Koyilandy-Payyoli (via) Kurumayilthazham, Korapra, Keezhariyur, Muthambi, Payyoli angadi as Ordinary service. The enquiry officer reported that the portion from Keezhariyur to UC Junction near Payyoli Angadi of a distance 4.4 Kms is virgin portion. But the fare stage to be fixed on the virgin portion is not seen specifically reported by field officer. Also, the class of stage carriage suitable for operation of virgin portion not reported. Also, fitness of the newly constructed bridges on the route Keezhariyur and Payyoli angadi .During the meeting Smt. E Sarojini (Permit holder of S/C KL 35 100) Sri. Abdulla and Sri. M Sundaran are objected the proposal stating the grand of this permit severely affect their exisating services. The field officer not offered any frequency of stage carriage operation on the applied route verify a clash free set of time on the sector.

The Secretary, RTA in directed to obtain a road fitness certificate duly authenticated by concerned authority and directed to furnish a specific report on the above aspects. For the compliance of above directions the decision of the application for fresh permit **adjourned**.

#### **Item No.45**

"Heard. This is an application for fresh regular stage carriage permit to operate on the route Koorachundu- Kuttiyadi (Via) Narinada, Chakkittappara, Valayamkandam, Paithoth,Perambra, Muyipoth, Chaniyamkadavu, Vadakara, Ayanchery,Theekuni, Poomugam and Vadayam as Ordinary service. The Motor Vehicle Inspector reported that the portion Vadakara- Perambra and Vadakara - Kuttiyadi (via) Ayanchery is well served and service are available at an average interval of 10 minutes. This authority examined the application ,connected records and the agenda . So the permit holder applied the route from Koorachundu -Kuttiyadi (via) Narinada, Chakkittappara, Valayamkandam, Paithoth,Perambra, Muyipoth, Chaniyamkadavu, Vadakara, Ayanchery,Theekuni, Poomugam and Vadayam . But only one single trip is offered to Kuttiyadi . Not even a single trip offered to connecting



Kuttiyadi and Koorachundu. From the report of enquiry officer it is clear that an unhealthy competition will creat on the portion Vadakara -Perambra, which is the mostly offered trips as per the proposal timinigs. This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Vadakara- Perambra region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

#### **Item No.46**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Kannadipoyil- Nanminda 13 (via) Panangad North, Balussery HS, Baluseri, Vattoli Bazar, Kariyathan kavu,Vattoli Bazar and Nanminda 14 as Ordinary service. The Field Officer reported that the proposed route Kannadipoyil- Balussery- Nanminda 13 connects the densely populated areas around Balussery with Nanmanda. This route with frequent short trips will benefit short distance travelers, reducing their dependence in two wheelers, and other personalized mode of transportation. The objections received are connected with timings only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.47**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Perambra-Ullyeri-Balusseri-Chakkittappara-Thalayad-Kozhikode (via) Manhapalam, Kootalida, Koorachundu, Kalangali, Naduvannur,Vattoli Bazar, Kinaloor Estate , Mankayam,Padikkal ayal,Muthoottikkal,Kattippara Town,Kolikkal,Poonoor, Estatemukku, MMParamba, Nanminda, Kakkur, Kakkodi, Eranhipalam and



Nadakkavu. The Field Officer reported that the proposed route connects the rural farming areas of Kozhikode Districts with comparatively developed areas. During the meeting several severe objections raised against the proposal stating that the grant of this permit affect the service of existing operators.

On perusal of the application ,connected records, agenda and objections ; this authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Kozhikode- Balussery region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be an extremely difficult task. **Hence the application for fresh regular stage carriage permit is rejected.**

#### **Item No.48**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Cheliya Dispensary – Koyilandy (via) Kuruvangad, Elatteri, Nadakkal, Cheliya town, Kanjilassery as Ordinary service. The Field Officer reported that the proposed route will be beneficial to the passengers from Vatakara and Payyoli to reach Maniyur via Mudappilavil and Palayad , as it is an ill served area. Peoples in this route are mostly depending on Jeep Services (Motor Cab) and Autorickshaws due to the scarcity of Stage Carriages. The new service may be beneficial to people from Maniyur to reach NH and railway stations at Vatakara and Payyoli. The objections received are connected with timings only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

#### **Item No.49**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route Palayad- Maniyur-Payoli-Vadakara (Vai) Panikotty , Bank road, Mudappilavil, Kurunthodi and Palayad as Ordinary service. The Field Officer reported

that the proposed route will be beneficial to the passengers from Vatakara and Payyoli to reach Maniyur via Mudappilavil and Palayad , as it is an ill served area. Peoples in this route are mostly depending on Jeep Services (Motor Cab) and Autorickshaws due to the scarcity of Stage Carriages. The new service may be beneficial to people from Maniyur to reach NH and railway stations at Vatakara and Payyoli. The objections received are connected with timings only. **Hence regular permit as ordinary service is granted** subject to settlement of timings & production of current records of suitable vehicle within one month from the date of receipt of this decision failing which sanction will be revoked without further notice.

**Item No.50**

“Heard. This is an application for fresh regular stage carriage permit to operate on the route VADAKARA- PERAMBRA (via) Palayad, Kurunthodi, Maniyur, Attakundu Palam, Payyoli, Meppayoor, Muyippoth and Chaniyam kadavu as Ordinary service.

The Motor Vehicle Inspector reported that the portion Vadakara- Perambra and Payyoli -Perambra is well served sector and stage carriage service are available at an average interval of 10 minutes. This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Vadakara-Perambra region and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. More over in the applied route Panikotti - Attakundu palam is presently an ill served area. But only one single trip is offered to through Panikotty. **Hence the application for fresh regular stage carriage permit is rejected.**

**Item No.51**

G/608657/2023

~~Agenda:-~~ To consider the request of RTA, Kannur, for prior concurrence for fresh stage carriage permit to operate on the route Valayam -Kolasseery Via. Kallachi,

Nadapuram, Thooneri, Peringathur, Chokli, Manjodi, Kuyyalifor a period of 5 years. Verified the enquiry report. Enquiry officer reported that the route portion from Valayam to Peringathur lies in RTa Vadakara region a distance of 16.5 kms . During the meeting several severe objections received against this item stating the proposed route is an over saturated portion . The enquiry officer not reported the frequency of stage carriage service on this sector . Hence Secretary RTA is directed to conduct a detailed enquiry regarding the frequency of service from Valayam to Peringathur Bridge. Secretary shall place this item after obtaining the above report. . For the compliance of above directions the decision of the application for fresh permit **adjourned**

#### **Item No.52**

“Heard. This is an application for variation of permit in respect of S/C KL-12-E-0916 permitted to operate on the route Kelappaji Nagar- Meppayur. Via.Muthukunnu College, Koyilandy, Kollam, Nelliyadi, Keezhariyur. Variation applied for

- 1) Extension from Muchukunnu College Junction to Muchukunnu 2 round trips
- 2) Curtailment from Muchukunnu College Junction to Kelappaji Nagar 2 round trips.

