

**DECISION OF THE
REGIONAL TRANSPORT AUTHORITY
KOLLAM HELD ON 28-06-2024
AT COLLECTORATE
CONFERENCE HALL, KOLLAM**

CHAIRMAN RTA KOLLAM	:	Sri. DEVIDAS. N, IAS District Collector Kollam.
MEMBER RTA KOLLAM	:	Sri. VIVEK KUMAR, IPS District Police Chief, Kollam City .
MEMBER RTA KOLLAM	:	Sri. JOSH Y K Deputy Transport Commissioner, South Zone, Thiruvananthapuram
SECRETARY RTA KOLLAM	:	Sri. JAYESH KUMAR M K Regional Transport Officer, Kollam

DECISION OF THE REGIONAL TRANSPORT AUTHORITY, KOLLAM
HELD ON 28-06-2024
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ITEM NO: 1

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Pozhikkara Temple – Kodimoottil Temple** as ordinary service for a period of five years, and hence the fresh regular permit on the route Pozhikkara Temple – Kodimoottil Temple is **Granted** subject to settlement of timings.

ITEM NO :2

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Koppam – Erattakulam - Anchal PBS** as ordinary service for five years. As per section 71(3)(d)(i) of Motor Vehicles Act 1988, the financial stability of the applicant is mandatory for the grant of regular permit, but the financial instability of this applicant is evidenced as per Item No 166 of this RTA. Other en route operators and general public also raised various issues regard to the financial instability of this applicant before this authority. Hence **Adjourned** with the direction to the Secretary RTA to conduct detailed enquiry regarding the financial stability of the applicant and place before next RTA.

ITEM NO :3

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Erattakulam – Anchal PBS – Puthiyakavu Temple**. As per the proposed timings all the trips are not touching the Termini Erattakulam on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Kadakkal and Puthiyakavu Temple only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the terminus.

ITEM NO :4

Heard the learned counsel appeared for the applicant. This is an application for the grants of a fresh regular permit on the route **D B College Sasthamcottah – Vettikottu Temple**. The portion of the route from Charumoodu to Paloothara Jn a distance of 0.9 Kms overlaps on the partial exclusion scheme of Kayamkulam–Punalur and Kayamkulam–Kulathupuzha vide G.O.MS.156/67/PW dated 27/07/1967. This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before the Government to ensure efficient and adequate public transportation facilities.

ITEM NO :5

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kuzhimathicadu – Prakkulam**. The total route length is 33.5 Kms, out of this 1.6 Kms from H S Junction to Chinnakkada Overlaps in the Notified routes Trivandrum – Palakkad and Trivandrum– Kannur vide GO(P)No.13/2023/ Trans dated 03/05/2023 and 0.1 Kms from Pump Jn to Kundara Hospital Jn overlaps in the notified route Kollam – Schencottah complete exclusion scheme (with Exceptional Clauses) vide GO.59371-TA4/60/PW dated 19/08/1961 and Kollam – Pamba vide GO (P) No.13/2023/ Trans dated 03/05/2023. Since the total overlapping distance is 1.7 Kms, which is more than the permissible limit of the 5% of total route length 33.5 Kms, and hence this application is **Rejected**.

ITEM NO :6

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Adoor- Kottarakkara**. On the route portion 0.3 Kms from KSRTC Jn Adoor to Parthasarathy Jn and 1.0 Kms from bye pass entrance near Hotel Wite Portico to Chennampally Jn overlaps on the partial exclusion scheme Kayamkulam – Punalur and Kayamkulam – Kulathupuzha vide G.O.MS.156/67/PW dated 27/07/1967. This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before the Government to ensure efficient and adequate public transportation facilities.

ITEM NO :7

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Veliyam – Kollam**. As per the proposed timings all the trips are not touching the Termini Veliyam on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Nedumonkavu and Kollam only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the terminus.

ITEM NO :8

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kadakkal- Anchal** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kadakkal- Anchal is **Granted** subject to settlement of timings.

ITEM NO :9

1. Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kadakkal- Anchal** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kadakkal- Anchal is **Granted** subject to settlement of timings.

2. Perused the judgment of Hon'ble High Court of Kerala in WP © No 4057 of 2024 dated 01/02/2024.

ITEM NO :10

1. Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Anchal- Kadakkal** as ordinary service for a period of five years, and hence the fresh regular permit on the route Anchal- Kadakkal is **Granted** subject to settlement of timings.

2. Perused the judgment of Hon'ble High Court of Kerala in WP © No 3926 of 2024 dated 31/01/2024.

ITEM NO :11

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kadakkal – Chadayamangalam** as ordinary service for five years, and hence the fresh regular permit on the route Kadakkal – Chadayamangalam is **Granted** subject to settlement of timings.

ITEM NO :12

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Varkala Taluk Hospital – Chadayamangalam**. This is an inter district route where 15.1 Kms of route length lies in Trivandrum District, ie the route portion from Varkala Taluk Hospital to Kizhakkepuram for a distance of 10.8 Kms and Kulakkady to Velinaloor Bridge for a distance of 4.3 Kms lies in Trivandrum district. Hence **Adjourned** with the direction to the Secretary to seek concurrence from RTA Trivandrum Rural(Attingal).

ITEM NO :13

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Bharanicavu - Kollam AM**. En-route operators including KSRTC raised serious objection regarding the high saturation of stage carriage services on the sector Kannanalloor – Kollam, stating that due to prevailing high frequency of

services on this route, Introduction of new services on this sector will cause time clash between the operators and thereby increase the probability of accident. Hence **Adjourned** with the direction to Secretary RTA to submit detailed and specific report regarding the frequency of service with timings on the sector Kannanalloor - Kollam.

ITEM NO :14

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ayoor – Oyoor**. KSRTC strongly raised the objection regarding the overlapping distance at the termini Ayoor Junction which lies on the notified route Trivandrum-Thekkady (via) (Changanassery) and Trivandrum – Kottayam via (Ranni), stating that taking U-turn is not possible at Ayoor Junction due to lack of sufficient space. In the circumstances the enquiry report of the field officer is not specific regarding the route and overlapping distance. Hence **Adjourned** with the direction to the Secretary RTA to submit detailed route enquiry report with overlapping distance and placed before next RTA.

ITEM NO :15

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Parippally – Paravoor**. The route portion from Blockmaram Mukku to Thettikulam for a distance 1.2 Kms and Ezhamvila Temple to Doctor Mukku for a distance of 1.1 Kms is virgin. Hence **Adjourned** with direction to Secretary RTA to obtain road fitness from the concerned authority along with the report on the necessity for the introduction of new fare stages on the virgin portion.

ITEM NO :16

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Parippally – Kollam AM** as ordinary service for a period of five years, and hence the fresh regular permit on the route Parippally – Kollam AM is **Granted** subject to settlement of timings.

ITEM NO :17

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam – Civil Station Kollam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kottiyam – Civil Station Kollam is **Granted** subject to settlement of timings.

ITEM NO :18

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam – Civil Station Kollam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kottiyam – Civil Station Kollam is **Granted** subject to settlement of timings.

ITEM NO :19

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Chakkuvally- Vellanathuruthu** as ordinary service for a period of five years, and hence the fresh regular permit on the route Chakkuvally- Vellanathuruthu is **Granted** subject to settlement of timings.

ITEM NO :20

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Sasthamcottah – Karunagappally HS**. Five applications from this applicant for the grant of fresh regular permit is came up before this authority for consideration (ie Item no 20,21,22,33 and 34). Owing to this matter, **Adjourned** with the direction to Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :21

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permits on the route **Karunagappally HS - Sasthamcottah**. Five applications from this applicant for the grant of fresh regular permit is came up before this authority for consideration (ie Item no 20,21,22,33 and 34). Owing to this matter, **Adjourned** with the direction to Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :22

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Sasthamcottah – Karunagappally HS**. Five applications from this applicant for the grant of fresh regular permit is came up before this authority for consideration (ie Item no 20,21,22,33 and 34). Owing to this matter, **Adjourned** with the direction to Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :23

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ambalamkunnu- Kollam A M.** En-route operators including KSRTC raised serious objection regarding the high saturation of stage carriage services on the sector Kannanalloor – Kollam, stating that due to prevailing high frequency of services on this route, Introduction of new services on this sector will cause time clash between the operators and thereby increase the probability of accident. Hence **Adjourned** with the direction to Secretary RTA to submit detailed and specific report regarding the frequency of service with timings on the sector Kannanalloor - Kollam.

ITEM NO :24

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam- Kottarakkara PBS.** KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :25

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Adoor- Nelparakunnu.** This is an inter district route, the portion of the route from Adoor PBS to 7th Mile for a distance of 13.3 Kms lies in the jurisdiction of RTA Pathanamthitta. Hence **Adjourned** with the direction to the Secretary RTA to seek concurrence from RTA Pathanamthitta.

ITEM NO :26

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Elampalloor Temple – Enathu Bridge.** The route portion from Perayam junction to Kacheri junction for a distance 2.3 Kms objectionably overlaps Quilon-Kumbalam complete notification Scheme vide Notification No 51865-TA4/61/PW dated 30/01/1962. Hence the application for the grant of a fresh regular permit on the route Elampalloor Temple – Enathu Bridge is **rejected**.

ITEM NO :27

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ochira - Kundara (Mukkada)**. As per the proposed timings all the trips are not touching the Termini Ochira on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Sasthamcottah and Kundara (Mukkada) only. En-route operators raised strong objection that on the proposed route one of the termini is Kundara (Mukkada) where taking of U-turn is not possible due to lack of sufficient space. In these circumstances in order to start the next trip from Kundara Mukkada the stage carriage has to operate from the Elamapalloor Temple junction located in the notified route Kollam - Pamba. Hence **Adjourned** with the direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance, and also with direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Ochira.

ITEM NO :28

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ayoor – Kadakkal** as ordinary service for a period of five years, and hence the fresh regular permit on the route Ayoor – Kadakkal is **Granted** subject to settlement of timings.

ITEM NO :29

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Paravoor PBS - Kalluvathukkal** as ordinary service for a period of five years, and hence the fresh regular permit on the route Paravoor PBS - Kalluvathukkal is **Granted** subject to settlement of timings.

ITEM NO :30

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kallambalam – Ambalamkunnu**. This is an inter district route. The route portion from Elambarakodu Junction to Kallambalam for a distance of 13.1 Kms lies in Trivandrum district. Hence **Adjourned** with direction to the Secretary to seek concurrence from RTA Trivandrum Rural (Attingal)

ITEM NO :31

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Erattakulam – Puthiyakavu**. This is an inter district route. The route portion

from Ananthamukku to Puthiyakavu for a distance of 8.7 Kms lies in Trivandrum district. Hence **Adjourned** with direction to the Secretary to seek concurrence from RTA Trivandrum Rural (Attingal).

ITEM NO :32

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Karunagappally (KSRTC JN) - Azheekkal Beach**. KSRTC raised strong objection that on the proposed route one of the termini is Karunagappally (KSRTC junction) where taking of U-turn or parking is prohibited. In this circumstance in order to start the next trip from Karunagappally (KSRTC junction) the stage carriage has to operate through notified routes by exceeding the permissible limit on the notified route. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :33

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Karunagappally KSRTC Jn – Azheekkal Beach**. Five applications from this applicant for the grant of fresh regular permit is came up before this authority for consideration (ie Item no 20,21,22,33 and 34). Owing to this matter Secretary RTA is directed to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989. More over KSRTC raised strong objection that on the proposed route one of the termini is Karunagappally (KSRTC junction) where taking of U-turn or parking is prohibited. In this circumstance in order to start the next trip from Karunagappally (KSRTC junction) the stage carriage has to operate through notified routes by exceeding the permissible limit. Hence **Adjourned** with the direction Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit on the notified route along with the exact overlapping distance.

ITEM NO :34

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ochira- Chavara**. Five applications from this applicant for the grant of fresh regular permit is came up before this authority for consideration (ie Item no 20,21,22,33 and 34). Owing to this matter, **Adjourned** with the direction to Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :35

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Paravoor – Paravoor** as ordinary service for a period of five years, and hence the fresh regular permit on the route Paravoor – Paravoor is **Granted** subject to settlement of timings.

ITEM NO :36

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam – Civil Station Kollam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kottiyam – Civil Station Kollam is **Granted** subject to settlement of timings.

ITEM NO :37

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam – Civil Station Kollam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kottiyam – Civil Station Kollam is **Granted** subject to settlement of timings.

ITEM NO :38

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ochira (Temple Junction) – Karunagappally (Padanayarkulangara)** as ordinary service for a period of five years, and hence the fresh regular permit on the route Ochira (Temple Junction) – Karunagappally (Padanayarkulangara) is **Granted** subject to settlement of timings.

ITEM NO :39

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam Poly – Kollam Civil Station**. As per the proposed timings all the trips are not touching the Termini Civil Station Kollam on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Kottiyam Poly and Kollam Andamukkam only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the Termini Civil Station Kollam.

ITEM NO :40

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Pattamthuruthu – Kottarakkara PBS**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the

stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :41

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Thirumukku – Plappally**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :42

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam – Keralapuram** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kottiyam – Keralapuram is **Granted** subject to settlement of timings.

ITEM NO :43

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottarakkara – Kottarakkara**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :44

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Madathara - Nilamel** as ordinary service for a period of five years, and hence the fresh regular permit on the route Madathara - Nilamel is **Granted** subject to settlement of timings.

ITEM NO :45

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Madathara – Nilamel** as ordinary service for a period of five years, and hence the fresh regular permit on the route Madathara - Nilamel is **Granted** subject to settlement of timings.

ITEM NO :46

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Paravoor Puttingal Temple – Kallambalam - Touching Ayoor and Chadayamangalam** . This is an inter district route. The portion of the route from Kezhakanela to Puttingal Temple for a distance of 19 Kms lies in the jurisdiction of RTA Attingal. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Attingal (Thiruvananthapuram Rural).

ITEM NO :47

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Pangodu - Jadayu Park**. This is an inter district route. The portion of the route from Mathira to Pangodu for a distance of 1.2 Kms lies in the jurisdiction of RTA Attingal and the route portion from Kattadi Junction to Police Mukku for a distance of 2.1 Kms and the route portion from Jadayu Park Junction to Jadayu Park for a distance of 1.2 Kms is virgin. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Attingal (Thiruvananthapuram Rural) and also to obtain the road fitness certificate from the concerned authority for the virgin portion.

ITEM NO :48

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Karunagappally Civil Station - Azheekkal Beach** as ordinary service for a period of five years, and hence the fresh regular permit on the route Karunagappally Civil Station - Azheekkal Beach is **Granted** subject to settlement of timings.

ITEM NO :49

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Odanavattam – Anakulam**. On the route portion 0.2 Kms from Anchal RO junction to Mukkada overlaps on the partial exclusion scheme Kayamkulam – Punalur and Kayamkulam – Kulathupuzha vide G.O.MS.156/67/PW dated 27/07/1967. This authority examined the file in detail, and convinced that the

overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government to ensure efficient and adequate public transportation facilities.

ITEM NO :50

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Arkkannoor Nursery Jn - Kollam AM**. As per the proposed timings all the trips are not touching the Termini Arkannoor on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Ayoor and Kollam Andamukkam only. En-route operators including KSRTC raised serious objection regarding the high saturation of stage carriage services on the sector Kannanalloor – Kollam, stating that due to prevailing high frequency of services on this route, Introduction of new services on this sector will cause time clash between the operators and thereby increase the probability of accident. Hence **Adjourned** with the direction to Secretary RTA to submit detailed and specific report regarding the frequency of service with timings and also with the direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Arkkannoor.

ITEM NO :51

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Neendakara – Bharanikavu** as ordinary service for a period of five years, and hence the fresh regular permit on the route Neendakara – Bharanikavu is **Granted** subject to settlement of timings.

ITEM NO :52

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Oonninmoodu-Vilavoorkonam**. The portion of the route from Vilavoorkonam to Puthenvila for a distance of 1.3 Kms is virgin. Hence **Adjourned** with the direction to the Secretary RTA to obtain road fitness certificate from the concerned authority

ITEM NO :53

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Chadayamangalam – Kottarakkara** as ordinary service for a period of five years, and hence the fresh regular permit on the route Chadayamangalam – Kottarakkara is **Granted** subject to settlement of timings.

ITEM NO :54

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ayoor – Eyyakkode** as ordinary service for a period of five years, and hence the fresh regular permit on the route Ayoor – Eyyakkode is **Granted** subject to settlement of timings.

ITEM NO :55

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kollam – Odanavattam**. En-route operators including KSRTC raised serious objection regarding the high saturation of stage carriage services on the sector Kannanalloor – Kollam, stating that due to prevailing high frequency of services on this route, Introduction of new services on this sector will cause time clash between the operators and thereby increase the probability of accident. Hence **Adjourned** with the direction to Secretary RTA to submit detailed and specific report regarding the frequency of service with timings on the sector Kannanalloor - Kollam.

ITEM NO :56

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Sasthamcottah – Kottiyam Poly**. KSRTC raised strong objection that in order to reach at Kottarakkara PBS from Kottiyam Poly, the stage carriage has to operate through the notified route Kollam –Pamba from Kottarakkara Ganapathy Temple Junction to Kottarakkara Chandhamukku. Hence **Adjourned** with the direction Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by objectionably exceeds the permissible limit on the notified route along with the exact overlapping distance.

ITEM NO :57

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Patharam – Karunagappally (Padanayarkulangara) Touching Bharanikavu** as ordinary service for a period of five years, and hence the fresh regular permit on the route Patharam – Karunagappally (Padanayarkulangara) Touching Bharanikavu is **Granted** subject to settlement of timings.

ITEM NO :58

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Odanavattam – Valakam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Odanavattam – Valakam is **Granted** subject to settlement of timings.

ITEM NO :59

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ayoor – Ayoor** as ordinary service for a period of five years, and hence the fresh regular permit on the route Ayoor – Ayoor is **Granted** subject to settlement of timings.

ITEM NO :60

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottarakkara PBS- Elampalloor**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :61

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Charummoodu – Karunagappally (Padanayarkulangara)**. This is an inter district route. The portion of the route from Tamarakkulam to Charummoodu, for a distance of 5.6 Kms is in Alappuzha District. Hence **Adjourned** with the direction Secretary to seek Concurrence from RTA Alappuzha.

ITEM NO :62

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Adoor- Pidavoor**. On perusing the file this authority is doubtful regarding the possibility for overlapping at Adoor on the Partial Exclusion Scheme Kayamkulam - Kulathupuzha and Kayamkulam - Punalur vide G.O.MS.156/67/PW dated 27/07/67. Hence **Adjourned** with the direction Secretary RTA to submit detailed report regarding the probability of conducting service through the partial exclusion Scheme along with the exact overlapping distance.

ITEM NO :63

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kundara Mukkada – Ambalamkunnu**. En-route operators raised strong objection that on the proposed route one of the termini is Kundara Mukkada

where taking of U-turn is not possible due to lack of sufficient space. In this circumstance in order to start the next trip from Kundara Mukkada the stage carriage has to operate from the Elamapalloor Temple junction located in the notified route Kollam - Pamba. Hence **Adjourned** with the direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :64

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Rajagiri – Karunagappally**. As per the proposed timings all the trips are not touching the Termini Rajagiri on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Bharanicavu and Karunagappally only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the terminus.

ITEM NO :65

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Karunagappally – Kadakkal** as ordinary service for a period of five years, and hence the fresh regular permit on the route Karunagappally – Kadakkal is **Granted** subject to settlement of timings.

ITEM NO :66

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottarakkara - Kollam**. En-route operators including KSRTC raised serious objection regarding the high saturation of stage carriage services on the sector Kannanalloor – Kollam, stating that due to prevailing high frequency of services on this route, Introduction of new services on this sector will cause time clash between the operators and thereby increase the probability of accident. Also KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed and specific report regarding the frequency of service with timings on sector Kollam – Kannanalloor, and probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :67

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Purambil – Ummannoor**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :68

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ayoor – Kollam**. En-route operators including KSRTC raised serious objection regarding the high saturation of stage carriage services on the sector Kannanalloor – Kollam, stating that due to prevailing high frequency of services on this route, Introduction of new services on this sector will cause time clash between the operators and thereby increase the probability of accident. Hence **Adjourned** with the direction to Secretary RTA to submit detailed and specific report regarding the frequency of service with timings on the sector Kannanalloor – Kollam.

ITEM NO :69

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Sasthamcottah – Karunagappally**. As per the proposed timings all the trips are not touching the Termini Sasthamcottah on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Karunagappally and Bharanicavu only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Sasthamcottah.

ITEM NO :70

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Charummoodu – Karunagappally HS Junction**. This is an inter district route. The portion of the route from Thamarakulam to Charummoodu, a distance of 5.3 Kms is in Alappuzha District. Hence **Adjourned** with the direction to the Secretary RTA to seek Concurrence from RTA Alappuzha.

ITEM NO :71

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ganapathynada- Ayoor** as ordinary service for a period of five years, and hence the fresh regular permit on the route Ganapathynada- Ayoor is **Granted** subject to settlement of timings.

ITEM NO :72

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Anchal (RO Junction) - Valakom**. KSRTC strongly raised the objection regarding the overlapping distance at the termini Valakom which lies on the notified route Trivandrum-Thekkady(via) Changanassey, stating that taking U-turn is not possible at Valakom Junction due to lack of sufficient space. In the circumstances the enquiry report of the field officer is not specific regarding the route and overlapping distance. Hence **Adjourned** with the direction to the Secretary RTA to submit detailed route enquiry report with overlapping distance and placed before next RTA.

ITEM NO :73

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Altharamoodu-Kottiyam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Altharamoodu-Kottiyam is **Granted** subject to settlement of timings.

ITEM NO :74

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Karunagappally – Kottiyam**. As per the proposed timings all the trips are not touching the Termini Kottiyam on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Bharanicavu and Karunagappally only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Kottiyam.

ITEM NO :75

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ochira – Azheekkal Beach** as ordinary service for a period of five years, and hence the fresh regular permit on the route Ochira – Azheekkal Beach is **Granted** subject to settlement of timings.

ITEM NO :76

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Parippally – Paravoor**. This is an inter district route where the route portion from Hariharapuram to Edayadi for a distance of 3 Kms lies in Trivandrum district. Hence **Adjourned** with direction to the Secretary RTA to seek concurrence from RTA Trivandrum Rural (Attingal)

ITEM NO :77

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Sasthamcottah – Karunagappally** as ordinary service for a period of five years, and hence the fresh regular permit on the route Sasthamcottah – Karunagappally is **Granted** subject to settlement of timings.

ITEM NO :78

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Karunagappally- Azheekkal Beach** as ordinary service for a period of five years, and hence the fresh regular permit on the route Karunagappally- Azheekkal Beach is **Granted** subject to settlement of timings.

ITEM NO :79

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Bharanikavu – Padanayarkulangara** as ordinary service for a period of five years, and hence the fresh regular permit on the route Bharanikavu – Padanayarkulangara is **Granted** subject to settlement of timings.

ITEM NO :80

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Vappala Health Centre – Ummannoor**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO :81

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kims Kadakkal – Chadayamangalam** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kims Kadakkal – Chadayamangalam is **Granted** subject to settlement of timings.

ITEM NO :82

1. Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-35-8214** on the route **Sasthamcottah- Kottarakkara** for the extensions of trips from Puthoor to Sasthamcottah and there by changing the termini from Puthoor to Sasthamcottah. Hence variation of permit **Granted** subject to settlement of timings.

2. Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-35-8214** on the route **Sasthamcottah- Kottarakkara** is **Granted** from the name of Sri. Girilal.G to the name of Smt.Suma.

ITEM NO :83

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-02-BG-2690** on the route **Kollam AM-Mundro Island** by extending the route portion from Mundro Island to Mundro Railway station for a distance of 1Kms and there by changing the termini from Mundro Island to Mundro Railway Station. Hence variation of permit **Granted** subject to settlement of timings.

ITEM NO :84

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-16-D-0212** on the route **Muthezhathu Temple – Kakkottumoola** by extending the route portion from Karanji junction to Maruthadi junction. Hence variation of permit **Granted** subject to settlement of timings.

ITEM NO :85

This is an application for the grant of variation of permit in respect of Stage Carriage **KL-16-C-0111** on the route **Parippally – Kollam Civil Station**. **Adjourned** since the applicant is absent.

ITEM NO :86

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-25-B-0369** on the route **Elavaramkuzhy- Ganapathinada**. The route portion from Elavaramkuzhy to Pangapparathadam for a distance of 2.2 Kms is virgin. Hence **Adjourned** with the direction to Secretary RTA to obtain road fitness from the concerned authority and place before RTA.

ITEM NO :87

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-02-U-1997** on the route **Kadakkal – Kallara** by changing the termini from Kummil to Pangode by extending the route portion from Kummil to Pangode and curtailment of the second last trip from Kallara to Kadakkal and last trip from Kadakkal to Kummil. As per the enquiry report of the field officer the curtailment of the last round trip from Kadakkal to Kummil will adversely affect the travelling facility of all types of commuters. Hence **Rejected**.

ITEM NO :88

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-05-AP-0931** on the route **Ganapathinada – Vazhavila** by extending the sixth semi trip from Ayoor to Ganapathinada and change of set of timings on the fifth trip and sixth trip. Hence variation of permit and variation of timings on the fifth and sixth trip is **Granted** subject to settlement of timings.

ITEM NO :89

1. Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-02-AA-7475** on the route **Kollam - Kaithacodu**. As per the report of enquiry officer the route portion from Kollam to Moonnumukku crosses railway lines at two points, one at Elampalloor and other at Pallimukku. Trip from Kollam at 5.20 Pm reaches Elampalloor level cross by 5.58 Pm and at the same time level cross closes for passing train coming from Kollam and the bus can able to pass the railway gate only by 6.15 Pm. Then the bus reaches Hospital Junction only by 6.20 Pm. But the passing time at Hospital Junction is 6.17 Pm and staff of next bus on the same route obstructs to collect passengers from Hospital Junction onwards. There is also another Railway cross at Pallimukku only 1 Km away from Hospital Junction and that gate also closes during that time for the train coming from Kollam to Punalur and takes more than 10 minutes to clear traffic. Due to the time constraints and obstruction at railway crosses trip from hospital Jn to Kaithacodu is practically difficult to operate at that time. There is a service from Puthoor to Kundara via Kaithacodu at the

same time from Kaithacodu and satisfies the travelling need of public. The route sector from Hospital Junction to moonnumukku for a distance of 8 Kms is well served by other private stage carriages and the frequency of service is below 15 minutes. Considering this report and practical difficulty of operation of the trip due to the closing of railway gate this Authority is of the view that the application for curtailment of trip is genuine.

In the RTA meeting various en-route operators raised complaints that the timings issued to this stage carriage on this route is not in parity with other stage carriages. Hence Secretary RTA is directed to ascertain the matter and if found genuine, endorse the variation of permit only after the settlement of timings in parity with other stage carriages on this route. With this condition the variation of permit is **Granted** with curtailment of trips.

2. Perused the judgment of Hon'ble High Court of Kerala in WP(C) NO 15481 of 2023 dated 23/01/2024. The order of the Hon'ble High Court of Kerala is thus complied with.

ITEM NO :90

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-16-F-5657** on the route **Parippally - Chinnakkada**. The variation of permit by extending the route portion from Moolakkada to Chirakkara Temple is **Granted** subject to the settlement of timings.

ITEM NO :91

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-25-A-6066** on the route **Vayakkal - Punalur** by curtailing of the trips from Anchal to Mavila and Anchal to Vayakkal and there by changing the termini from Anchal to Mavila. The enquiry officer reported that the curtailment of the trips from Anchal to Mavila and Anchal to Vayakkal will adversely affect the travelling facility of all types of commuters. Hence **Rejected**.

ITEM NO :92

1. Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-42-C-5808** on the route **Karunagapally - Kottarakkara**. By extending the second semi trip from Sasthamcottah to Karunagapally and Curtailment of the third trip from Sasthamcottah to Puthoor and there by starting the third trip from Karunagapally to Bharanikkavu. This item was Adjourned by this authority on 15/02/2023 for obtaining feasibility for variation. As per the report of the enquiry officer the extension of the trip from Sasthamcottah to Karunagapally is beneficial to the public coming from interior portions of

Sasthamcottah Panchayath to reach National Highway at Karunagappally and also withdrawing the service from Bharanikavu to Puthoor may not affect the travelling facility of the people in the area, because frequency of services are high during this period of time to cover the trip curtailment. Hence the variation of permit is **Granted** subject to settlement of timings.

2. Perused the Judgement of Hon'ble High Court Of Kerala in WP© NO.43422 of 2023 dated 21.12.2023. The order of the Hon'ble High Court of Kerala is thus complied with.

ITEM NO :93

Heard the learned counsel appeared for the applicant. This is an application for the grant of variation of permit in respect of Stage Carriage **KL-03-N-1094** on the route **Paripally-Paravoor**, by extending the route portion from Paravoor to Paravoor Railway Station and there by changing the termini from Paravoor to Paravoor Railway Station. As per the report of the enquiry officer the extension of the route portion is beneficial to all type of commuters .Hence Variation of permit is **Granted** subject to the settlements of timings.

ITEM NO :94

1 & 2. Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL02BP7992 (Replaced by KL02BT3301)** on the route **Perumon – Chavara**.

Considered the request of the permit holder of stage carriage KL-02-BP-7992 (replaced by KL-02-BT-3301) on the route **Perumon – Chavara** for condonation of delay in submitting the application for the renewal the regular Permit of the above vehicle. This stage carriage is having a valid regular permit upto 06/04/2023 to operate on the above route. The permit holder submitted the application for renewal of regular Permit only on 10/04/2023, ie after the expiry of the permit. Along with the renewal application he has submitted a Medical certificate from Dr.Aju Ravi of Kottakkal Arya vaidhyashala, Ananathawalleswaram, Kollam. This Authority considered the matter on 19/07/2023 and Adjourned with the direction to Secretary to furnish fresh enquiry report for the consideration of this application, as that of a fresh permit on the basis of section 81 of Motor Vehicles Act and taking into the consideration of GO(P) 13/2023 dated 03/05/2023. Now the Hon'ble High Court of Kerala directed to consider the application of the permit holder for condonation of delay in filing the application for renewal of this regular permit in accordance with the law after hearing all the affected parties including DTO KSRTC. In the light of this judgment the request for condonation for delay in submitting the application for renewal of regular permit is considered sympathetically. Assuming the reasons stated in the application and medical

certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making these applications within the time specified. So condoned the delay in submitting the application for renewal of regular permit in time.