The Enquiry Officer reported that the existing route overlaps nationalized sector from Koyilandy to Aanakulam (2.7 Kms). Hence the existing permit on the Kelappaji Nagar- Meppayur route is a saved permit. As per G.O (P) No. 13/2023/Trans Dtd.03.05.2023 variation on saved permit is not permissible. The MVI also reported that Curtailment of trip is from Muchukunnu College Junction to Kelappaji Nagar 2 round trips, an ill served area . Hence curtailment will affect the travelling public and students of that area. During the meeting objections also received against the curtailment of trip. Hence the application for variation of permit is **rejected**.

#### **Item No.53**

“Heard. This is an application for variation of permit in respect of KL-56 U 3252 permitted to operate on the route Chittarikadavu – Koyilandy Via. Kavumvattom, Anela, Municipality. Variation applied for (1) Extension from Kavumvattam to Checkmukku (1.4 KM) 2) Deviation of the route from Railway Over bridge to Anela Road (via) Darsana mukku instead of koyilandy municipal Road .The Enquiry Officer reported that the extension from Kavumvattom to Check-mukku by a distance of 1.4

kms and by deviation of route by 800 meters via Railway and Darsana Mukku. This authority examined the connected file and verified the enquiry reports of the field officer. The enquiry report reveals that the intension of the applicant is to alter the entire time schedule. This authority is of the view that granting this variation of permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors and may lead to unhealthy competition between the en route operators and cause traffic congestion, which in turn will harmfully affect the travelling public as well as other road users. Also settling timings amicably, avoiding time clashes with existing operators will be and extremely difficult task. **For the above reasons, application for variation of permit is rejected.**

#### **Item No.54**

"Heard. This is an application for variation of permit in respect of S/C KL-18 X 0649 permitted to operate on the route Vadakara -Thottilpalam Via.Nadapuram, Kakkattil, Kallachi. Variation applied for

- 1) Extension from Kakkattil to Kumbalachola (13 KM) Via Kaiveli
- 2) Change of halting place from Kallachi to Kumbalachola.
- 3) Omission of the trip Kakkattil to Kallachi in night.

The Enquiry Officer reported that the proposed curtailment may affect the general public between Kakkattil and Kallachi , Since the curtailment of trip is in the nights.. There is no urgent necessity as per KMVR 145(6) for considering the proposed variations.

This authority considered the application, report and objections and is arrived of the view that granting this variation of permit will seriously affect the passengers travelling at early morning and the night on the sector Kakkattil- Kallachi . **For the above reasons, application for variation of permit is rejected.**

#### **Item No: 55**

"Heard. This is an application for variation of permit in respect of S/C KL 42 K 4580 permitted to operate on the route Thanneerpanthal- Payyoli (via) Villiappally, Vadakara, Iringal as Ordinary Service. Variation applied for

- 1) Change of halting place from Payyoli to Thanneerpanthal.

2) Curtailment of route portion from Vadakara- Payyoli.

The enquiry Officer ,MVI Vadakara reported that the applicant intend to curtail last 3 trips of the existing route and adding first trip from Thanneerpanthal to Vatakara and changing the halting place from Payyoli to Thanneerpanthal. Curtailment of last trip between Vatakara(07.00 pm) to Thanneerpanthal, Thanneerpanthal(07.40 pm) to Vatakara and Vatakara(08.35 pm) to Payyoli. The proposed curtailment may affect the general public between Thanneerpanthal to Vatakara and Vatakara and Payyoli during night. Hence the variation requested by the permit holder the vehicle KL42K4580 cannot be recommended and there is no urgent necessity as per KMVR 145 (6) for considering the proposed variations. **For the above reasons, application for variation of permit is rejected.**

**Item No.56**

“Heard. This is an application for variation of permit in respect of S/C KL 58 D 4063 permitted to operate on the route -Thanneerpanthal-ayancheri (via) Kalleri, KanalPalam,Katameri and Valliyad as OrdinaryService . Variation applied for

1) Extension of route from Ayancheri to Kakkattil by adding one single trip from Ayancheryto Kakkattil (via) Theekuni and one single trip from Kakkattil to Ayancheri.

2) Curtailment of one single trip from Ayancheri to Villiappally and One single trip fromVilliappally to Ayancheri.

The enquiry officer MVI Vadakara reported that the curtailment of two single trips from Ayanchery to Villiappally and Villiappally to Ayanchery( via Valliyad) will adversely affect the travelling public of this area since this portion is more ill served sector. There is no urgent necessity as per KMVR 145(6) for considering the proposed variations. **For the above reasons, application for variation of permit is rejected.**

**Item No: 57**

“Heard. This is an application for variation of permit in respect of S/C KL 08 AP 7333 to operate on the route Koduvally-Perambra (vai) Balussery, Ulliyeri as ordinary service. Variation applied for

- 1) Curtailment of the portion from Nanmanda to Koduvally.
- 2) Extension from Nanmanda to Cheekkilode .
- 3) Deviation of morning trip from Balussery to Perambra (via) Koottalida .
- 4) Change of halting place from Koduvally to cheekilode.

The enquiry Officer, reported that the curtailing of the trip from Koduvally to Nanmanda and back will not seriously affect the travelling prospects of the public as this portion is well served. Extension of the trip from Nanmanda to Cheekkilode will benefit people living in that area. Change of halting place from Koduvally to Cheekkilode will be beneficial to the operators to park the vehicle safely in protected premises. This authority considered application, enquiry report and objections. It is arrived that overall variation is beneficial to the travelling public on the route . **.Hence the application for variation of permit is granted without changing existing timings other than the variations applied ,subject to settlement of timings.**

#### **Item No.58**

"Heard. This is an application for variation of permit in respect of S/C KL 18 Y 8339 permitted to operate on the route Malolmukku- Thalassery (via) Pazhamkavu, Vatakara as Ordinary Service. Variation applied for additional trips on Vadakara-Malolmukku route (via) Vaikkilassery, Kurikkilad.

The Enquiry Officer reported that the proposed additional trips from Vatakara-Malolmukku (via) Pazhankavu, and from Vadakara-Malolmukku (Dept.07.45 am) Via. Vykilassery in the early morning hours will be beneficial for the passengers as it is ill served sector. This authority considered application, enquiry report and objections. It is arrived that overall variation is beneficial to the travelling public on the route . **.Hence the application for variation of permit is granted without changing existing timings other than the variations applied ,subject to settlement of timings.**



**Item No. 59**

"Heard. This is an application for variation of permit in respect of S/C KL 58 T 8127 permitted to operate on the route Kallanode-Thalassery (via) Koorachundu-Perambra ,Kuttiady, Nadapuram, Peringathur as Ordinary Service. Variation applied for

- 1) Extension of one trip from Kallanode to Kakkayam
- 2) Change of halting place from Kallanode to Kakkayam.

The enquiry Officer reported that the proposed variation passes through ill served interior areas of Kozhikode district. The new trip starting from Kakkayam at 07.07 am and back to Kakkayam from Kallanode at 06.52 pm will be highly beneficial for the inhabitants of Kakkayam and surrounding area. Change of halting place from Kallanode to Kakkayam will be beneficial to the operators to park the vehicle safely in protected premises. **Hence the application for variation of permit is granted without changing existing timings other than the variations applied ,subject to settlement of timings.**

**Item No. 60**

"Heard. This is an application for variation of permit in respect of S/C KL 13 N 8485 to operate on the route Permbra Estate -Perambra -Kuttiady-Peruvayal (via) Muthukad, Peruvannamizhi, Mamminikulam, Kadiyangad, Pannimukku and Palliyath as Ordinary Service . Vatiation applied for

- 1) Extension of one trip from Peruvannamuzhi to Perambra (via) Chakkittapara,touching Chembra, Valayamkandam , Thanikandipalam and Paithoth
- 2) Reduction of single trip from Peruvannamuzhi to Perambra.