This is an application for renewal of regular permit in respect of stage carriage KL-02-BP-7992(Replaced KL-02-BT-3301) on the Intra district route Perumon – Chavara. Since this permit was issued prior to 14/07/2009, the renewal of regular permit of this stage carriage on the route Perumon – Chavara is **Granted**

3. Perused the judgement & Hon'ble High court Kerala in WP© No.41850 of 2023 dated 13-12-2023. The order of the Hon'ble High Court of Kerala is thus complied with.

ITEM NO :95

Heard the learned counsel appeared for the applicant. This is an application for the issuance of granted renewal of regular permit in respect of Stage Carriage **KL-02-V-2844** on the route **Padanayarkulangara Temple – Sasthamcottah Temple**. This renewal of this permit was granted by this authority on 15/02/2023 and the decision was communicated on 24/04/2023. The grantee only on 24/06/2023 requested to grant maximum time for the production of current records and later on 07/09/2023 the current records of the stage carriage was produced. As per Kerala Motor Vehicles rule 172(3) the grantee has to produce the current records within a period of one month from the date of despatch of the order requiring the production of records. Proviso to this rule authorised the RTA, if satisfied on an application made it in writing by the permit holder within the period of one month aforesaid that there are sufficient grounds, grant an extension or extensions of time not exceeding four months in the aggregate for the production of records.

Since the grantee failed to produce the current records within the time specified, the grant of renewal of regular permit in respect of Stage Carriage KL-02-V-2844 on the route Padanayarkulangara Temple – Sasthamcottah Temple is **revoked** invoking the provisions in Rule 172(3) of Kerala Motor Vehicles Rule 1989.

ITEM NO :96

1&2, Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-05-T-2970** on the route **Perumon -Elampalloor**.

Considered the request of the permit holder of stage carriage KL-05-T-2970 on the route Perumon -Elampalloor for condonation of delay in submitting the application for the renewal the regular Permit of the above vehicle. This stage carriage is having a valid regular permit upto 12/04/2023 to operate on the above route. The permit holder submitted the application for

renewal of regular Permit only on 20/05/2023, ie after the expiry of the permit. Along with the renewal application he has submitted a Medical certificate from Dr. Aju Ravi of Kottakkal Arya vaidhyashala, Ananathawalleswaram, Kollam. This Authority considered the matter on 19/07/2023 and Adjourned with the direction to Secretary to furnish fresh enquiry report for the consideration of this application, as that of a fresh permit on the basis of section 81 of Motor Vehicles Act and taking into the consideration of GO(P) 13/2023 dated 03/05/2023. Now the Hon'ble High Court of Kerala directed to consider the application of the permit holder for condonation of delay in filing the application for renewal of this regular permit in accordance with the law after hearing all the affected parties including DTO KSRTC. In the light of this judgment the request for condonation for delay in submitting the application for renewal of regular permit is considered sympathetically. Assuming the reasons stated in the application and medical certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making this applications within the time specified. So condoned the delay in submitting the application for renewal of regular permit in time.

This is an application for renewal of regular permit in respect of stage carriage KL-05-T-2970 on the Intra district route Perumon – Elampalloor. Since this permit was issued prior to 14/07/2009, the renewal of regular permit of this stage carriage on the route Perumon – Elampalloor is **Granted**.

3. Perused the judgement & Hon'ble High court Kerala in WP© No.41850 of 2023 dated 13-12-2023. The order of the Hon'ble High Court of Kerala is thus complied with.

ITEM NO :97

Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-11-AA-2269 (Replaced by KL-02-AB-9045)** on the route **Velamanoor - Parippally**. Since the applicant has submitted the application for the renewal of regular permit within the time stipulated in section 81(2) of Motor Vehicles Act 1988, the renewal of regular permit in respect of this stage carriage KL-11-AA-2269 on the route Velamanoor – Parippally is **Granted**.

ITEM NO :98

Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-02-AP-8177** on the route **Kottiyam - Kollam Civil Station**. Since the applicant has submitted the application for the renewal of regular permit within the time stipulated in section 81(2) of Motor Vehicles Act 1988, the renewal of regular permit in respect of this stage carriage KL-02-AP-8177 on the route Kottiyam - Kollam Civil Station is **Granted**.

ITEM NO :99

1. Heard the learned counsel appeared for the applicant. This is an application for issuance of granted renewal of regular permit in respect of Stage Carriage **KL-02-AF-2599** on the route **Anchal- Kadakkal**. The renewal of regular permit was granted by the Secretary RTA, Kollam on 05/12/2022 subject to the production of current records and no objection certificate from the financier Indusind Bank, Cochin within 30 days. The grantee on 29/01/2024 ie more than one year after the grant of renewal of regular permit submitted a request for the issuance of regular permit.

As per Kerala Motor Vehicles rule 172(3) the grantee has to produce the current records within a period of one month from the date of despatch of the order requiring the production of records. Proviso to this rule authorised the RTA, if satisfied on an application made it in writing by the permit holder within the period of one month aforesaid that there are sufficient grounds, grant an extension or extensions of time not exceeding four months in the aggregate for the production of records.

Since the grantee failed to produce the current records within the time specified as per Rule 172(3) of Kerala Motor Vehicles Rule 1989. Hence the request for the issuance of granted renewal of regular permit in respect of Stage Carriage KL-02-AF-2599 on the route Anchal- Kadakkal is **Rejected**.

2. The permit in respect of the stage carriage KL02AF2599 is valid from 02/10/2017 to 01/10/2022 on the route Anchal- Kadakkal. On 13/09/2022 the permit holder submitted the application for renewal of regular permit and the Secretary RTA, Kollam granted the renewal of permit on 05/12/2022 subject to the production of current records within 30 days. Eventhough the renewal of regular permit granted on 05/12/2022, the permit holder has not produced the current records of the vehicle or not submitted any application for extension of time as per rule 172(3) of Kerala Motor Vehicles Rules 1989. Subsequently an enquiry conducted through the joint Regional Transport Officer, Punalur regarding the whereabouts of the vehicle and as per report received from the Joint Regional Transport Officer, Punalur the financier, M/S Indus Ind Bank, Cochin has taken possession of the vehicle owing to the default of the owner under the provisions of the hypothecation agreement.

On 29/01/2024 ie more than one year for granting the renewal of permit, the permit holder Smt. Shanifa has filed a request to issue the renewal of regular permit. As per Kerala Motor Vehicles rule 172(3) the grantee has to produce the current records within a period of one month from the date of despatch of the order requiring the production of records. Proviso to this rule authorised the RTA, if satisfied on an application made it in writing by the permit holder within the period of one month aforesaid that there are sufficient

grounds, grant an extension or extensions of time not exceeding four months in the aggregate for the production of records.

Since the grantee failed to produce the current records within the time specified, the grant of renewal of regular permit in respect of Stage Carriage KL-02-AF-2599 on the route Anchal- Kadakkal is **revoked** invoking the provisions in Rule 172(3) of Kerala Motor Vehicles Rule 1989.

ITEM NO :100

Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-04-S-4728** on the route **Poovattoor- Oyoor**. Since the applicant has submitted the application for the renewal of regular permit within the time stipulated in section 81(2) of Motor Vehicles Act 1988, the renewal of regular permit in respect of this stage carriage KL-04-S-4728 on the route Poovattoor-Oyoor is **Granted**.

ITEM NO :101

1. Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL07BC4010** on the route **Azheekkal - Kozhikode**. Since the applicant has submitted the application for the renewal of regular permit within the time stipulated in section 81(2) of Motor Vehicles Act 1988, the renewal of regular permit in respect of this stage carriage KL07BC4010 on the route Azheekkal – Kozhikode is **Granted**.

2. This is an application of variation in respect of stage carriage **KL07BC4010** on the route Azheekkal – Kozhikode (Karunagappally), by extending the route portion from Azheekkal Harbour to Tharayilkadavu via Valiyazheekal for a distance of 3.8 Kms which lies in jurisdiction of RTA, Alappuzha. Hence **Adjourned** with the direction to the Secretary RTA to seek concurrence from RTA, Alappuzha.

ITEM NO :102

Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of the Stage Carriage **KL-05-T-9023** on the route **Orunada – Vilakkupara** for a period of five years as ordinary service. This is an intra district route having a distance of 20.6 Kms, out of which the route portion from Anchal RO Junction to Yeroor for a distance 3.9 Kms overlaps on the partial exclusion scheme Kayamkulam-Kulathupuzha and Kayamkulam – Punalur vide G.O.MS 156/67/PW dated 27/07/1967. The regular permit is issued on 01/11/2018 which is valid up to 31/10/2023, and since the application for renewal of permit is pending for decision, this stage carriage is continuing service on this route under section

87(1)(d) of MV Act 1988. As a part of the route lies on the partial exclusion scheme Kayamkulam- Kulathupuzha and Kayamkulam – Punalur for a distance of 3.9 Kms, KSRTC strongly objected the grant of renewal of regular permit stating that, as per the clause 4, 5 and 7 of the Notification No. G.O.MS 156/67/PW dated.27/07/1967, only 24 private operators are described in the Appendix B list attached to the notification is allowed to operate on the scheme routes, and also stated that since the stage carriage KL-05-T-9023 is not an existing stage carriage as per the Appendix B list attached to the above notification, the granting of renewal of regular permit is a clear violation of Kayamkulam- Punalur and Kayamkulam -Kulathupuzha partial exclusion scheme vide Notification No. G.O.MS 156/67/PW dated.27/07/1967.

In the above circumstances **Adjourned** with the direction to the Secretary RTA to bring the matter before the Government for seeking clarification regarding to the grant of renewal of the regular permits existing on this route, in order to ensure efficient and adequate public transportation facilities. Hence Secretary RTA is authorised to issue temporary permit under section 87(1)(d) on the route Orunada – Vilakkupara till the disposal of the renewal of permit application.

ITEM NO :103

1 & 2. Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-24-L-1207** on the route **Kallara – Depot Junction**.

Considered the request of the permit holder of the stage carriage KL-24-L-1207 on the route Kallara – Depot Junction for condonation of delay in submitting the application for the renewal of the regular Permit of the above vehicle. This stage carriage is having a valid regular permit up to 02/11/2023 to operate on the above route. The permit holder submitted the application for renewal of regular Permit only on 09/11/2023, ie after the expiry of the permit. Along with the renewal application he has submitted a Medical certificate from Dr. S Zahir Zolih Reg No 92049(TCMC), General Practitioner. By considering the request of the applicant for the condonation of delay in submitting the application in time, renewal of regular permit is considered sympathetically. Assuming the reasons stated in the application and medical certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making these applications within the time specified. So condoned the delay in submitting the application for renewal of regular permit in time. Hence the application for renewal of regular permit in respect of stage carriage KL-24-L-1207 on the route Kallara – Depot Junction is **Granted**.

3. Since the application for renewal of regular permit in respect of stage carriage KL-24-L-1207 on the route Kallara – Depot Junction is granted, there is no decision is pending before this authority on the application for the

renewal of permit, Hence the application for grant of temporary permit under section 87(1)(d) of MV Act 1988 on the route Kallara – Depot Junction is **Rejected**.

ITEM NO :104

Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-36-3136** on the route **Parthasarathy Temple- Karunagappally**. Since the applicant has submitted the application for the renewal of regular permit within the time stipulated in section 81(2) of Motor Vehicles Act 1988, the renewal of regular permit in respect of this stage carriage KL-36-3136 on the route Parthasarathy Temple- Karunagappally is **Granted**.

ITEM NO :105

1&2, Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of the Stage Carriage **KL-24-J-5535** on the route **Kollam - Puthoor**.

Considered the request of the permit holder of the stage carriage KL-24-J-5535 on the route Kollam - Puthoor for condonation of delay in submitting the application for the renewal of the regular Permit of the above vehicle. This stage carriage is having a valid regular permit up to 29/08/2023 to operate on the above route. The permit holder submitted the application for renewal of regular Permit only on 07/09/2023, ie after the expiry of the permit. Along with the renewal application he has submitted a Medical certificate from Dr.Biju Menon,M D , Reg No 55334(T.C.M.C) Physician B & B Hospital Nedumoncavu. In the light of this judgment in WP© No 34162 of 2023 dated 14/10/2023, the request for condonation for delay in submitting the application for renewal of regular permit is considered sympathetically. Assuming the reasons stated in the application and medical certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making this application within the time specified. So condoned the delay in submitting the application for renewal of regular permit in time.

This is an application for renewal of regular permit in respect of the stage carriage KL-24-J-5535 on the Intra district route Kollam – Puthoor which was expired on 29/08/2023 and as per the enquiry report of the field officer it is revealed that this stage carriage conducted service on this route after the expiry of the permit. Since this permit was issued prior to 14/07/2009, the renewal of regular permit of this stage carriage on the route Kollam - Puthoor is **Granted** subject to the remittance of compounding fee of Rs 10000/- for permit less operation.

3. Since the renewal of permit on the route Kollam – Puthoor is granted, there is no pending decision before this authority on the application for renewal

of permit on the route Kollam – Puthoor in respect to the stage carriage KL-24-J-5535. Hence temporary permit under section 87(1)(d) of MV Act 1988 is **Rejected**.

4. Perused the judgement & Hon'ble High court Kerala in WP© No.34162 of 2023 dated 17-10-2023. The order of the Hon'ble High Court of Kerala is thus complied with.

ITEM NO :106

Heard the learned counsel appeared for the applicant. This is an application for the grant of renewal of regular permit in respect of Stage Carriage **KL-38-E-5561** on the route **Kollam AM - Kaithakodu**. Since the applicant has submitted the application for the renewal of regular permit within the time stipulated in section 81(2) of Motor Vehicles Act 1988, the renewal of regular permit in respect of this stage carriage KL-38-E-5561 on the route Kollam AM-Kaithakodu is **Granted**.

ITEM NO :107

1, 2 & 3, Heard the learned counsel appeared for the applicant. This is an application to re-consider the renewal of permit application in respect of the Stage Carriage **KL-03-N-7777** on the route **Kottiyam- Thekkumbhagam Temple** for the period from 23/06/2015 to 22/06/2020 and 23/06/2020 to 22/06/2025.

Considered the request of the permit holder of the stage carriage KL-03-N-7777 on the route Kottiyam- Thekkumbhagam Temple for condonation of delay in submitting the applications for the renewal the regular Permit of the above vehicle. This stage carriage is having a valid regular permit up to 22/06/2015 to operate on the above route. The permit holder submitted the application for renewal of regular Permit only on 01/07/2015 and 06/08/2022, ie after the expiry of the permit. Along with the renewal application he has submitted a Medical certificate from Dr. Harish Mani, Reg No 36548, Community Health Centre, Thrikkadavoor, Kollam. The first renewal application was considered by this authority on 01/09/2016 and Adjourned for want of service verification report for the period from 23/06/2015 to 01/07/2015 and on enquiry it is found that the vehicle had conducted service during the above period.