This authority examined the connected file and verified the enquiry reports. It is noted that under the guise of variation the entire set of timing are shuffled. Hence the applicant is directed to submit a fresh application without changing the existing timings other than the extension requested. On submission of the duly filled in



application by the applicant, fresh enquiry shall be conducted and a detailed report (including frequency of service on the variation) shall report before this authority for reconsideration. For the compliance of above directions the decision of the application for fresh permit **adjourned**

**Item No: 61**

“Heard. This is an application for variation of permit in respect of S/C KL-44 E 2298 permitted to operate on the route Muchukunnu –Kozhikode Via. Anakkulam, Koyilandy, Elathur. Variation applied for reduction of 2 round trips Koyilandy – Muchukunnu.

The enquiry officer reported that the applicant applied for variation of permit by reduction in number of trips from Koyilandy – Muchukunnu . The Muchukunnu is a deviated from the main route and is ill served one. The reduction in number of trips adversely affects the students and other passengers. The objections received during the meeting are agreed with report of Motor Vehicle Inspector. Hence the application for variation of permit is **rejected**.

**Item No.62**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 58 S 3456 to operate on the inter district route Kannur – Kozhikode As LSOS (via) Thalassery, Vadakara for a further periods of 5 years from 02.02.2024. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Under these circumstances renewal of permit is **granted to operate on the inter district route Kannur – Kozhikode (via) Thalassery, Vadakara for a**

**further periods of 5 years from 02.02.2024 as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

**Item No.63**

“Heard, this is to re-consider the application for renewal of stage carriage permit in respect of S/C KL-59 M 2333 to operate on the route inter district route Thalassery- Kozhikode as LSOS (via) Mahe, Vadakara and Koyilandy for a further periods of 5 years from 03.12.2022. Earlier this application was granted by this authority meeting held on 22.11.2022 vide item No.32. The permit holder fails to produce current records and NOC from the financier to endorse the renewal of permit . The permit holder has produced current records and NOC from the financier Indusind Bank Limited on 23.09.2023. Now the Secretary RTA submitted these to reconsider the renewal application .

This authority verified the applications and connected records . According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted to operate on the inter district route Thalassery- Kozhikode (via) Mahe, Vadakara and Koyilandy for a further periods of 5 years from 03.12.2022 as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

#### **Item No.64**

“Heard, this is to re-consider the application for renewal of stage carriage permit in respect of S/C KL-46-M-3355 to operate on the route inter district route KANNUR - KOZHIKODE as LSOS (Via) Thalassery, Mahe, Vadakara and Koyilandy for a further periods of 5 years from 10.11.2022. Earlier this application was granted by this authority meeting held on 11.04.2023 vide item No.22. The permit holder fail to produce the current records and NOC from the financier. The permit holder produces the current records only on 05.01.2024. Now the Secretary RTA submitted these to reconsider the renewal application.

This authority verified the applications and connected records. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted to operate on the inter district route KANNUR - KOZHIKODE (via)thalassery Mahe, Vadakara and Koyilandy for a further periods of 5 years from 10.11..2022 as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

**Item No.65**

1. Perused the Order in WPC No.3388/2024 Dtd. 29.01.2024 of Hon'ble High Court of Kerala.

2. "Heard. This is to consider the application for renewal of stage carriage permit in respect of S/C KL 56 V 3546 to operate on the intra district route Meenchanda – kuttiadi (Via)Kozhikode, Atholi, Perambra as LSOS for a further period of 5 years from 10.11.2023. The route length 56 km , which is less than 140 km.

3. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala " the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

4.The Hon'ble High Court of Kerala in WP© 3388/2024 dtd 29.01.2024 considered the request of the permit holder posted along with W.P.(C) No.42814 of 2023 and ordered as " In view of the interim order passed in identical case, as seen from Ext.P6, there will be an interim order in this writ petition also directing that the petitioner's Stage Carriage bearing registration No.KL-56V-3546 shall be permitted to operate as "Limited Stop Service" on the Inter-District route Meenchanda-Kuttiady, for which application for renewal of Permit is pending".

From the above facts , in Obediance to the above order of Honb'le High Court of Kerala , the renewal of permit is **granted to operate on the intra district route Meenchanda – kuttiadi (Via)Kozhikode, Atholi, Perambra for a further periods of 5 years from 10.11.2023 as Limited stop Ordinary Services** , subjected to 1. final judgement in WP(C) No.3388/2024 2.production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

#### **Item No.66**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL-05-AL-3699 to operate on the intra district route Narikkuni – Vatakara (Via) Kozhikode, Atholi, Kallachi, Kainatty, Ulliyeri, Perambra, Kuttiadi, Nadapuramas LSOS for a further period of 5 years from 28.12.2023. According to the notification GO(P) No. 13/2023 /Trans, dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules, 1989 in each fare stage, subjected to the conditions (i) The route length of such ordinary service shall not exceed 140 kms, (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route.

Route length of the existing route is below 140 kms. This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted to operate on the intra district route Narikkuni – Vatakara (Via) Kozhikode, Atholi, Kallachi, Kainatty, Ulliyeri, Perambra, Kuttiadi, Nadapuramas as Ordinary Services**, subjected to (1) stipulations laid down in clause 4 of notification G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

#### **Item No.67**

“Heard. This is an application for renewal of regular permit, replacement and transfer of permit in respect of S/C KL 18 C 1210 to operate on the intra district route Valakettu- Vatakara Via. Orath, Kuttiadi, Kadiyangad, Perambra, Meppayur, Payyoli, Chaniyamkadavu for a further period of 5 years 10.06.2019. The regular permit was expired on 10.06.2019, though the application for renewal of permit was submitted timely on 27.05.2019, it is seen that no effort has been taken by the applicant until this time to produce current records of the vehicle as well as the mandatory NOC from the financier

to get the permit renewed and make it operational for the service of the travelling public. Subsequently, the Secretary RTA issued a showcase notice under rule 152 of KMV Rules 1989 to the permit holder on 13.05.2021 and 13.12.2022 calling for explanation why appropriate action as per law should not be taken against him for failure to use this stage carriage for purpose for which the permit was issued. In response the applicant failed to submit any valid reason. On 12.07.2023 the permit holder applied for replacement of vehicle with S/C KL 18 AD 1215 on the strength of lease agreement and transfer of permit stating the existing vehicle is not feasible to conducting the service. Meanwhile Service verification report in respect of S/C KL 18 C 1210 called for from Sub Regional Transport Officer, Perambra. The Joint RTO Perambra reported that the vehicle was dismantled as parts on 30.06.2023 by Sri.Rajinkumar T, S/o Kunhikelu, Thattarath House, Kalpathur Post, Meppayur and sold as scrap. The vehicle was not in existence w.e.f. 30.06.2023.