In the light of this judgment in WP© No 44239 of 2023 dated 09/01/2024, the request for condonation for delay in submitting the application for renewal of regular permit is considered sympathetically. Assuming the reasons stated in the application and medical certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making this application within the time specified. So condoned the delays in submitting the application for renewal of regular permits in time.

These are the applications for renewal of regular permit in respect of the stage carriage KL-03-N-7777 on the Intra district route Kottiyam-Thekkumbhagam which was expired on 22/06/2015. Since this permit was issued prior to 14/07/2009, the renewal of regular permit of this stage carriage on the route Kottiyam- Thekkumbhagam is granted for a period from 23/06/2015 to 22/06/2020 and 23/06/2020 to 22/06/2025 subject to the remittance of compounding fee of Rs 20000/- for permit less operation and the remittance of tax at stage carriage rate for the period under consideration.

4. Perused the judgement & Hon'ble High court of Kerala in WP© No.44239 of 2023 dated 09/01/2024. The order of the Hon'ble High Court of Kerala is thus complied with.

ITEM NO :108

1. Heard the learned counsel appeared for the applicant. Perused the judgement & Hon'ble STAT in M V A A No.195/2017 dated 31/05/2022. The order in the M V A A No.195/2017 is thus complied with.

2. This is an application for renewal of regular permit with in respect of Stage Carriage **KL11N3600** on the route **Kureeppuzha Panamukku to Thanni temple** which was expired on 28/02/2015 with modified proposal by extending the route portion from Thanni Temple to Kakkottumoola. This authority on 22/02/2017 considered the renewal application on the route Kureeppuzha Panamukku –Thanni temple as decided as follows.

This is an application filed for renewal of regular permit in respect of the stage carriage KL11N3600 on the route Kureeppuzha Panamukku –Thanni temple Via Neeravil, Anchalummoodu, Kadavoor, Chinnakada, Beach, Kakkathope, and Eravipuram valid up to 28/02/2015. On perusal of records it is found that the permit was issued on 01/03/2010. On the hearing KSRTC strongly objected the renewal of permit that the route overlaps the notified sector for a distance of 1.6Kms from HighSchool jn to Chinnakkada on the notified scheme of Trivandrum- Palakkad vide notified no.42/2009/Trans dated 14/07/2009 and the overlapping exceeds the permissible limit of 5% which violated clause 5© of notification No 42/2009 trans dated 14/7/2009. This permit was issued on 01/03/2010 that is after 09/05/2006. "As per clause 4 of the notification permit issued after 09/05/2006 temporary permit alone shall be issued a fresh on expiry in these routes or any portion thereof till such time the STU replaces with new services." Hence the application for renewal of regular permit in respect of the stage carriage KL11N3600 on the route Kureeppuzha Panamukku-Thanni temple via as above is rejected. In these circumstances the delay condonation request and replacement of vehicle application is not in existence.

Aggrieved by the decision of this authority applicant i.e. registered owner of the stage carriage KL11N3600 filed an appeal against the rejection of

application for renewal of permit and replacement of vehicle by KL05Q1002 in M.V.A.A no 195/2017 before Hon'ble State Transport Appellate Tribunal. On 17/12/2020 Sri.Najeeb produced a modified proposal by extending the route portion from Thanni temple to Kakkottumoola.

On 30/01/2023 Sri.Najeeb submitted an order of Hon'ble State Transport Appellate Tribunal in M.V.A.A No.195/2017 dated 31/05/2022. The Hon'ble STAT in its order observed that the impugned order (decision of RTA in Item No .1 dated 22/02/2017) is not sustainable as the authority concerned failed to consider the contention of applicant regarding the distance of overlapping and also non service of copy relied on by the respondent to arrive at a conclusion regarding the distance of overlapping. It is also seem that the authority concerned did not consider the modified notification also. Having regards to the nature of contention would forward by the appellant, these matters are to be considered in detail. Hence in the result, the impugned order is set aside and second responder is directed to consider the matter afresh in the light of the observation made herein before as per law .after hearing all the parties within two months from the date of receipt of judgment.

By considering the renewal of permit application with modified proposal it is found that the proposed timings all the trips are not touching the Termini Kakkottumoola on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Kureepuzha and Thanni only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Kakkottumoola.

3. Along with the delay con donation application the applicant has submitted a Medical certificate from Dr.Radhakrishnan, B.A.M, D.A.C.T, Reg.No.4371 TCMC, Surya Hospital, Kureeppuzha, Perinad, Kollam. Hence the request for con donation for delay in submitting the application for renewal of regular permit is considered sympathetically assuming the reasons stated in the application and medical certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making this applications within the time specified. So con doned the delay in submitting the application for renewal of regular permit in time.

4. Since the renewal application of the regular permit was **Rejected** by this authority and set aside by Hon'ble STAT and the renewal application is reconsidered with modified proposal is **Adjourned**, the request for replacement of the vehicle is also **Adjourned** with direction to the Secretary to submit detailed report regarding the present position and condition of the stage carriages KL11N3600 and KL05Q1002 with its tax position, and also with the direction to ascertain whether application for renewal of this permit from 28/02/2020 is received for consideration of this Authority.

ITEM NO :109

1. Perused the judgment of Hon'ble STAT in vide M.V.A.A No.1/2018 dated 06/07/2019. The order in the M V A A No.1/2018 is thus complied with.

2. Heard the learned counsel appeared for the applicant. This is an application for renewal of regular permit with in respect of Stage Carriage **KL61-E-3987** on the route **Chavara-Adoor**

The application for renewal regular permit in respect of stage Carriage KL61A0642 (replaced by S/C KL61E3987) on the route Chavara - Adoor Via Sankaramangalam, Chenankaramukku, Karali Jn, Sasthamcotta, Bharanicavu, 7th Mile, Kadampanad, Manakkala had placed as item No.25 before the RTA, Kollam held on 27/09/2017. The application was rejected by the RTA and taken the decision as follows. "Heard learned counsel represented the applicant. This is an application for renewal of regular permit in respect of stage carriage KL61E3987 (Old S/C KL61A0642) on the route Chavara-Adoor Via Sankaramangalam, Chenankaranmukku, Karali Jn, Sasthamcota Bharanicavu, 7th Mile, Kadampanadu, Manakkala. This authority perused the records and observed as follows.

A) The permit was first issued on 30/10/2009 and the total distance of the route is 36 Kms.

B) A distance of 3.0 Kms from Chavara to Titanium junction overlaps on the route Thiruvananthapuram-Thrissur scheme (complete exclusion scheme with exceptional clauses) and Thiruvananthapuram - Palakkad, Thiruvananthapuram - Kannur (via) Kollam partial exclusion scheme.

C) A distance of 1.8Kms from Nellimoottipadi to Adoor overlaps on the notified scheme Kollam-Pamba Kakki. Hence the total overlapping is 4.8 Kms (13.3%), which is greater than 5% (1.8 Kms) of the entire route.

D) KSRTC has strongly objected the renewal of permit and alleging that a distance of 2.2 Km from Nellimoottipadi to Adoor Bus stand and another distance of 3.2 Km from Chavara to Titanium overlaps the notified scheme Thiruvananthapuram-Palakkad, Thiruvananthapuram-Thekkady. As per the clause 5(b) of the notification No.GO(P) 8/2017/trans dated 24/03/2017, only the existing and operating private permit with valid permit on 14/07/2009 are eligible for renewal. In this case the permit issued only on 30.10.2009.

E) As per the direction a detailed report obtained by Secretary,RTA and which reveals that a distance of 3.0 Kms from Chavara to Titanium junction overlaps on the scheme Thiruvnanthapuram - Thrissur and thiruvananthapuram - Palakkadu, Thiruvananthapuram - Kannur (via) Kollam. Another distance of 1.5 Kms from Nellimoottil to Adoor overlaps on the notified scheme Thiruvananthapuram - Thekkadi. Both are notified vide

GO(P) No.42/2009/trans dated 14.07.2009 and No.GO(P) 8/2017/trans dated 24.03.2017. Total overlapping is 4.5 Kms (12.5%).

In these circumstances the application for renewal of permit is rejected.

Aggrieved by the decision of RTA Kollam dated 27/09/2017 the permit holder has filed an appeal before the Honorable STAT vide M.V.A.A No.1/2018. The Hon'ble STAT in order No. M.V.A.A No.1/2018 set aside the decision of RTA dated 27/09/2017 and directed the appellant to submit a modified proposal within two weeks from 06/07/2019 in also directed to consider the same and pass orders within one month after hearing both sides including the KSRTC.

The Hon'ble STAT in M.P No.554/2019 in M. V.A.A No.1/2018 directed to issue temporary permit until such an order is passed on the modified proposal. In compliance to the order of Hon'ble STAT, temporary permit is being issued u/s 87(1)(d) of M V Act to the stage carriage KL-61-E- 3987 on the route Chavara – Adoor.

RTA held on 15/02/2023 considered the application for renewal of permit with modified proposal as Item No 63 and adjourned with following decision Perused the Judgement in M.V.A.A. No 1/2018 dated 06/07/2019. The application for renewal of permit on the route Chavara –Adoor rejected by this authority on due to violation of notified scheme aggrieved by this order .applicant filed an appeal before the Honourable Tribunal and the honourable Tribunal directed the applicant to submit a modified application by limiting the overlapping to the permissible limit. In obedience to that order, applicant has filed the modified proposal. The modification covered both Kollam and Pathanamthitta district. Hence this authority decides to seek concurrence from RTA ,Pathanamthitta for the varied portion from Adoor Central Junction to Parthasarathy Junction . Hence **Adjourned.**"

The file was perused in detail and found that this permit was originally granted on 24/04/2007 and on omission the date of issuance of permit noted as 30/10/2009 instead of date of grant of permit ie on 24/04/2007. As per Clause 5(b) of GO(p) 13/2023 dated 03/05/2023 existing and operating permit in the private sector as on 14th July 2009 are allowed to operate subject to modified clauses 4 and 5 (b). Hence the applicant is entitled to get the renewal of this permit. Hence renewal of permit in respect of stage carriage KL61E3987 on the route Chavara- Adoor is **Granted**.

3. Perused the concurrence received from the Regional Transport Authority. Pathanamthitta 04/10/2021

ITEM NO :110

1. Heard the learned counsel appeared for the applicant. This is an application for Transfer of permit of vehicle (on the death of permit holder) and Transfer of ownership (in the name of legal heir) in respect of Stage carriage **KL-02-BN-9854** operating on the route **Kollam Civil Station – Thanni Temple**. Hence transfer of permit **Granted** in the name of legal heiress Smt. Mary from the name of the deceased permit holder Sri.Dickson Julian.

2. Condoned the delay in submitting the application for renewal of permit on time by the legal heiress Smt. Mary. Hence renewal of permit **Granted** in respect of the stage carriage KL-02-BN-9854 on the route Kollam Civil Station – Thanni Temple for a period of five years as ordinary service.

ITEM NO :111

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AE-5075** on the route **Chavara – Elampalloor** is **Granted** from the name of Sri.Santhosh Kumar J to the name of Sri. Sujeevan R G.

ITEM NO :112

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AE-5787** on the route **Kundara Hospital to Mandro Thuruthu** is **Granted** from the name of Sri. Radhakrishna Pillai to the name of Sri. Johnson N.

ITEM NO :113

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AF-7477** on the route **Nedumoncavu - Kottarakkara** is **Granted** from the name of Sri. Anzar A T to the name of Sri. Charly A T.

ITEM NO :114

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-BU-7453** on the route **Kattilmekkathil Devi Temple - Karikodu** is **Granted** from the name of Sri.Dr.T.Gopalakrishnan to the name of Smt. B Lekha.

ITEM NO :115

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-R-5220** on the route **Dalavapuram - Elampalloor** is **Granted** from the name of Sri.Salim MK to the name of Sri. Pavithran.

ITEM NO :116

Heard the learned counsel appeared for the applicants. This is an application for transfer of regular permit in respect to stage carriage **KL-02-T-5005** on the route **Kottarakkara - Oyoor** from the name of Smt. Remani Amma , Puthiya Veedu, Vadakode, Kura P O, Kottarakkara Kollam Dist 691531 to the name of Sri. Dileepan Kunjiraman, The Managing Director, Rithi's Upasana Venture Pvt Lmt, BuildingNo.5/92, Upasana , Chethadi Melila PO, Chengamanadu Jn, Kollam – 691577. Before this RTA four such transfer of permit applications (Item No 116,123,148.150) is pending for consideration. And Item No 164 this authority is considering the discrepancy of granting reserve permit to the transferee.

Hence **Adjourned** with the direction Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :117

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-W-6732** on the route **Madathara - Anchal** is **Granted** from the name of Sri. Rajesh to the name of Smt. Smitha H V.

ITEM NO :118

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-05-T-5113** on the route **Kollam Cutchery - Kottiyam** is **Granted** from the name of Sri. Shajahan Shaji to the name of Sri. Akhil V Vinayak.

ITEM NO :119

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-05-T-6399** on the route **Anchal - Madathara** is **Granted** from the name of Sri.Vimal Raj V to the name of Sri.Shiju P.

ITEM NO :120

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-14-G-6577** on the route **Nilamel – Madathara** is **Granted** from the name of Sri.Faizal to the name of Sri.Muhammed Rashid.

ITEM NO :121

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-17-E-7377** on the route **Pozhikkara Temple - Kollam** is **Granted** from the name of Smt. Pinky Sadasivan to the name of Sri. Gopakumar.

ITEM NO :122

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-24-F-5565 (Old No- KL 35 A 1566)** on the route **Andamukkam- Bharanikavu** is **Granted** from the name of Sri.Satheesh Kumar S to the name of Sri. Ajeesh P.

ITEM NO :123

Heard the learned counsel appeared for the applicants. This is an application for transfer of regular permit in respect to stage carriage **KL-24-G-7292** on the route **Oyoor - Thazhathukulakkada** from the name of Sri. Harikumar C, Puthiya Veedu, Vadakode, Kura P O, Kottarakkara ,Kollam Dist 691531 to the name of Sri. Dileepan Kunjiraman, The Managing Director, Rithi's Upasana Venture Pvt Lmt, BuildingNo.5/92, Upasana , Chethadi Melila PO, Chengamanadu Jn, Kollam – 691577. Before this RTA four such transfer of permit applications (Item No 116,123,148.150) is pending for consideration. And Item No 164 this authority is considering the discrepancy of granting reserve permit to the transferee.

Hence **Adjourned** with the direction Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :124

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-32-6142** on the route **Paripally – Kallara** is **Granted** from the name of Smt.Geetha Thilakom to the name of Sri.Shamnad U.

ITEM NO :125

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-33-6756** on the route **Manaluvettom - Kollam** is **Granted** from the name of Sri.Sidhikhin Akber A to the name of Smt.Shameena J.