Owing to all the facts cited above, this authority conclusively thinks that the permit holder has not taken any plausible step to make the service operational in the interest of the travelling public and breached the conditions attached to the permit and hence, the regular permit 18/57/2004 is hereby cancelled u/s 86(1) of MV Act, 1988 with immediate effect and the permit holder is directed to surrender the original permit immediately before the Secretary, RTA, who is directed to record in the permit the order of cancellation. **Consequently the application for renewal is rejected.**

In view of above decision and as per the dictum laid down by the "The Hon'ble High Court of Kerala V Regional Transport Authority, Malappuram (2015(4) KLT 590) (that only a holder of permit can apply for the permission of Regional Transport Authority for replacement of vehicle covered by the another vehicle of the same nature and mere producing the current records of the vehicle sought to be replaced does not give life to the expired permit. The holding of permit or a renewed permit is a sine qua non to enable an applicant to apply for permission to replace the vehicle), **the application for replacement by vehicle KL 18 AD 1215 is dismissed as in-fructuous.**

Consequently, **the application transfer of permit also is disposed as in fructuous.**



**Item No.68**

"Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL-18 P 3313 to operate on the route inter district route Kadavathur – Peringathur- Kozhikode as LSOS for a further periods of 5 years from 24.02.2020. The permit holder applied for renewal of permit on 03.02.2020 which is in time . The application was pending due to current records and NOC from financier . The request of the registered owner for idle rate for non operating period from 01.07.2019 was considered by the Hon'ble High Court of Kerala vide COC No.977/2023 in WPC No. 15633/2022 and directed the Secretary RTA to consider and pass orders within a period of six weeks from receiving the copy of Judgement , after granting an opportunity of hearing to the petitioner . Secretary RTA heard the permit holder on 13.06.2023. The permit holder requested to renew the permit and expressed his willingness to remit the arrear tax in stage carriage rate.

Now the permit holder has produced NOC from the financier Hinduja lay land finance Limited, cochin. The Motor Vehicle Inspector , RT Office Vadakara reported that recommended the application .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009 .This authority verified the applications and connected records . According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala " the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted to operate on the inter district route Kadavathur –Peringathur- Kozhikode as for a further periods of 5 years from 24.02.2020 as Ordinary Services ,** subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2)

production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

**Item No.69**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 58 V 5436 to operate on the inter district route Sundareswara Temple Kannur-Kozhikode (via) Thalassery, Mahe, Koyilandy as LSOS for a further periods of 5 years from 13.09.2023. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted to operate on the inter district route Sundareswara Temple Kannur-Kozhikode (via) Thalassery, Mahe, Koyilandy for a further periods of 5 years from 13.09.2023 as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

**Item No.70**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 56 N 6199 to operate on the inter district route Thalassery- Kozhikode (via) Vadakara, Koyilandy as LSOS for a further periods

of 5 years from 01.03.2024. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted** to operate on the inter district route\_Thalassery- Kozhikode (via)Vadakara, Koyilandy for a further periods of 5 years from 01.03.2024 **as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

#### **Item No.71**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL-65 H 5195 Permitted to operate on the intra district route Balussery-Koottalida-Perambra with permit No.18/06/2001 for a further period of 5 years from 26.02.2021. Presently the vehicle is operating on the strength of TP u/s 87(1) d . The permit holder was applied for renewal of permit on 15.02.2021 (in time ) without the NOC of financier . A letter was send to The financier for knowing whether the company has any objection to renew this permit . The financier objected the renewal . Now the registered owner informed Secretary RTA that the financier has issued NOC to renew the permit by producing it . This authority examined the above facts by perusing the application , agenda and connected files . Hence the **Renewal of permit is granted as Ordinary Service,** as per stipulations in clause (4) of Notification GO(P) NO.13 /2023/Tran dated 0305.2023, subject\_to the production of NOC from financier, if applicable, clearance of Govt. dues, if any and remittance of application fees, if not paid.

**Item No.72**

“Heard, this is a belated application dated 09.05.2023 to consider the renewal of stage carriage permit in respect of S/C KL-56 6903 Permitted to operate on the intra district route Perambra Estate- Perambra (via) Muthukad, Chengottukolly ,Peruvannamuzhi, Chembanoda, Kadiyangad as Ordinary service with permit No.18/428/2003 for a further period of 5 years from 05.05.2023 . The application for renewal of permit was filed on 09.05.2023 , which was not within the time stipulated u/s 81(2) of MV Act 1988 , along with a delay of condo nation request stating that he could not file application in time due to ill health and a medical certificate is seen attached.

This authority is convinced that the applicant was prevented by good and sufficient reason from filing the application within the stipulated time as per section 81(2). The delay occurred in submitting the application is condoned. **Renewal of permit is granted as Ordinary Service**, as per stipulations in clause (4) of Notification GO(P) NO.13 /2023/Tran dated 03.05.2023 subject to the production of NOC from financier, if applicable, clearance of Govt. dues, if any, remittance of Rs. 7500-/ as a compounding fee or obtaining the service verification report and remittance of application fees, if not paid. Secretary RTA is permitted to endorse renewal from the date of application for renewal.

**Item No.73**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 18 P 7562 to operate on the intra district route Thottilpalam-Kozhikode (Via)Kuttiady as LSOS for a further period of 5 Years from 07.09.2023. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators

will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted** to operate on the inter district route\_Thottilpalam-Kozhikode (Via)Kuttiady for a further periods of 5 years from 07.09.2023 **as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

#### **Item No.74.**

“Heard. This is an application to reconsider the renewal of regular permit No.18/20/1985 valid up to 16.07.2021, transfer of permit and replacement of vehicle in respect of S/C KL 13 M 7071 to operate on the inter district route below 140kms,Thannerpanthal-Panoor (VIA) Vadakara as Ordinary Service for a further period of 5 years from 17.07.2021. Earlier the application for renewal of permit was granted by this RTA meeting held on 27.10.2021 vide item No. 38 and the application for transfer of permit to the name of Sri. Sunil kumar.T, S/o Kunhikanaran, Jayanthi House Villiappally also granted by the RTA meeting held on 11.05.2022 vide item No.61. Neither the renewal of permit nor the transfer of permit endorsed to the vehicle KL 13 M 7071. Now the transferee applied for replacement of permit to the vehicle KL 58 A 4014 on strength of lease agreement .

The Secretary RTA informed that a report has been received from the Joint Regional Transport Officer Ramanattukara ,reporting that vehicle was not in the garage place since 10.10.2023.

This authority examined the above application and connected files , it is seen that even after nearly 2 ½ years , the applicant has not produced the current records of vehicle to revalidate the permit . It is explicitly clear that the grantee failed to produce the current records of the vehicle neither within 30 days nor within the maximum permissible period of 4 months in aggregate.



Hence as per rule 172(3)(a) of KMV Rules 1989, the sanction accorded for renewal of permit by this authority in the meeting held on 27.10.2021 vide item No. 38 is hereby revoked. Consequently sanction accorded for transfer of permit by this authority in the meeting held on 11.05.2022 vide item No.61 is hereby revoked.

In view of above decision and as per the dictum laid down by the " The Hon'ble High Court of Kerala V Regional Transport Authority , Malappuram (2015(4) KLT 590) (that only a holder of permit can apply for the permission of Regional Transport Authority for replacement of vehicle covered by the another vehicle of the same nature and mere producing the current records of the vehicle sought to be replaced does not give life to the expired permit . The holding of permit or a renewed permit is a sine qua non to enable an applicant to apply for permission to replace the vehicle), **the application for replacement by vehicle KL 58 A 4014 is dismissed as in-fructuous.**

#### **Item No.75**

"Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 18 F 7767 to operate on the inter district route Vatakara-Thalassery (via) Orkkaattery, and Mahe palam, as Ordinary Services for a further periods of 5 years from 10.10.2023. According to the notification GO(P) No. 13/2023 /Trans , dated 03.05.2023 issued by the Government of Kerala " the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i) The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted** to operate on the inter district route Vatakara-Thalassery (via) Orkkaattery, and Mahe palam for a further periods of 5 years from 10.10.2023 **as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2)



production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

**Item No.76**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 56 Q 8334 to operate on the inter district route Kannur-Kozhikode as LSOS (via) Thalassery, Vadakra for a further periods of 5 years from 31.03.2024. According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted** to operate on the inter district route\_Kannur-Kozhikode (via) Thalassery,Vadakra for a further periods of 5 years from 07.09.2023 **as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

**Item No.77**

“Heard, this is to consider the application for renewal of stage carriage permit in respect of S/C KL 53 D 7138 to operate on the inter district route Kuttiady-Kozhikode-Tanur JN and Tirur (via) Perambra, Ulliyeri, Atholi, Kozhikode, Mankavu, ByePass, Feroke, NewBridge,Thayyilkkadavu.and Parappanangadi,as LSOS for a further periods of 5 years from 22.12.2023.

According to the notification GO(P) No. 13/2023 /Trans ,dated 03.05.2023 issued by the Government of Kerala “ the existing valid regular permit as on 14.07.2009 in operation with trips and vehicles of private stage carriage operators will be permitted to operate as Ordinary Service only with stops in all the approved bus stop under rule 206 of KMV Rules , 1989 in each fare stage , subjected to the conditions (i)The route length of such ordinary service shall not exceeds 140 kms , (ii) If existing route length exceeds 140 kms such ordinary service shall be permitted to curtail the route length provided the trips shall not be increased in the notified route .

Route length of the existing route is below 140 kms .This permit was issued before 14.07.2009. Under these circumstances renewal of permit is **granted** to operate on the inter district route\_Kuttiady-Kozhikode-Tanur JN and Tirur (via) Perambra, Ulliyeri, Atholi, Kozhikode, Mankavu, ByePass, Feroke, NewBridge,Thayyilkkadavu.and Parappanangadi for a further periods of 5 years from 22.12.2023 **as Ordinary Services** , subjected to (1) stipulations laid down in G.O(P) No. 13/2023/Trans dt 03.05.2023 (2) production of NOC from the financier, if applicable (3) clearance of motor vehicle tax and Govt. Dues, if any & remittance of fee for the above applications, if not paid.

#### **Item No.78**

Heard, this is to condone the delay occurred in the application for renewal of permit in respect of S/C KL 17 B 9091. The regular permit covered by the vehicle on the intra district route Vatakara-Perambra – Koorachundu-Kuttiady (via) Payyoli,Meppayoor, Chaniyamkadavu, Chembra, Chakkittapara, Pallikunnu, Kolathuvayal. The permit is expired on 02.12.2022 .Application for renewal of permit was submitted by on 21.11.2022 without remitting renewal fee by stating that G form application has been pending in SRTTO Perambra. Secretary RTA submitted that on enquiry reveals that there is no such G form application. The authority examined application ,the connected records and the agenda. But the following deficiencies are identified.

- 1.Whether the application was stipulated the time limit under section 81(2) of MV Act
- 2.Whether any valid reason is produced to condonation of delay in submitting the renewal application.

3. The service of vehicle is verified or not .

The Secretary RTA is directed to go through the above point and prepare an agenda and place before this authority for reconsideration of the matter. Hence the decision on above application is adjourned .

**Item No.79**

1. Perused the Judgment in WPC No.4490/2024 Dtd. 06.02.2024 of Hon'ble High Court of Kerala.

2) These are applications to consider for renewal of regular and temporary permit U/s 87(1) d in respect of S/C KL 57 B 1821.

3) Heard . The S/C KL -08 AN 7399 once covered by a regular permit No.18/25/2001 to operate on the inter district route Thamarassery Chungam-Balusseri-Koyilandy-Vatakara- Kannur – Parasinikkadavu as LSOS and is valid up to 25.10.2014.

4) In obedience to the Judgment of Hon.High Court of Kerala vide WPC No.31162/2014 dtd 22.11.2014 a Clearance Certificate was issued on 28.11.2014. The Clearance Certificate was issued to the vehicle with a direction to apply for replacement of permit by suitable vehicle within four months from the date of issue of clearance certificate if it is not produced, permit shall stand revoked as ordered by the Hon'ble High Court of Kerala.

5) The petitioner not produced suitable vehicle within the prescribed time as directed by the Hon'ble High court of Kerala and hence the permit automatically cancelled.

6) As per W.A No.2769/2015 ordered that, it is contended that there is no provision in the 1988 Act and 1989 Rules to keep a permit under suspended animation. The permit cannot be detached from the vehicle. Petitioner has right to replace the vehicle as per the statutory provisions contained in Sec. 83 of the 1988 Act.

i) The permit cannot be detached from the vehicle . The petitioner has the right replace the vehicle as per the statutory provision contained in section 83 of the 1988 Act. The releasing of vehicle from permit to the petitioner shall have adverse effect on the public interest, since the route for which the permit has been granted shall remain unserved.

ii) The petitioner is statutorily bound to make available the vehicle through out the currency of the period of the permit for running the service. In the event the petitioner is unable to utilise the vehicle for service, he can very well surrender the permit.

iii) As per rule 159(1), the permit shall not be issued unless the entry of registration mark is made in the permit. Thus for issuance of permit, registration mark in the permit is mandatory and permit are issued in reference to a vehicle. A perusal of Section 86(1)(c) indicates that when the holder of the permit ceases to own the vehicle , his permit can be suspended / cancelled.

iv) Rule 152 provides that it shall be a condition of the permit of every transport vehicle that the vehicle shall be so maintained as to be available for the service for which the permit granted for the entire period of currency of the permit.

v) The above statutory provisions clearly indicate that the permit holder is specifically obligated to keep the vehicle ready and use for the entire period of permit. In the event he transfers the vehicle and loses ownership of vehicle, permit can be suspended or cancelled. The object is that the service covered by the permit should always be run for the service and the in the event he wants to withdraw from service , he has to surrender the permit with notice so that the authorities can make proper arrangements. The petitioner wants to keep his permit alive so that in future if he wants he can revive the service, which is not permissible under the statutory scheme. The division bench in Jaffer V. Usman (2015(4) KLT 590) as laid down that application for renewal of permit cannot be made without the vehicle being available.

vi) To accept the contention of the petitioner that he is entitled to receive clearance certificate from the authority to detach the vehicle from the permit to use the vehicle for any other permit for other purpose including the transfer of the vehicle is to allow the permit which is held by him to remain unserved causing prejudice to general public whom transport services are provided and regulated by the authority.

vii) The petitioner want his permit to remain alive without it being suspended/ cancelled and dethatch the vehicle for the use of the vehicle for some other purpose which is clearly contrary to the object and purpose of the 1988 Act and the 1989 Rules”

It is seen that now the request is seen filed by the petitioners for the replacement of the former route bus by another vehicle KL 57 B 1821 for operating on the permit which stood before the cancellation. The representative of KSRTC also strongly objected the request.