ITEM NO :126

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-44-D-5762** on the route **Kollam - Bharanikkavu** is **Granted** from the name of Sri.Anil Kumar K to the name of Smt.Nithya S.

ITEM NO :127

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-45-A-7222** on the route **Eravipuram - Chavara** is **Granted** from the name of Sri.Ajith R to the name of Smt.Priya Lalen.

ITEM NO :128

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-03-P-8884** on the route **Nellettil - Kollam Civil Station** is **Granted** from the name of Sri. R.Giri to the name of Sri.Ginilal R.

ITEM NO :129

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-05-AP-9023** on the route **Maruthady - Elampalloor** is **Granted** from the name of Sri. R.Sasidharan to the name of Smt.Shimla.S.

ITEM NO :130

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-05-U-9536** on the route **Chenkulam - Kadakkal** is **Granted** from the name of Sri.Nassar M B to the name of Sri.Joseph Rajan.

ITEM NO :131

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-05-X-7551** on the route **Kollam - Odanavattom** is **Granted** from the name of Sri.Suresh R to the name of Sri.Sreejith M S.

ITEM NO :132

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-17-C-9297** on the route **Pandalam - Karunagappally H S** is **Granted** from the name of Sri.Sajin Shaji to the name of Sri.Akshay.S.

ITEM NO :133

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-24-W-8605** on the route **Kottarakkara - Kollam H S** is **Granted** from the name of Sri.Prakash to the name of Sri.Aliyarukutty.

ITEM NO :134

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-31-9252** on the route **Kundara Hospital Junction - Kollam Andamukkam H S** is **Granted** from the name of Sri.Shareef khan to the name of Sri.Aliyarukutty.

ITEM NO :135

(Repeated Item- Transfer of Regular Permit & Variation of permit condition in respect of the Stage Carriage **KL-35-8214** is included as **Item No: 82** of this RTA and the decision is taken by this authority on this matter)

ITEM NO :136

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-16-G-0100** on the route **Nilamel – Madathara** is **Granted** from the name of Smt. Sameena S to the name of Sri. Nizam M.

ITEM NO :137

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-34-0513** on the route **Chavara - Asramam** is **Granted** from the name of Sri. Radhakrishna Pillai C to the name of Sri. Renjith Raveendran.

ITEM NO :138

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-37-2207** on the route **Kollam - Pathanamthitta** is **Granted** from the name of Sri. Unnikrishnan to the name of Sri. Arun R.

ITEM NO :139

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL 38 B 1472** on the route **Karumancode - Parippally** is **Granted** from the name of Sri. Vijayakumar G, Vidya Bhavan, Puthukonam, Kadakkal PO, Kollam Dist-691536 (The deceased permit holder) to the name of Smt.Geetha P S, Vidya Bhavan, Puthukonam, Kadakkal PO, Kollam Dist-691536 (Wife of deceased permit holder).

On perusing the file it is found that the permit holder Sri. Vijayakumar was expired on 09/08/2021 and this matter was informed by Smt.Geetha P S (Wife of deceased permit holder) on 11/12/2023, ie two years after the death of the permit holder, and the application for transfer of permit was seen submitted on 13/02/2024 only. And a complaint has been raised by en-route operator before this authority stating that the stage carriage along with permit has been sold before 15 years by the permit holder and the transfer of permit has not been effected. In this circumstances, Since the person succeeding to the possession of the vehicle covered by the permit was failed to submit the transfer of permit application in time as per section 82(2) of MV Act and also on account of the complaint, The transfer of permit application **Adjourned** with the direction to the Secretary RTA to submit a detailed enquiry report on this matter and place before next RTA.

ITEM NO :140

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-01-BP-2214** on the route **Punalur - Kadakkal** is **Granted** from the name of Sri.Sainudeen to the name of Sri. Muhammed Salman S.

ITEM NO :141

The applicants are absent, hence the transfer of permit in respect of the stage carriage **KL-02-AB-0540** on the route **Kundara Mukkada – Mundro Island** is **Adjourned**.

ITEM NO :142

Heard the learned counsel appeared for the applicant. This is an application for Transfer of permit of vehicle (on the death of permit holder) and Transfer of ownership (in the name of legal heir) in respect of Stage carriage **KL-02-AC-2008** operating on the route **Kottiyam – Kollam Cutchery**. Since the applicant has submitted the application for the transfer of regular permit within the time stipulated in section 82(2) of Motor Vehicles Act 1988, transfer of permit **Granted** in the name of legal heir Sri.Shile from the name of the deceased permit holder Sri.Sivapalan.

ITEM NO :143

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-03-L-0465** on the route **Dalavapuram Ferry - Kottiyam** is **Granted** from the name of Sri. Viswanathan Pillai S to the name of Sri. Pradeep G.

ITEM NO :144

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-04-V-4050** on the route **Kottarakkara PBS - Andamukkam** is **Granted** from the name of Sri. Prakash B to the name of Sri. Aliyarukutty.M.

ITEM NO :145

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL 05 R 4406** on the route **Azhanthakuzhy - Anchal** is **Granted** from the name of Sri.Sajeer to the name of Sri.Sajid S.S.

ITEM NO :146

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL 05 V 2963** on the route **Kadakkal - Paripally** is **Granted** from the name of Smt. Geethathilakam.J.V to the name of Smt. Najiya A.

ITEM NO :147

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-07-BD-3408** on the route **Chirakkara Temple - Puthoor** is **Granted** from the name of Sri.Gopalakrishna Kurup to the name of Sri.Lijin V.R.

ITEM NO :148

Heard the learned counsel appeared for the applicants. This is an application for transfer of regular permit in respect to stage carriage **KL-24-A-2727** on the route **Kottarakkara PBS - Oyoor** from the name of Sri. Harikumar.C, Puthiya Veedu, Vadakode, Kura P O, Kottarakkara Kollam Dist 691531 to the name of Sri. Dileepan Kunjiraman, The Managing Director, Rithi's Upasana Venture Pvt Lmt, BuildingNo.5/92, Upasana , Chethadi Melila PO, Chengamanadu Jn, Kollam - 691577. Before this RTA four such transfer of permit applications (Item No 116,123,148.150) is pending for consideration. And Item No 164 this authority is considering the discrepancy of granting reserve permit to the transferee.

Hence **Adjourned** with the direction Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :149

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL 24 A 2842** on the route **Kallara - Anchal Kurisinmood** is **Granted** from the name of Smt. Ajitha Kumary (Possessor) to the name of Sri.Akhil M.S.

ITEM NO :150

Heard the learned counsel appeared for the applicants. This is an application for transfer of regular permit in respect to stage carriage **KL-24-B-3333** on the route **Kottarakkara - Oyoor** from the name of Sri. Harikumar.C, Puthiya Veedu, Vadakode, Kura P O, Kottarakkara, Kollam Dist - 691531 to the name of Sri. Dileepan Kunjiraman, The Managing Director, Rithi's Upasana Venture Pvt Lmt, BuildingNo.5/92, Upasana , Chethadi Melila PO, Chengamanadu Jn, Kollam - 691577. Before this RTA four such transfer of permit applications (Item No 116,123,148.150) is pending for consideration. And Item No 164 this authority is considering the discrepancy of granting reserve permit to the transferee.

Hence **Adjourned** with the direction Secretary RTA to submit a report whether this applicant is liable to maintain reserve bus as per Rule 182 of Kerala Motor Vehicles Rules 1989.

ITEM NO :151

Heard the learned counsel appeared for the applicant. This is an application for Transfer of permit of vehicle (on the death of permit holder) and Transfer of ownership (in the name of legal heir) in respect of Stage carriage **KL-34-A-3474** operating on the route **Avaneeswaram – Paripally**. Since the applicant has submitted the application for the transfer of regular permit within the time stipulated in section 82(2) of Motor Vehicles Act 1988, transfer of permit **Granted** in the name of legal heir Sri.Aneesh Kumar.M from the name of the deceased permit holder Sri. Manoharan B.

ITEM NO :152

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-56-A-2025** on the route **Chavara- Kottiyam** is **Granted** from the name of Smt. Pinky Sadasivan to the name of Sri. Sibin V.

ITEM NO :153

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-61-B-0505** on the route **Kollam – Bharanikavu** is **Granted** from the name of Sri. Shihabudeen A to the name of Sri. Abdulla H Naushad.

ITEM NO :154

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-63-A-1012** on the route **Kottarakkara PBS - Kollam** is **Granted** from the name of Sri. Asharaf to the name of Sri. Aliyarukutty.

ITEM NO :155

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-23-4438** on the route **Elampalloor – Anchalummoodu** is **Granted** from the name of Sri. Radhakrishna Pillai C to the name of Sri.Anand.B.

ITEM NO :156

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-26-4564** on the route **Pathanapuram - Ochira** is **Granted** from the name of Sri. N Rameshan to the name of Sri. Soju John.

ITEM NO :157

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-34-3425** on the route **Parippally ESI Medical College - Madathara** is **Granted** from the name of Sri. Shamjad to the name of Sri.Lijin V.R.

ITEM NO :158

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-44-2545** on the route **Madathara - Anchal RO junction** is **Granted** from the name of Sri. Nizamudeen N to the name of Sri. Vipin S.

ITEM NO :159

Heard the learned counsel appeared for the applicants. This is an application submitted by Sri. Shajikuttan to change the address on the fresh regular permit granted by this Authority, dated 15/02/2023 vide Item No.3 on the route **Bharanikavu - Bharanikavu** subject to settlement of timings, and production of proof of address as per Central Motor Vehicles Rule 4.

As per the enquiry conducted by Secretary RTA it was revealed that there was no such address exist at present and also the applicant is not residing in this address from 06/08/2014, as mentioned in the fresh permit application. Later on 07/09/2023 the applicant Sri. Shajikuttan submitted the proof of his new address with Aadhar No 3733-7332-7799 with address Devikripa, Kidangayam Naduvil, Patharam P O, Sooranadu South, Kollam-690522.

This authority also observed that pursuant to the direction issued by the Hon'ble High Court of Kerala timing conference was conducted on 09.08.2023 and timing was settled in compliance to the direction issued by the Hon'ble High Court of Kerala vide judgment dated 04/08/2023 in WP(C) No 17530 and 8338 of 2023.

The learned counsel appeared on behalf of the applicant explained the circumstances of changing the address of the applicant and requested to issue the granted permit in his new address as mentioned in his aadhar card with the settled timings.

This authority convinced that the applicant Sri. Shajikuttan has submitted the fresh permit application by misrepresenting his address, at the time of submission of the application. But owing to the facts, that this Authority has already granted the regular permit (subject to conditions) and consequently the timings were settled and the new address proof is produced as per Central Motor Vehicles Rule 4. Hence this Authority is of the view that the issuance of regular permit is pending for want of address proof as per Central Motor Vehicles Rule 4. In the above circumstances and facts, taking a lenient view in this matter by this authority, the issuance of granted regular permit is **allowed** in his new address with the settled timings subject to the conditions that the applicant Sri. Shajikuttan has to submit a new application with prescribed fee along with the remittance of a fine of Rs 20000/- (rupees twenty thousand only).

ITEM NO :160

This is an application for grant of temporary permit in respect of stage carriage **KL-05-X-5000** in the surrender vacancy of **KL-06-C-7035** on the route **Kottiyam - Ayoor** via Ithikkara, Oyoor, Karinganoor, Attoorkonam, Motorkunnu, Cheryavellanallor under section 87 (1) (C) of Motor Vehicles Act 1988.

The stage carriage KL-06-C-7035 was operating on the above route on the strength of regular permit which was valid from 04/03/2008 to 03/07/2013 and it was surrendered by permit holder on 24/08/2013. This was an intra district route having a route length of 26 Kms. The route portion from Kottiyam to Ithikkara having a distance of 2.5 Kms overlaps on the notified route Trivandrum - Palakkad and Trivandrum - Kannur vide GO(P)No-13/2023/Trans dated 03/05/2023. The total overlapping distance on the notified route is 2.5 Kms, which is 9.61 % of the total route length of 26 Kms. The maximum permissible overlapping on the supplementary scheme will be 5 Kms or 5% of the length of there on routes, whichever is less on the notified route for the purpose of intersection. In this case more than 9.61% of the route overlaps on the various notified route as cited above. So the grant of this permit is not allowable as per GO(P)No-13/2023/Trans dated 03/05/2023 and no permit can be granted on this route in violation of existing Government orders.

As per the enquiry report it is found that the route portion from Kottiyam to Ithikkara is a notified route saturated by number of private stage carriages and KSRTC. The route portion from Ithikkara to Oyoor is also well served by other stage carriages and the route portion from Cheryavelinalloor to Karingannoor is also served with stage carriages services. Moreover as per the enquiry report of the field officer, by considering the frequency of other services on the overall route length, there is no urgent necessity exists to meet a particular temporary need under section 87 (1) (c) of MV Act 1988 on the route Kottiyam - Ayoor.

Hon'ble High Court of Kerala in Mohanan vs RTA -2000- KHC 390: 2000 (2) KLT 485: 2000 (1) KL 819 observed that temporary need is a sine qua non for granting temporary permit.

In MPSRTC, Bhopal vs RTA Sagar AIR 1974 MP 22 it was observed that each time the authority in granting temporary permit must determine itself about the existence of a particular temporary need objectively.

This authority judiciously examined all the matters discussed above and found that there is no temporary need exists under section 87 (1) (c) of Motor Vehicles Act 1988 to authorise to grant this temporary permit on this route, and also the overlapping distance on the notified routes is exceeding the permissible limit. Hence the application for grant of temporary permit in respect of stage carriage KL-05-X-5000 on the route Kottiyam - Ayoor under section 87 (1) (c) of MV Act 1988 is **Rejected**.

ITEM NO :161

This is an application for the grant of temporary permit in respect of the stage carriage **KL-02-BT-9268** on the route **Paripally - Thirumukku** via ESI Medical College, Block Maram mukku, Chirakkara Temple, Kothery ,Uliyanad and Pallimukku in the surrender vacancy of **KL-16-D-6111** Under Section 87(1)C of Motor Vehicles Act 1988.

The stage carriage KL-16-D-6111 was operating on the above route on the strength of regular permit which was valid from 18/12/2019 to 17/12/2024 and it was surrendered by permit holder on 20/12/2021. This was an intra district route having a route length of 14.5 Kms. As per the enquiry report it is found that the route portion from Parippally- Meenambalam having a distance of 3.5 Kms is well served by other private stage carriages and KSRTC and the frequency of services is below 10 minutes. The route portion from Meenambalam- MLA Mukku having a distance of 7 Kms is well served by other private stage carriages and the frequency of services is below 20 minutes. The route portion from MLA Mukku – Thirumukku having a distance of 4 Kms is well served by other private stage carriages and the frequency of services is below 10 minutes. The vacancy time of surrendered route is not fully vacant because the vacant time at different sectors were taken by other vehicles through different time meetings. Moreover as per the enquiry report of the field officer, by considering the frequency of other services on the overall route length, there is no urgent necessity exists to meet a particular temporary need under section 87(1) (c) of MV Act 1988 on the route Paripally-Thirumukku.