It is very much clear that this permit is nonexistent ever since it was cancelled by this authority on the basis of the above observations of the division bench of the Honb'le High Court of Kerala in the judgment dt. 06.04.2016 in WA No. 2486,2455,2769 of 2015

Since the holding of a permit or a renewed permit is an indispensable condition to enable an applicant to apply for permission to replace the vehicle as held by the Honb'le High Court of Kerala in Usman V .Regional Transport Authority, Malappuram (2015(4)KLT. The request filed by the petitioner for **renewal and replacement rejected.**

Section 87 of the Motor Vehicle Act deals with temporary permits. As per sub-section (1) of Section 87, a Regional Transport Authority and the State Transport Authority may without following the procedure laid down in section 80, grant permits to be effective for a limited period which shall , not in any case exceed four months, to authorise the use of a transport vehicle temporarily (a) for the conveyance of passengers on special occasions such as to and from fairs and religious gathering ; or (b) for the purpose of a seasonal business; or (c) to meet a temporary need:or(d) pending decision on a application for the renewal of a permit, and may attach to any such permit such condition as it may think fit. As per the proviso to sub -section(1), a Regional Transport Authority or as the case may be, State Transport Authority may, in the case of goods carriage, under the circumstances of an exceptional nature, and for reason to be recorded in writing, grant a permit for a period exceeding four months, but not exceeding one year.

A reading of the provisions under clause (c)( of subsection(1) of section 87 of the Motor Vehicle Act make it explicitly clear that the grant of a temporary permit under the said clause can only be made for meeting a particular temporary need. Therefore

in an application for temporary permit, invoking the provisions under clause (c) of sub-section (1) of section 87, it is incumbent up on the applicant to state the temporary need on the route applied for , so as to enable the competent authority to entertain such an application. For grant of temporary permit, the competent authority is required to consider the condition stipulated in clause (c) of Sub -section (1) of section 87 of the Act and only if that condition is satisfied, temporary permit can be granted for the time limit specified in that section.

No such necessity is arise on the applied route. The request for issuance of temporary permit under section 87(1)(c) In Motor Vehicle Act is considered in obedience to the order of the Hon'ble High Court of Kerala in 4490/2024 and this authority decided to **refuse** the request of temporary permit .

**Item No.80**

"Heard, **transfer of permit is allowed** in respect of S/C KL-05-AL-3699, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.81**

"Heard, **transfer of permit is allowed** in respect of S/C KL-10-Y-1339, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.82**

"Heard, **transfer of permit is allowed** in respect of S/C KL-18-C-1696, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.83**

"Heard, **transfer of permit is allowed** in respect of S/C KL-18-Q-3092, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.84**

"Heard, **transfer of permit is allowed** in respect of S/C KL-13-AG-1899, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".



**Item No.85**

Applicants are **absent** while the matter is considered. Hence decision of the application transfer of permit is **adjourned**. Secretary, RTA shall place the application in the next meeting of RTA after receiving the due notice to the applicant indicating the date, time and venue of the meeting.

**Item No.86**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 AE 1089, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.87**

"Heard, **transfer of permit is allowed** in respect of S/C KL 57 J 2114, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.88**

"Heard, **transfer of permit is allowed** in respect of S/C KL 13 R 3177, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.89**

"Heard, **transfer of permit is allowed** in respect of S/C KL 11 AD 2277, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.90**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 Y 2384, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.91**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 AE 0189, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.92**

"Heard, **transfer of permit is allowed** in respect of S/C KL 76 D 1331, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.93**

"Heard, **transfer of permit is allowed** in respect of S/C KL 11AA 0054, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.94**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 AE 1269, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.95**

"Heard, This is an application for transfer of permit subsequent of death of the permit holder Sri. Sreedharan KP in respect of S/C KL 18 B 1718 in the name of his wife ( legal heir )Smt. Kumari K P. **Transfer of permit (death ) is granted** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable and remittance of application fees, if not previously paid." Secretary shall verify the service of the vehicle after expiry of 3 months from the date of demise of the permit holder. If vehicle is found conduct of service without obtaining the temporary permit , the permit less operation shall be compounded.

**Item No.96**

"Heard, This is an application for transfer of permit subsequent of death of the permit holder Sri. Pradeepan in respect of S/C KL 13 AD 2151 in the name of his wife ( legal heir )Smt. Shailaja. **Transfer of permit (death ) is granted** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable and remittance of application fees, if not previously paid." Secretary shall verify the service of the vehicle after expiry of 3 months from the date of demise of the permit holder. If vehicle is found conduct of service without obtaining the temporary permit , the permit less operation shall be compounded.

**Item No.97**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 AD 6399, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.98**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 AD 4959, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.99**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 A 6937, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.100**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 Y 4003, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.101**

"Heard, **transfer of permit is allowed** in respect of S/C KL 11 BC 6997, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.102**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 D 6294, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.103**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 K 5009, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.104**

"Heard, **transfer of permit is allowed** in respect of S/C KL 11 U 5859, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.105**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 M 5656, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.106**

“Heard, **transfer of permit is allowed** in respect of S/C KL 56 B 6336, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.107**

“Heard, **transfer of permit is allowed** in respect of S/C KL 11 AD 5733, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.108**

Repeat agenda same as Item No.107. Hence no decision required on this item .

**Item No.109**

“Heard, **transfer of permit is allowed** in respect of S/C KL 73 A 4347, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.110**

“Heard, **transfer of permit is allowed** in respect of S/CKL 56 4150, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.111**

“Heard, **transfer of permit is allowed** in respect of S/C KL 13 AR 5679, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.112**

“Heard, **transfer of permit is allowed** in respect of S/C KL 58 C 5857, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.113**

“Heard, **transfer of permit is allowed** in respect of S/C KL 57 B 6282, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.114**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 Y 6282, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.115**

"Heard, **transfer of permit is allowed** in respect of S/C KL 57 M 4510, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.116**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 M 6234, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.117**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 L 3929, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.118**

"Heard, This is an application for transfer of in respect of S/C KL-58 Q 5470 from the permit holder Sri Hameed to the name of Sri. Ayoob and from the name of Sri. Ayoob to the name of Rajeesh Lal .K . The respective parties appeared in the meeting.

**Transfer of permit allowed** from the name of permit holder Sri Hameed to the name of Sri. Ayoob and subsequently from the name of Sri. Ayoob to the name of Rajeesh Lal .K subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.119**

"Heard, **transfer of permit is allowed** in respect of S/C KL 37 C 6004, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.120**

"Heard, **transfer of permit is allowed** in respect of S/C KL 59 C 5900 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.121**

"Heard, **transfer of permit is allowed** in respect of S/C S/C KL-56 C 6487 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No.122**

"Heard, this is an application for transfer of permit in respect of S/C KL-60 E 4244 (Leased Vehicle) permitted to operate on the route Thalassery- Kozhikode from the name of permit holder Sri. Shyjal M to the name of Sri. Pradeepamn KK. (The registered owner of SC KL 60 E 4244) and subsequently to the name of Smt. Shahida. The Secretary RTA submitted that Sri. Mahesh Babu, S/o Nanu, Geethalayam, Mooryad PO , Koothuparamba has been filed an objection stating that there was an agreement with Sri. Pradeepan in respect of SC KL 60 E 4244. On perusal of records the objector filed a case against Sri Pradeepan. A hearing notice was seen issued to the Sri. Mahesh. Neither the objector nor the representatives appeared in the meeting . More over the Motor Vehicle Inspector Vadakara reported that both the applications are bonafied under sub rule 7 of MV Act 178 of KMV rules 1989.

Hence **Transfer of permit allowed** from the name of permit holder Sri Shyjal to the name of Sri. Ayoob and subsequently from the name of Sri. Pradepan to the name of Smt. Shahida subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.123**

"Heard, **transfer of permit is allowed** in respect of S/C KL 58 8504, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".



**Item No.124**

"Heard, **transfer of permit is allowed** in respect of S/C KL 57 8739, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:125**

"Heard, **transfer of permit is allowed** in respect of S/C KL 58 P7119, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:126**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 AD 9081, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:127**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 X 7999, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:128**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 C 9948, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:129**

"Heard, **transfer of permit is allowed** in respect of S/C KL 58 S 8014, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:130**

"Heard, **transfer of permit is allowed** in respect of S/C KL 59 M 7666, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No:131**

"Heard, This is an application for transfer of in respect of S/C KL-59 E 8800 from the permit holder Sri Babu.k to the name of Sri. Dileep Kumar PM and from the name of Sri. Dileep Kumar PM to the name of Sri. Babin Kumar . The respective parties appeared in the meeting. **Transfer of permit allowed** from the name of permit

holder Sri Babu.k to the name of Sri. Dileep Kumar and subsequently from the name of Sri. Dileep Kumar to the name of Sri. Babin Kumar, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No:132**

“Heard, **transfer of permit is allowed** in respect of S/C KL 56 G 7848, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No:133**

“Heard, **transfer of permit is allowed** in respect of S/C KL 57 B 8001, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No:134**

“Heard, **transfer of permit is allowed** in respect of S/C KL 56 M 9027 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No:135**

“Heard, **transfer of permit is allowed** in respect of S/C KL 57 K 8199, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No:136**

“Heard, **transfer of permit is allowed** in respect of S/C KL 77 C 7648, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No:137**

“Heard, **transfer of permit is allowed** in respect of S/C KL 58 R 7767, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.138**

Heard. This is an application for replacement of permit in respect of S/C KL 58 AG 0207 with S/C KL 58 AJ 3933 to operate on the route Kannur- Kozhikode as LSOS and is valid up to 25.03.2023. (T.P.U/s 87(1) d Valid up to 23. 03.2024). Vide

decisions of this RTA by circulation dated 25/07/2022 decided to cancel the permit of the S/C KL 58 AG 0207 (old number KL 11 BB 2373) U/S 86 of MV Act read with rule 185 of KMV Rule since the vehicle involved in an terrible accident resulting death of 2 motor vehicle riders. The above order of RTA was stayed by Hon'ble STAT vide MPNo. 1006/2022 in MVAA No.153/2022 dated 10.08.2022 . The final judgment is not seen produced. The validity of permit was expired on 25.03.2023. The application for renewal of permit of this vehicle was considered by this authority meeting held on 22.11.2022 vide supplementary item No.1 and adjourned with the following decision.

" Heard. Perused the order of Hon'ble STAT. As per the order in MP No. 1006/2022 in MVaa No. 153/2022 dtd.10.08.2022 stayed the earlier decision of RTA by circulation dtd 25.07.2022. Application for renewal of permit is **adjourned**. Secretary RTA shall consider the application for temporary Permit U/S 87(1) d for continued operation of stage carriage". But the final order of STAT in the above mentioned case is not seen produced. More over the period of existing stay order is seen expired on 11.12.2022. For the above reasons, the above application for replacement of permit is **rejected**.

#### Item No :139

കൊയിലാണ്ടി മുനിസിപ്പാലിറ്റിയിൽ പുതിയ സിറ്റി ഓട്ടോ പെർമിറ്റ് (കെ എം) അനുവദിക്കാനായി ശ്രീ കുഞ്ഞിക്കണാരൻ ( KL 56 R 6791 നമ്പർ ഓട്ടോറിക്ഷയുടെ ഉടമ ) ശ്രീ ഷാജി എം എം (KL 76 2607 നമ്പർ ഓട്ടോറിക്ഷയുടെ ഉടമ ) എന്നിവരുടെ അപേക്ഷ യഥാക്രമം കൊയിലാണ്ടി നഗരസഭാ ചെയർ പേഴ്സൺ , കൊയിലാണ്ടി നഗര സഭ വൈസ് ചെയർമാൻ എന്നിവരുടെ കത്തിന്റേ അടിസ്ഥാനത്തിൽ സമർപ്പിക്കപ്പെട്ട അപേക്ഷയാണിത് . ഈ അപേക്ഷകൾ 11/05/2022 ലെ ആർ ടി എ യോഗത്തിൽ ഐറ്റം നമ്പർ 78 ആയി ഉൾപ്പെടുത്തുകയും ട്രാഫിക് റെഗുലേറ്ററി കമ്മിറ്റിയുടെ ശുപാർശയോടുകൂടിയും കൊയിലാണ്ടി മുനിസിപ്പാലിറ്റി പാർക്കിംഗ് സ്ഥലം സംബന്ധിച്ച റിപ്പോർട്ടും ഉൾപ്പെടുത്തി അടുത്ത ആർ ടി എ യോഗത്തിൽ ഉൾപ്പെടുത്തുവാനാണ് തീരുമാനമായത് . എന്നാൽ സമർപ്പിക്കപ്പെട്ട നിർദ്ദേശങ്ങളിൽ ചില അപാകതകൾ കാണാവുന്നതാണ്. ആയതിനാൽ സെക്രട്ടറി ആർ ടി എ യോട് താഴെ പറയുന്ന കാര്യങ്ങളിൽ അന്വേഷണം നടത്തുവാൻ നിർദ്ദേശിക്കുന്നു.

1. കൊയിലാണ്ടി മുനിസിപ്പാലിറ്റിയിൽ സർവീസ് നടത്തുവാൻ അനുവദിക്കപ്പെട്ട മുഴുവൻ കെ എം പെർമിറ്റുകളുടെയും വിവര ശേഖരണം മുനിസിപ്പൽ അധികാരികളുമായി കൂടിയാലോചിച്ചു പുതുതായി തയ്യാറാക്കുക

2.വേക്കൻസി കണ്ടെത്തിയാൽ അവ അനുവദിക്കുവാനുള്ള മാനദണ്ഡങ്ങൾ നിർണ്ണയിക്കുക

3. ഇവ പ്രസിദ്ധപ്പെടുത്തി അപാകതകൾ സംബന്ധിച്ച അറിയിപ്പുകൾ സ്വീകരിച്ചു അന്തിമ പട്ടിക തയ്യാറാക്കുക .