Hon'ble High Court of Kerala in Mohanan vs RTA -2000- KHC 390: 2000 (2) KLT 485: 2000 (1) KL 819 observed that temporary need is a sine qua non for granting temporary permit.

In MPSRTC, Bhopal vs RTA Sagar AIR 1974 MP 22 it was observed that each time the authority in granting temporary permit must determine itself about the existence of a particular temporary need objectively.

This authority judiciously examined all the matters discussed above and found that there is no temporary need exists under section 87 (1) (c) of Motor Vehicles Act 1988 to authorise to grant this temporary permit on this route. Hence the application for grant of temporary permit in respect of stage carriage KL-02-BT-9268 on the route Parippally - Thirumukku under section 87 (1) (c) of MV Act 1988 is **Rejected**.

ITEM NO :162

This is an application for the grant of temporary permit in respect of the stage carriage **KL-06-C-7035** on the route **Chavara - Bharanikkavu** via Kottamkulangara, Kottukadu in the surrender vacancy of **KL-23-K-5072** Under Section 87(1) (C) of Motor Vehicles Act 1988.

The stage carriage KL-23-K-5072 was operating on the above route on the strength of regular permit which was valid from 24/09/2019 to 23/09/2024 and it was surrendered by permit holder on 19/11/2023. This was an intra district route having a route length of 20.7 Kms. The route portion Chavara - Kottamkulangara 0.5 Kms overlaps on the notified route Trivandrum - Palakkad and Trivandrum - Kannur vide GO(P)No. 13/2023 trans dated 03/05/2023. As per the enquiry report it is found that the route portion from Chavara to Bharanikkavu having a distance of 20.7 Kms is well served by other private stage carriages and KSRTC and the frequency of services is less than 15 minutes. Moreover as per the enquiry report of the field officer, by considering the frequency of other services on the overall route length, there is no urgent necessity exists to meet a particular temporary need under section 87(1) (c) of MV Act 1988 on the route Chavara - Bharanikkavu.

Hon'ble High Court of Kerala in Mohanan vs RTA -2000- KHC 390: 2000 (2) KLT 485: 2000 (1) KL 819 observed that temporary need is a sine qua non for granting temporary permit.

In MPSRTC, Bhopal vs RTA Sagar AIR 1974 MP 22 it was observed that each time the authority in granting temporary permit must determine itself about the existence of a particular temporary need objectively.

This authority judiciously examined all the matters discussed above and found that there is no temporary need exists under section 87 (1) (c) of Motor Vehicles Act 1988 to authorise to grant this temporary permit on this route. Hence the application for grant of temporary permit in respect of stage carriage KL-06-C-7035 on the route Chavara - Bharanikkavu under section 87 (1) (c) of MV Act 1988 is **Rejected**.

ITEM NO :163

This is a complaint filed by Sri.Lowrence Babu, General Secretary, Quilon District Private Bus Operators Association, Kollam with respect to the transfer of permit of the stage carriage **KL-06-C-9627 (Replaced by stage carriage KL-16-D-7025)** on the route **Thanni Temple - Kadakkode Market Jn** (decision of RTA held on 15.02.2023 in item No.181).

The stage carriage KL-06-C-9627 which was stands registered in the name of Sri. Radhakrishnan S, Koottilveedu, Kanjavelly P O Thrikkaruva, Kollam which was leased by Sri.Suresh, Alavatta Thekkathil, Mathilil P O, Kollam for conducting service on the route Thanni Temple-Kadakkode Market Jn w.e.f 29/07/2019. Considering the application for transfer of permit on, 15/02/2023 this Authority granted the transfer of permit from the name of Sri.Suresh S to the name of Sri.Kannan.N, and the same was issued after effecting the transfer of ownership of the stage carriage KL-06-C-9627 from Sri. Radhakrishnan to Sri.Kannan.N. Later this stage carriage is replaced by another stage carriage KL-16-D-7025 to operate on the route Thanni Temple - Kadakkode Market Jn.

On 24.07.2023, Sri.Lowrence Babu, General Secretary, Quilon District Private Bus Operators Association, Kollam filed a complaint against the transfer of permit in respect of stage carriage KL-06-C-9627 on the route Thanni Temple-Kadakkode Market Jn, stating that the registered owner of the vehicle KL-06-C-9627, Radhakrishnan (Lessor) was expired and the application form No: 29 and 30 was signed by Sri. Suresh (Lessee) instead of Sri.Radhakrishnan (deceased person) for effecting the transfer of ownership of the vehicle KL-06-C-9627.

An enquiry was conducted on the basis of complaint filed by Sri.Lowrence Babu, and as per the report of the enquiry officer, the registered owner of the Stage Carriage KL-06-C-9627 Radhakrishnan was expired on 15.09.2021 and the ownership of the vehicle KL-06-C-9627 was in the name of Radhakrishnan till 02.06.2023.

Smt.Leena (wife of Late.Radhakrishnan) appeared before the Secretary RTA on 13.02.2024 and stated that the stage carriage KL-06-C-9627 owned by her husband was leased to Sri.Suresh for conducting service on the route Thanni Temple-Kadakkode Market Junction. Later on the proposal for transfer of permit from Sri.Suresh to Sri.Kannan, her husband Late Radhakrishnan was also agreed to transfer the ownership of the vehicle KL-06-C-9627 in the name of Sri.Kannan subject to the grant of transfer of permit, but later her husband Radhakrishnan was expired on 15.09.2021. Also stated that even though Radhakrishnan had received the sale amount of vehicle before his death, he has not signed the form 29 and 30, since the transfer of permit was not granted. Since the vehicle is under the possession and control of Sri.Kannan,

the legal heirs of Radhakrishnan not effected the transfer of ownership of the vehicle after the demise of Radhakrishnan and also stated that the transfer of ownership of vehicle KL-06-C-9627 was effected in the name of Kannan by possessor Suresh with the consent of all legal heirs of Radhakrishnan.

Sri.Suresh, the transferor of permit appeared before the Secretary RTA on 16.02.2024 and stated that the vehicle KL-06-C-9627 was under his possession from 29.07.2019 under lease agreement .Later on the proposal of the transfer of permit from Sri.Suresh to Sri.Kannan, Sri. Radhakrishnan was also decided to transfer the leased vehicle to Sri.Kannan subject to the grant of transfer of permit. And also he has stated that he has handed over the sale amount to Radhakrishnan before his death, but he has not signed the form 29 and form 30. Suresh also stated that after the grant of transfer of permit, as the possessor of the vehicle he has signed form 29 and 30 for effecting the transfer of vehicle in the name of Sri.Kannan with the consent of the legal heirs of Late Radhakrishnan.

From the above it is clear that the registered owner of the vehicle KL-06-C-9627 was expired on 15.09.2021.The person succeeding to the possession of the vehicle KL-06-C-9627 has not informed the registering authority of the occurrence of the death of the owner and of his own intention to use the vehicle. The person succeeding to the possession of the vehicle has not transferred the ownership on the death of the owner, instead the lessee Sri.Suresh transferred the vehicle with the consent of all legal heirs of Late Radhakrishnan.

On perusing the file and hearing Sri.Suresh, Sri.Kannan and legal heirs of Late Sri. Radhakrishnan this Authority convinced that the transfer of ownership of the stage carriage KL-06-C-9627 was effected in the name of Sri. Kannan from the name of the deceased Radhakrishnan by Sri. Suresh as the possessor of the vehicle on the basis of lease agreement. Hence this Authority is convinced that there was a deliberate attempt by the transferor and transferee for effecting the transfer of ownership of the stage carriage KL-06-C-9627 which was operating in the route Thanni Temple - Kadakkode Market Jn by misrepresentation of facts.

Considering the above material facts and evidences this Authority convinced that the transfer of permit which was granted by this authority on 15/02/2023 is acquired by Sri. Kannan from Sri. Suresh by misrepresenting the fact that the registered owner of the route bus has expired at the time of effecting the transfer of ownership of the stage carriage KL-06-C-9627. This deliberate action warranted to initiate action under section 86 of Motor Vehicles Act 1988. Hence the Regular Permit of stage carriage KL-06-C-9627 (Replaced by stage carriage KL-16-D-7025) is **suspended for a period of Ten days** from the next day onwards after the deliverance of this order. The permit holder is directed to furnish the place of garage of the stage carriage KL-16-D-7025

during the period of suspension. Secretary RTA is directed to watch the service of the vehicle for the compliance of the above order and to ensure that the transfer of ownership of the vehicle KL-06-C-9627 is to be rectified in compliance with section 50(2) of Motor Vehicles Act 1988 read with rule 56 of Central Motor Vehicle Rule 1989.

ITEM NO :164

Ractified the discrepancy in grant of reserve permit in respect of stage carriage **KL33A1407**. The Secretary is directed to terminate the following stage carriages from the reserve permit granted in Item No 120 by the Regional Transport Authority, Kollam dated 19/07/2023.

1. KL-02-BR-9480 - Chenkulam – Anakuzhy.
2. KL-07-BN-2901 - Ambalamkunnu - Pulimoodu
3. KL-01-AW-7890 - Punalur – Achenkovil

ITEM NO :165

This matter is for initiating the action against the frequent violation of the conditions of the permit by the permit holder of the Contract Carriage **KL-39-B-4445** in accordance with the decision of this Authority dated 19/07/2023 vide Item No S- 01.

This vehicle KL-39-B-4445 is covered by a regular contact carriage permit valid up to 20/02/2028 issued by SRTTO Pathanapuram. Due to the frequent violations of the permit conditions the RTA held on 19/07/2023 decided as follows “The matter related to the cancellation of permit under section 86 of motor vehicles Act 1988 in respect of the contract carriage KL-39-B-4445 for conducting illegal stage carriage services without valid stage carriage permit. On the day of meeting permit holder or his representatives not attended or submitted any objection or any reasons of this activity. Hence this authority provisionally decided to cancel the permit No KL2023-CC-3672B issued to Sri. Manojkumar G under section 86(1)(b). Secretary RTA is directed to intimate this decision to Sri. Manojkumar G seeking objection if any to be filed within 15 days from the date of receipt of this decision. Place the item before next RTA.

The above decision was communicated to the permit holder on 18/05/2023 and no explanation in this regard has been received so far. Hence this Authority reconsidered this matter and on perusal the concerned file it is found that the permit holder is again repeating the same offense by violating the permit conditions. Considering the above material facts and evidences this Authority convinced that the permit holder is a frequent offender by violating permit conditions and warranting action under Section 86 of Motor Vehicles Act 1988.

In this circumstances it is decided **to suspend** the contract carriage permit of the vehicle KL-39-B-4445 covered by Permit No KL2023-CC-3672B for a **period of One year** as per Section 86 of Motor Vehicles Act 1988. In lieu of

suspension as per Section 86(5) of Motor Vehicles Act 1988, the permit holder is at liberty to compound the offenses relating to violation of permit conditions within one month from the date of receipt of this order.

ITEM NO :166

Heard the counsel for the notice holder Smt. Shanifa. This matter is for initiating the action against the permit holder for the default of regular service on the route **Kadakkal – Vilakkupara** Via Ayoor, Anchal, Chadayamangalam in respect of the stage carriage **KL-02-AB-8998** having regular permit valid up to 27/11/2025.

On perusing the file it is found that, the stage carriage KL-02-AB-8998 is having regular permit on the route Kadakkal - Vilakkupara Via Ayoor, Anchal and Chadayamangalam as ordinary service for a period of five years valid from 28.11.2020 to 27.11.2025. From 18.03.2021 the stage carriage KL-02-AB-8998 which was covered by the regular permit was not conducting service on the above route, instead substitute permit was granted to different stage carriages on the route from 18.03.2021 to till date to the default of service of the vehicle.

Since the permit holder has failed to conduct the service during the period of currency of the permit. On 05.10.2023, a notice has been sent to the permit holder Smt. Shanifa as per rule 152 of Kerala Motor Vehicle Rule 1989. In reply to this notice, the permit holder Smt. Shanifa appeared before the Secretary on 08/11/2023 and informed that the route bus will resume service after settling the dispute with the financier within two weeks. But the route bus was not resumed the service on the route. In the continued circumstances of the default of service of the route bus during the currency of the permit, on 09/01/2024 another notice was sent to the permit holder and reply to the notice, the permit holder again appeared before the Secretary RTA on 29/01/2024 and informed that the route bus will resume service within two weeks. But the permit holder Smt. Shanifa has not resumed the service of the stage carriage on the route Kadakkal-Vilakkupara till date.

Way back on 05.05.2023, the permit holder Smt. Shanifa intimated that the financier (Indusind Bank, Kochi) of the vehicle has taken possession of the route bus owing to the default of the repayment of finance. In these circumstances hence the authority is of good conviction that the default of service of the stage carriage KL-02-AB-8998 on the route Kadakkal – Vilakkupara is due to the non possession of the vehicle by the permit holder. Considering the above material facts and evidences this Authority convinced that action under Section 86(1)(c) of Motor Vehicles Act 1988 and Rule 152 of Kerala Motor Vehicles Rules 1989. Hence the regular Permit No KL22/14/1995 in respect of the stage carriage KL-02-AB-8998 on the route Kadakkal – Vilakkupara Via Ayoor, Anchal, Chadayamangalam is **Cancelled** as per

Section 86(1)(c) of Motor Vehicles Act 1988 and Rule 152 of Kerala Motor Vehicles Rules 1989.

ITEM NO :167

Surrender of permit **accepted** in respect of the Stage Carriage **KL-02-V-7029** operating on the route **Elampalloor- Kottiyam** via Kovilmukku, Kurisady, Kanyamkuzhi, Kalluvettamkuzhi, Mughathala covered by regular permit valid up to 26.08.2027.

ITEM NO :168

Surrender of permit accepted in respect of the Stage Carriage **KL-07-AU-7173** operating on the route **Azheekal-Karunagapally** via Parayakadavu, Cheriyaazheekal, and Panickarkadavu covered by regular permit valid up to 27/07/2025.

ITEM NO :169

Surrender of permit accepted in respect of the Stage Carriage **KL-02-R-1771** operating on the route **Anakulam – Odanavattam** Via Anchal, Thadicadu, Valakam, Ummannoor and Vappala covered by regular permit valid up to 31/07/2022.

ITEM NO :170

Surrender of permit accepted in respect of the Stage Carriage **KL-03-L-1172** operating on the route **Parippally- Paravoor** Via ESI Medical College, Meenambalam and Puthenkulam covered by regular permit valid up to 10/08/2028.

ITEM NO :171

This Authority ratified the action taken by Secretary, Regional Transport Authority, Kollam under the delegated powers.

ITEM NO :172

The Secretary RTA, Kollam is here by directed to conduct timing conference only after the production of the current records of the granted permits within the stipulated time. The Secretary RTA, Kollam is permitted to conduct timing conferences for the issuance of granted temporary permits without considering the seniority with granted regular permit, since the temporary permits are granted to meet an urgent temporary need.

ITEM NO :173

Next meeting of the Regional Transport Authority is fixed on 09/10/2024.

ITEM NO S :1

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Paravoor- Kadakkal**. Regional Transport Authority Attingal (Trivandrum Rural) granted the prior concurrence of that Authority for the grant of regular permit. Hence fresh regular permit **Granted** subject to settlement of timings.

ITEM NO S :2

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Sasthamcottah – Ochira**. As per the proposed timings all the trips are not touching the Termini Ochira on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Karunagappally and Sasthamcottah only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the Termini Ochira.

ITEM NO S :3

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Valakom – Aanakoodu Temple**. The portion of the route from Anchal RO Jn to Kulathupuzha a distance of 18.4 Kms overlaps on the partial exclusion scheme of Kayamkulam–Punalur and Kayamkulam– Kulathupuzha vide G.O.MS 156/67/PW dated 27/07/1967. On the partial exclusion scheme only 24 operators described in the Appendix-B attached to this notification is allowed to operate on this scheme. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government for seeking clarification for granting regular permits on this route in order to ensure efficient and adequate public transportation facilities.

ITEM NO S :4

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Ayoor – Oil Farm**. As per the proposed timings all the trips are not touching the Termini Oil farm Junction on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Ayoor and Kadakkal only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the Termini Oil Farm.

ITEM NO S :5

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Chavara- Bharanikavu**. Hence regular permit **Granted** subject to settlement of timings and compliance of Rule 182 of Kerala Motor Vehicle Rule 1989.

ITEM NO S :6

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Neendakara – Malanada** as ordinary service for a period of five years, and hence the fresh regular permit on the route Neendakara – Malanada is **Granted** subject to settlement of timings.

ITEM NO S :7

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Meeyannoor- Odanavattam**. En-route operators raised strong objection that on the proposed route one of the termini is Kundara Mukkada where taking of U-turn is not possible due to lack of sufficient space. In this circumstances in order to start the next trip from Kundara Mukkada the stage carriage has to operate from the Elamapalloor Temple junction located in the notified route Kollam - Pamba. Hence **Adjourned** with the direction Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by objectionably exceeds the permissible limit on the notified route along with the exact overlapping distance.

ITEM NO S :8

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Kottiyam- Anchalummoodu**. As per the proposed timings all the trips are not touching the Termini Achalamoodu on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Kottiyam and Keralapuram only. Hence **Adjourned** with the direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Achalamoodu.

ITEM NO S :9

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the route **Pozhikkara – Erattil**. This is an inter district route, the portion of the route from Kizhakkanelar to Erattil for a distance of 9 Kms lies in the jurisdiction of RTA Attingal (Trivandrum Rural). As per the proposed timings all the trips are not touching the Termini Pozhikkara on the proposed route. Hence it is evident that the intention of the applicant is to conduct service between Erattil and Parippally only. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Attingal (Trivandrum Rural) along with the direction to the applicant to submit a fresh set of timings which touches all the trips on the termini Pozhikkara.

ITEM NO S :10

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Koodal – Pathanapuram Hospital Junction**. The portion of the route from Mangoodu High School Junction to Koodal for a distance of 12.4 Kms is in Pathanamthitta district. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Pathanamthitta.

ITEM NO S :11

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Azeezia Medical College – Adoor PBS**. This is an inter district route in which the route portion from Adoor PBS Junction to New Bridge for a distance of 10.8 Kms lies in Pathanamthitta district. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. KSRTC also objected that the route portion from Nedumparambu to Kallukadavu PBS for a distance of 1 Kms overlaps on the partial exclusion scheme of Kayamkulam – Punalur and Kayamkulam – Kulathupuzha vide G.O.MS.156/67/PW dated 27/07/1967. Hence **Adjourned** with direction to the Secretary RTA to seek concurrence from RTA, Pathanamthitta and also to submit detailed report regarding the probability of conducting service through the partial exclusion scheme and the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO S :12

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Ayoor – Kottarakkara**. KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for stage carriages. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO S :13

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Madathara – Kallara**. This is an inter district route, the portion of the route from Bhajanamadam to Kallara for a distance of 8 Kms lies in the jurisdiction of RTA Attingal (Trivandrum Rural). Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Attingal (Trivandrum Rural).

ITEM NO S :14

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Madathara – Kallara**. This is an inter district route, the portion of the route from Bhajanamadam to Kallara for a distance of 8 Kms lies in the jurisdiction of RTA Attingal (Trivandrum Rural). Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Attingal (Trivandrum Rural).

ITEM NO S :15

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the inter district route **Paravoor – Parippally**. This is an inter district route, in which the portion of the route from Thonippara to Hariharapuram for a distance of 3.5 Kms and from Kizhakkepuram to Neerotty Junction for a distance of 3.5 Kms lies in the jurisdiction of RTA Attingal (Trivandrum Rural). Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA Attingal (Trivandrum Rural).

ITEM NO S :16

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the intra district route **Anchal – Valakom** KSRTC strongly raised the objection regarding the overlapping distance at the termini Valakom which lies on the notified route Trivandrum-Thekkady(via) Changanassey, stating that taking U-turn is not possible at Valakom Junction due to lack of sufficient space. In the circumstances the enquiry report of the field officer is not specific regarding the route and overlapping distance. Hence **Adjourned** with the direction to the Secretary RTA to submit detailed route enquiry report with overlapping distance and place before next RTA.

ITEM NO S :17

Heard the learned counsel appeared for the applicant. This is an application for the grant of a fresh regular permit on the intra district route **Kottiyam- Neendakara** as ordinary service for a period of five years, and hence the fresh regular permit on the route Kottiyam- Neendakara is **Granted** subject to settlement of timings.

ITEM NO S :18

Heard the learned counsel appeared for the applicant. This is an application for grant of fresh regular stage carriage permit **Sasthamcottah – Pathanapuram** . This is a inter district route having a route length 79 Kms , Out of this 14.2 Kms from Enathu to Arattupuzha Bridge lies in the Jurisdiction of RTA, Pathanamthitta. 1.8 Kms from Pathanapuram to

Pallimukku objectionably overlaps on the Kayamkulam – Kulathupuzha and Kayamkulam – Punalur partial exclusion scheme vide GOMS.156/67/PW dated 27/07/67. This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government to ensure efficient and adequate public transportation facilities and also to seek concurrence from RTA, Pathanamthitta.

The applicant before this Authority submitted application for the grant of temporary permit on the above route for four months under section 104 of MV Act. There is no application from STU has been made on this route. This is a inter district route having a route length 79 Kms , Out of this 14.2 Kms from Enathu to Arattupuzha Bridge lies in the Jurisdiction of RTA, Pathanamthitta. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA, Pathanamthitta.

ITEM NO S :19

Heard the learned counsel appeared for the applicant. This is an application for grant of fresh regular stage carriage permit **Pathanapuram – Sasthamcottah**. This is a inter district route having a route length 79 Kms , Out of this 14.2 Kms from Enathu to Arattupuzha Bridge lies in the Jurisdiction of RTA, Pathanamthitta. 1.8 Kms from Pathanapuram to Pallimukku objectionably overlaps on the Kayamkulam – Kulathupuzha and Kayamkulam – Punalur partial exclusion scheme vide GOMS.156/67/PW dated 27/07/67. This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government to ensure efficient and adequate public transportation facilities and also to seek concurrence from RTA, Pathanamthitta.

The applicant before this Authority submitted application for the grant of temporary permit on the above route for four months under section 104 of MV Act. There is no application from STU has been made on this route. This is a inter district route having a route length 79 Kms , Out of this 14.2 Kms from Enathu to Arattupuzha Bridge lies in the Jurisdiction of RTA, Pathanamthitta. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA, Pathanamthitta.

ITEM NO S :20

Heard the learned counsel appeared for the applicant. This is an application for grant of fresh regular stage carriage permit **Kumbavuruthy - Chenkulam**. This is a intra district route having a route length 70.6 Kms. Out of which a distance of 1.5 Kms from Piravanthoor to Alimukku objectionably

overlaps in the notified route Kayamkulam – Kulathupuzha & Kayamkulam-Punalur partial exclusion scheme vide GOMS.156/67/PW dated 27/07/1967.

This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government to ensure efficient and adequate public transportation facilities.

The applicant before this Authority submitted application for the grant of temporary permit on the above route for four months under section 104 of MV Act. There is no application from STU has been made on this route. In this circumstance temporary permit for four months is granted on the route Sasthamcottah – Pathanapuram under section 104 of MV Act subject to the settlement of timings and also with the condition that this permit shall ceased to be effective on the issue of a permit to the STU in respect of this area or route. Secretary is authorised to issue the above permit subject to these conditions and in compliance to Rule 182 of Kerala Motor Vehicles Rule 1989.

ITEM NO S :21

Heard the learned counsel appeared for the applicant. This is an application for grant of fresh regular stage carriage permit **Chempanaruvi – Pathanapuram Pump Junction**. This is a intra district route having a route length 33.4 Kms. Out of which a distance of 0.6 Kms from Nedumparambu to Pathanapuram and 0.2 Kms at Alimukku objectionably overlaps in the notified route Kayamkulam – Kulathupuzha & Kayamkulam-Punalur partial exclusion scheme vide GOMS.156/67/PW dated 27/07/1967.

This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government to ensure efficient and adequate public transportation facilities.

The applicant before this Authority submitted application for the grant of temporary permit on the above route for four months under section 104 of MV Act. There is no application from STU has been made on this route. In this circumstance temporary permit for four months is granted on the route Chempanaruvi – Pathanapuram Pump Junction under section 104 of MV Act subject to the settlement of timings and also with the condition that this permit shall ceased to be effective on the issue of a permit to the STU in respect of this area or route. Secretary is authorised to issue the above permit subject to these conditions and in compliance to Rule 182 of Kerala Motor Vehicles Rule 1989.

ITEM NO S :22

Heard the learned counsel appeared for the applicant. This is an application for grant of fresh regular stage carriage permit **Edamon Sathram-Moonnumukku**. This is a intra district route having a route length 65 Kms. Out of which a distance of 1.5 Kms from Piravanthoor to Alimukku objectionably overlaps in the notified route Kayamkulam – Kulathupuzha & Kayamkulam- Punalur partial exclusion scheme vide GOMS.156/67/PW dated 27/7/1967.

This authority examined the file in detail, and convinced that the overlapping on the partial exclusion scheme is inevitable for the operation of this service. Hence **Adjourned** with the direction to Secretary RTA to bring the matter before Government to ensure efficient and adequate public transportation facilities.

The applicant before this Authority submitted application for the grant of temporary permit on the above route for four months under section 104 of MV Act. There is no application from STU has been made on this route. In this circumstance temporary permit for four months is granted on the route Edamon Sathram- Moonnumukku under section 104 of MV Act subject to the settlement of timings and also with the condition that this permit shall ceased to be effective on the issue of a permit to the STU in respect of this area or route. Secretary is authorised to issue the above permit subject to these conditions and in compliance to Rule 182 of Kerala Motor Vehicles Rule 1989.

ITEM NO S :23

Heard the learned counsel appeared for the applicant. This is an application for variation of permit condition in respect of stage carriage **KL-24-A-2842** conducting service on the route **Kallara-Kurisinmoodu** (via) Pangodu, Kalluvettankuzhy, Chithara, Muthayil, Nellivila, Pangalkadu, Kadakkal, Vayala, Kottukkal by extending the route portion from Kurisinmoodu to Anchal PBS via Bypass road for a distance of 1.2 Kms and thereby changing the termini from Kurisinmoodu to Anchal PBS on the existing route. Hence Variation of permit **Granted** subject to the settlement of timings.

ITEM NO S :24

Heard the learned counsel appeared for the applicant. This is an application for variation of permit in respect of Stage Carriage **KL-02-U-8188** conducting service on the route **Ozhukkuthode-Eravipuram** via Ramankulangara, Anchukallummoodu, Cutcherry, Kollam Civilstation, Iron Bridge Chinnakkada and Pallimukku by extending the route portion from Ozhukkuthode to Maruthady Temple for a distance of 1 km and there by changing the termini from Ozhukkuthode to Maruthady Temple on the existing

route. As per the proposed timing all trips are not operating to the proposed extension Maruthady Temple. Hence **Adjourned** with direction to the applicant to submit modified proposal touching all trips at Maruthady Temple.

ITEM NO S :25

Heard the learned counsel appeared for the applicant. This is an application for variation of permit condition in respect of stage carriage **KL-81-A-6862** conducting service on the route **Perappayam - Kollam Port** Via Cheriavelinalloor, Ooor, Ithikkara, Kottiyam, Umayanalloor, Palathara, Muthumala, Pallimukku and Chinnakkada by extending the route portion from Perappayam to Ganapathynada for a distance of 2 Kms and there by changing the termini from Perappayam to Ganapathynada on the existing route. Hence Variation of permit **Granted** subject to the settlement of timings.

ITEM NO S :26

Heard the learned counsel appeared for the applicant. This is an application for variation of permit in respect of the stage Carriage **KL-16-P-4399** on the route **Konni-Kollam** (via) Vallicode, Chandanappally, Ezhamkulam, Enathu, Puthoor, Cheerankavu, Kundara and Kannanalloor by extending the route portion from Konni to Konni Medical College for a distance of 3.7 Kms and there by changing the termini from Konni to Konni Medical College on the existing Route. The proposed extension lies in the Jurisdiction of RTA, Pathanamthitta. Hence **Adjourned** with the direction to Secretary RTA to seek concurrence from RTA, Pathanamthitta.

ITEM NO S :27

Heard the learned counsel appeared for the applicant. This is an application for variation of permit condition in respect of stage carriage **KL16D8686 (Replaced by KL61G3612)** conducting service on the route **Puthiyakavu Junction - Kottiyam** (via) kuttipuram, Thodiyoor, Patharam , sasthankotta, bharanikavu, kundara Hospital Junction by extending the route portion from Patharam to Malumel Temple (via) Patharam Masjid, Mambally Jn, Malumel bridge and Kadavil veedu jn for a distance of 2.5 Kms and curtailment of the route portion from Puthiyakavu Junnction to Patharam Juma Masjid junction for a distance of 9.6 Kms on the existing route. The enquiry officer reported that curtailment of trip from Thodiyoor bridge Jn to Patharam Juma Masjid Jn for a distance of 2.5 Kms will adversely affect the travelling public, since only this stage carriage is conducting service through this area. Hence the application for variation of permit is **Rejected**.

ITEM NO S :28

Heard the learned counsel appeared for the applicant. This is an application for variation of permit in respect of Stage Carriage **KL-02-V-1017** on the route **Pozhikkara - Asramam** Via Kuttoor Bridge, Paravoor,

Chinnakkada, Sanker's Hospital and Kadappakkada for the introduction of one additional trip from Pozhikkara to Kottiyam and vice versa in between the halting time gap at Pozhikkara from 12.02 pm to 2.25 pm for a distance of 16 Kms in the existing route. KSRTC and other en-route operators strongly objected that the proposed additional trip is through the notified route Trivandrum – Palakkad and Trivandrum – Kannur. Hence **Adjourned** with direction to the Secretary RTA to obtain detailed enquiry report in this regard and place before next RTA.