മേൽ നിർദ്ദേശങ്ങൾ സമയ ബന്ധിതമായി പൂർത്തിയാക്കിയതിനു ശേഷം പുതിയ അപേക്ഷകൾ ക്ഷണിക്കുകയും ശ്രീ കുഞ്ഞിക്കണാരനെയും ശ്രീ ഷാജി എം എം നെയും അപേക്ഷകൾ മാനദണ്ഡങ്ങൾക്ക് വിധേയമായി പരിഗണിക്കുവാൻ നിർദ്ദേശം നൽകുന്നു .

**Item No :140**

മേൽ ഐറ്റം നമ്പറിലെ തീരുമാനമെടുവാൻ മൂന്നു കെ എം നമ്പറുകൾ രണ്ടു വാഹനങ്ങൾക്കു അനുവദിക്കുവാൻ ഇടയായ സാഹചര്യങ്ങളെ കുറിച്ചുള്ള വിശദ റിപ്പോർട്ട് ആവശ്യമാണ് . മേൽ വിഷയത്തിൽ സെക്രട്ടറി ആർ ടി എ ആരന്വേഷണം നടത്തി തെളിവ് സഹിതം പ്രത്യേക റിപ്പോർട്ട് തയ്യാറാക്കി സമർത്തിപ്പിക്കുവാൻ നിർദ്ദേശം നൽകുന്നു. മേൽ നിർദ്ദേശത്തിന്റെ അടിസ്ഥാനത്തിൽ ഈ ഐറ്റം നമ്പറിലെ തീരുമാനം മാറ്റിവയ്ക്കുന്നു.

**Item No:141**

കൈനാട്ടി ഓവർബ്രിഡ്ജ് സമീപം ബസ് സ്റ്റോപ്പ് അനുവദിക്കുന്നതുമായി ബന്ധപ്പെട്ട് ശ്രീ. പി.പി. ചന്ദ്രശേഖരൻ പ്രസിഡണ്ട്,ചോറോട് ഗ്രാമ പഞ്ചായത്ത്, മുട്ടുങ്ങൽ വെസ്റ്റ് സമർപ്പിച്ച അപേക്ഷയിൽ മോട്ടോർ വെഹിക്കിൾ ഇൻസ്പെക്ടറുടെ (വടകര) അന്വേഷണ റിപ്പോർട്ടിൽ നിലവിൽ ഹൈവേയിൽ ഉള്ള ബസ് സ്റ്റോപ്പും ബലവാടിയിൽ ഉള്ള ബസ് സ്റ്റോപ്പും ആയി ഒരു കിലോമീറ്റർ അകലമാണ് ഉള്ളത് . രണ്ടു ബി സ്റ്റോപ്പിനും മധ്യത്തിലായി 500 മീറ്റർ അകലത്തിൽ ആണ് പുതിയ ബസ് സ്റ്റോപ്പിന് വേണ്ടി ആവശ്യപ്പെട്ടിരിക്കുന്നത് . കൈനാട്ടി ഓവർ ബ്രിഡ്ജ് കഴിഞ്ഞു കേരളം മോട്ടോർ വെഹിക്കിൾ റൂൾ 206 പ്രകാരം പുതിയ ബസ്സ്റ്റോപ്പ് അനുവദിക്കുന്നത് പ്രായോഗികമല്ല . മേൽ റിപ്പോർട്ടിന്റെ അടിസ്ഥാനത്തിൽ റോഡ് സുരക്ഷാ പരിഗണിച്ചു അപേക്ഷ നിരസിക്കുന്നു.

#### **Item No.142**

This is an application for to consider the representation filed by Private Bus Operators Association, Vadakara to up hold the Judgement of Hon,ble High Court of Kerala and the decision of STA and to delegate the power to the Secretary RTA to grant permit renewal of inter district Stage Carriages without insisting concurrence from sister RTA's.

The above Judgment of Hon'ble High Court in WP© 1786/2017 dated 17/03/2017 considered by the STA vide departmental Item No. 3 on the representation filed by the Kerala State Private Bus Operators Federation , Anandhavalleswaram , Kollam and took the decision vide number D2/10389/STA/2014 as follows:

"In the light of the findings of the Hon'ble High Court in WP© 1786/2017 dated 17/03/2017 that (1) permits issued for conducting stage carriage service on inter – regional routes need not be countersigned on renewal to be valid in other region and (ii) orders of concurrence of sister RTAs need not be insisted for renewing the permits issued after following the procedure prescribed in rule 171 of KMV Rules;

It is decided to grand renewal of permit without insisting concurrence from the sister RTAs. The secretary RTA shall obtain detailed route enquiry and ascertain that there is no variation in the excising route along with the feasibility of the renewal application before placing it in the concerned RTAs."

This authority upheld the above decision. Hence the request of delegation of power to the Secretary RTA to grant permit renewal of inter district Stage Carriages without insisting concurrence from sister RTA's is disposed **as in -fructuous .**

#### **Item No.143**

"Heard, **transfer of permit is allowed** in respect of S/C KL 18 W 3251 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable

**Item No.144**

"Heard, **transfer of permit is allowed** in respect of S/C KL 56 M 6844 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No: 145**

Ratified the action taken by the Secretary, RTA, Vatakara.

**Item No: 146**

Nil

**Item No: 147**

Will be decided later.

**Item No: Supplementary 1**

"Heard, **transfer of permit is allowed** in respect of S/C KL 58 K 4108 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable

**Item No: Supplementary 2**

"Heard, This is an application for transfer of in respect of S/C KL 58 N 2527 from the permit holder Sri Muhamme Shafeeque to the name of Sri. Ramith and from the name of Sri. Ramith to the name of Smt. Sreeshma MK. The respective parties appeared in the meeting. **Transfer of permit allowed** from the name of permit holder Sri Muhamme Shafeeque to the name of Sri. Ramith and subsequently from the name of Sri. Ramith to the name of Smt. Sreeshma MK subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable".

**Item No: Supplementary 3**

"Heard, "Heard, **transfer of permit is allowed** in respect of S/C KL 58 S 0567 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.



**Item No: Supplementary 4**

"Heard, **transfer of permit is allowed** in respect of S/C KL 73 A 2183 , subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable

1. Sri.Snehilkumar Singh IAS,  
District Collector and Chairman,  
Regional Transport Authority,  
Vatakara.

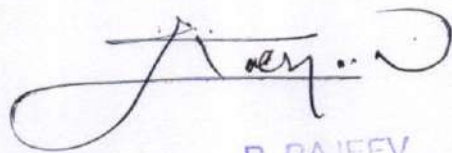


2. Dr. Arvind Sukumar, IPS,  
District Police Chief (Rural)  
Kozhikode and Member,  
RTA, Vatakara.



**Dr. ARVIND SUKUMAR. IPS**  
**DISTRICT POLICE CHIEF**  
**KOZHICODE RURAL**

3. Sri.R.Rajeev,  
Deputy Transport Commissioner,  
North Zone, Kozhikode and Member,  
RTA, Vatakara



**R. RAJEEV**  
**PEIN: 426593**  
**Deputy Transport Commissioner**  
**North Zone, Kozhikode**