ITEM NO S :29

Heard the learned counsel appeared for the applicant. This is an application for variation of permit in respect of Stage Carriage **KL-24-J-0052** on the route **Kottarakkara PBS - Oyoor** Via Thottammukku, Pooyappally and Maruthamonpally for the introduction of one additional trip from the halting termini Kottarakkara PBS to Oyoor after the at present last trip for a distance of 18 Kms and thereby changing the starting termini from Kottarakkara to Oyoor in the existing route. As per the report of enquiry officer in the proposed additional trip, the route portion from Kottarakkara Chandamukku to Pulamon Jn for a distance of 1.3 Kms overlaps in the notified route Kollam –Pampa vide GO(P)No. 13/2023/Trans dated 03/05/2023. Hence **Rejected** the variation of permit application, since no additional trip can be granted to private stage carriage operators on notified route Kollam –Pampa vide GO(P)No. 13/2023/Trans dated 03/05/2023.

ITEM NO S :30

Heard the learned counsel appeared for the applicant. This is an application for variation of permit in respect of Stage Carriage **KL-61-E-1717** on the route **Thekken Guruvayoor Temple – Puthoor Bethany Jn** (Via) Karunagappally, Edakulangara, Sasthamcottah, Karikkal, Pazhavara and Puthoor by curtailing the route portion from Bharanikavu to Puthoor Bethany Jn for a distance of 18.3 Kms and thereby extending the route portion from Bharanikavu to Charummoodu for a distance of 16.1 Kms. As per the report of the enquiry officer Curtailment of route portion from Bharanikavu to Puthoor Bethany Jn will adversely affect the travelling facility of the public. Hence **Rejected**.

ITEM NO S :31

The Regional Transport Authority, Kollam dated 15/02/2023 as Item No 81 for the extension of the route portion from Ariplachy to Orunada subject to settlement of timings in respect to stage carriage KL-24-H-5373 conducting service on the route Kadakkal – Anchal. Since the grantee failed to attend the timing conferences posted on 18/10/2023 and on 01/12/2023, which is a pre condition for the issuance of variation of permit. Hence **Revoked** the

sanctioned granted for the variation of permit in respect to stage carriage KL-24-H-5373 conducting service on the route Kadakkal – Anchal.

ITEM NO S :32

Heard the learned counsel appeared for the applicant. The permit in respect of the stage carriage **KL-38-E-6084** is valid from 12/01/2017 to 11/12/2022 on the route **Kadakkal - Punalur** Via Kuttikkadu, Chunda, Kottukkal and Anchal. On 24/11/2022 the permit holder submitted the application for renewal of regular permit and the Secretary RTA, Kollam granted the renewal of permit on 05/12/2022 subject to the production of current records within 30 days. Eventhough the renewal of regular permit granted on 05/12/2022 and the decision was communicated on 23/01/2023, the permit holder has not produced the current records of the vehicle or not submitted any application for extension of time as per rule 172(3) of Kerala Motor Vehicles Rules 1989.

As per Kerala Motor Vehicles rule 172(3) the grantee has to produce the current records within a period of one month from the date of despatch of the order requiring the production of records. Proviso to this rule authorised the RTA, if satisfied on an application made it in writing by the permit holder within the period of one month aforesaid that there are sufficient grounds, grant an extension or extensions of time not exceeding four months in the aggregate for the production of records.

Since the grantee failed to produce the current records within the time specified, the grant of renewal of regular permit in respect of Stage Carriage KL-38-E-6084 on the route Kadakkal - Punalur is **revoked** invoking the provisions in Rule 172(3) of Kerala Motor Vehicles Rule 1989.

ITEM NO S :33

This is an application for renewal of regular permit in respect of stage carriage **KL-02-AU-9688** conducting service on the route **Puthayam - Kollam** Via Anchal, Ayoor, Kayila, Pallimon, Kannanalloor, Puliayathumukku, Chinnakkada for a further period of 5 years as ordinary service. This vehicle is hypothecated to Hinduja Leyland Finance Company, Cochin. As per Rule 172(2) of Kerala Motor Vehicles Rules 1989, an application for renewal of permit shall comply with the provision of sub section (8) of section 51 of Motor Vehicles Act. Hence **Adjourned** with the direction to the applicant to submit the required NOC or communication as per section 51 of Motor Vehicles Act.

ITEM NO S :34

1 & 2 This is to re-consider the application for renewal of regular permit in respect of Stage Carriage **KL-02-AN-1047** on the route **Adoor PBS - Chavara** (Via) Manakkala, Kadambanadu, 7 th Mile, Bharanikavu, Sasthamcottah, Padappanal and Titanium Jn for a further period of 5 years as ordinary service. The regular permit of this vehicle valid up to 24/04/2023 and the renewal application was submitted on 25/04/2023.

To consider the application of the permit holder for the con donation of delay in submitting the renewal application along with Medical Certificate issued by Dr.G Lalkumar D.A.M Reg No.4523 I.S.M, Eravipuram, Kollam 691011. By considering the request of the applicant for the condonation of delay in submitting the application in time, renewal of regular permit is considered sympathetically. Assuming the reasons stated in the application and medical certificate as true and genuine thus the applicant was prevented by good and sufficient cause from making these applications within the time specified. So condoned the delay in submitting the application for renewal of regular permit in time. Hence the application for renewal of regular permit in respect of stage carriage KL-02-AN-1047 on the route Adoor PBS - Chavara is **Granted**.

ITEM NO S :35

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-BV-4430** on the route **Chathannoor HS - Kottarakkara** is **Granted** from the name of Sri.Akhilesh A to the name of Sri. Akhil A.

ITEM NO S :36

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL 17 A 4246** on the route **Kottiyam – Mammoottilkadavu** is **Granted** from the name of Sri.Nizarudeen A to the name of Sri. Thajudeen Kutty.

ITEM NO S :37

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AC-5677** on the route **Kallumthazham – Mevaram** is **Granted** from the name of Sri.Baburajan P to the name of Smt. Krishna Raj.

ITEM NO S :38

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AC-7050** on the route **Kottiyam - Chavara** is **Granted** from the name of Smt.Pathisha to the name of Sri. Sibin V.

ITEM NO S :39

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AD-5677** on the route **Kallumthazham - Mevaram** is **Granted** from the name of Sri.Baburajan P to the name of Smt. Krishna Raj.

ITEM NO S :40

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-02-AD-6577** on the route **Kallumthazham - Mevaram** is **Granted** from the name of Sri.Baburajan P to the name of Smt. Krishna Raj.

ITEM NO S :41

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-22-A-2313** on the route **Elampalloor - Chavara** is **Granted** from the name of Sri.Vinayachandran to the name of Sri. Muhammed Shemeer.

ITEM NO S :42

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL-03-K-6166 (replaced by KL 16 F 1090)** on the route **Kottiyam - Cutcherry** is **Granted** from the name of Sri.Sibin V to the name of Sri. Thajudeenkutty.

ITEM NO S :43

To consider the request of the permit holder to allow the Transfer of Permit granted by the Regional Transport Authority on the meeting held on 19/07/2023 in Item No 63 in respect of Stage Carriage **KL-05-Q-1868** on the route **Oonninmoodu - Asramam Nairs Hospital Jn** Via Hariharapuram, Thonippara, Kottiyam, and Kadappakkada from the name of first applicant to that of second applicant since current records are not produced on time.

This Authority on 19/07/2023 allowed the transfer of permit from Sri. Jayakumar C to Smt. Subina A, but the grantee failed to produce the

current records of the vehicle for effecting transfer of permit. Hence this sanction is **Revoked**.

Considering the request of the applicant, condoned the delay in submitting the current records and hence transfer of permit is **allowed**, subject to the remittance of fees for the application for transfer of permit.

ITEM NO S :44

Heard the learned counsel appeared for the applicants. This is an application for the grant of transfer of regular permit. Considering the above application, Transfer of permit in respect of Stage Carriage **KL 02 Y 0524** on the route **Mamoothil Kadavu – Kottiyam** is **Granted** from the name of Sri. Thrudeep Kumar M to the name of Smt. Leela.

ITEM NO S :45

1, 2, 3 & 4. This is an application for the renewal of regular permit in respect of stage carriage **KL-25-B-7252 (under lease agreement) (old Registration No KL 02 R 1213)** on the modified route **Odanavattom - Anakkulam** in the light of judgement of Hon STAT in MVAA no 113/2017 and the application for transfer of permit to the legal heiress of the permit holder and to peruse the judgement of Hon High Court of Kerala in WP(C)no 7755 of 2024.

The history of the case is as follows. This Authority on 10/02/2011 granted a regular permit on the route Odanavattom - Anakkulam and it was issued on 25/02/2011 which is valid upto after 24/02/2016. The application for renewal of this permit was considered by this Authority on 01/09/2016 and adjourned with the following decision.

This is an application for renewal of regular permit in respect of stage carriage KL 02 R 1213 on the route Odanavattom - Anakkulam via Vappala, cheppra, Ummanoor, Andoor, Valakom, Pulikodu, Arackal, Thadikkad, Earam, Anchal, Alamcherry, Karukone and Channapettah which is issued on 25.02.2011.

1. The KSRTC objected the grant of renewal of regular permit and alleging that the permit overlaps the notified route which exceeds the permissible limit. They allege that a distance of 2.5 kms from Valakom to Polickaode and a distance of 0.5 kms from Anchal PBS to Anchal RO JN overlaps the notified scheme (TVPM-Thekkady via Changanacherry ,TVPM-Kottayam via Ranni vide notifiacation No GO(P)No 42/2009 dated 14/07/2009.

2. The report of the Secretary RTA, Kollam is not clear and specific. Hence this authority feels that a detailed and specific report is essential to attain a decision.

Hence the application for renewal of permit is adjourned with direction to Secretary RTA to obtain a detailed and specific report of the genuineness of objections raised by the KSRTC regarding overlapping and placed the matter to next RTA.

This authority on 22/02/2017 reconsidered the application for the renewal of regular permit along with the joint application for transfer of permit and the same was rejected for the following reasons.

This is two applications, first is renewal of regular permit in respect of Stage Carriage KL-02-R-1213 on the route Odanavattom-Anakkulam via Vappala, Chepra, Ummannoor, Andoor, Valakom, Polikkodu, Arakkal, Thadikkadu, Earam, Anchal, Alamcherry, Karukone and Channapettah and second application is a joint application for transfer of permit in respect of stage carriage KL-02-R-1213 on the route Odanavattom-Anakkulam. "The authority perused the records and observed the following facts".

1. The permit was first issued on 25.02.2011 and the total distance of the route is 36 km.

2. The KSRTC objected the grant of renewal of regular permit and alleging that the permit overlaps the notified route which exceeds the permissible limit. They allege that a distance of 2.5 kms from Valakom to Polikode and a distance of 0.5 kms from Anchal PBS to Anchal RO Jn overlaps the notified scheme Trivandrum-Thekkady (via) Changanacherry, Trivandrum-Kottayam (via) Ranni vide Notification No- GO(P) No 42/2009 dated 14/07/2009.

3. The application are considered by this authority in its meeting held on 01.09.2016 and adjourned for obtaining a detailed and specific report of the genuineness of objections raised by the KSRTC regarding overlapping.

4. The Secretary, RTA obtained a detailed report and which reveals that a distance of 2.6 kms from Anchal to Alanchery overlaps the notified scheme Kayamkulam-Kulathupuzha Partial Exclusion Scheme and a distance of 0.8 kms from Anchal Market Jn to RO Jn, another distance of 1.7 kms from Valakom to Polikode are overlaps the modified Scheme. Hence the total overlapping exceeds the limit of 5% of total route length.

"Considering the above, the application for renewal of regular permit in respect of stage carriage KL-02-R-1213 on the route Odanavattom-Anakkulam via Vappala, Chepra, Ummannoor, Andoor, Valakom, Polikode, Arackal, Thadikadu, Earam, Anchal, Alamcherry, Karukone, and Channapettah and application for joint application for transfer of permit in respect of stage carriage KL-02-R-1213 on the route Odanavattom-Anakkulam are Rejected. The Secretary, RTA is directed to continue the service as per clause-4 (SRO.NO.608/09), permit issued after 09.05.2006 temporary permits alone

shall be issued a fresh on expiry in the routes or any portion there off, till such time the STU to apply replace with new service.”

The above order was challenged before the Hon’ble STAT in M.V.A.A No 113/2017 and the Hon’ble Tribunal directed the Appellant Sri. Raveendran to submit the modified proposal by bringing the overlappings distance to the permissible limit. On 06/02/2024 wife of the permit holder Smt.Vimala, appeared before the Secretary and informed that her husband, who was the holder of the permit was expired on 22/09/2021 and submitted the judgement on Hon’ble STAT in M.V.A.A No 113 of 2017 dated 28/11/2019 along with the same, the modified proposal for the renewal of permit is submitted and requested to transfer the above permit to her name under section 82 (2) of Motor Vehicles Act 1988. This Authority considered all the above facts sympathetically by taking the issues one by one. The modified proposal submitted in obedience to the Tribunal was taken up firstly and found that the overlapping is brought down to the permissible limit as envisaged in SRO.608/2009 (later modified by Government Order no 13/2013 dated 03/05/2023). But still the route portion from Anchal RO Junction – Anchal Mukkada Junction a distance of 200 meters overlaps the partial exclusion scheme of Kayamkulam - Kulathoopuzha and Kayamkulam - Punalur vide GO MS 156767/PW dated 27/07/1967 through which no new regular permit can be granted. This was upheld by Hon High Court also in its judgement in WP(C) NO.19433 of 2021 dated 03/11/2021.

Moreover as per Section 82 (2) of Motor Vehicles Act 1988 - where the holder of a permit dies, the person succeeding to the possession of the vehicle covered by the permit may, for a period of three months, use the permit as if it had been granted to himself.

Provided that such person has, within thirty days of the death of the holder, informed the transport authority which granted the permit of the death of the holder and of his own intention to use the permit.

Provided further that no permit shall be so used after the date on which it would have ceased to be effective without renewal in the hands of the deceased holder.

(3) The transport authority may, on application made to it within three months of the death of the holder of a permit, transfer the permit to the person succeeding to the possession of the vehicles covered by the permit.

Provided that the Transport Authority may entertain an application made after the expiry of the said period of three months if it is satisfied that the applicant was prevented by good and sufficient cause from making an application within the time specified.

In this case the legal heiress failed to submit the statutory informations before this Authority and failed miserably to prove that she was prevented by good and sufficient cause from making an application within the time specified as per section 82(2) of Motor Vehicles Act 1988. Here the application and request was submitted after the lapse of more than two and a half years later and no good or sufficient reasons were submitted for this inordinate delay. On verification of the connected file it is found that no application for the renewal of this permit from 2021 is submitted so far, showing that the applicant has no intention or ambition for the continued operation of this service. Hence this Authority hereby **Reject** the application for the renewal of regular permit in respect of stage carriage KL-25-B-7252 on the modified route of Odanavattom - Anakkulam. Since the regular permit is not in existence, the request for transfer of permit under section 82 (2) of Motor Vehicles Act 1988 is also **Rejected**. The Judgement of Hon High Court in WP(C) 7755 of 2024 is thus complied here with.

ITEM NO S :46

1 & 2. Heard the learned counsel appeared for the applicant. Perused the order from Hon'ble STAT Vide MP NO-2033/2023 in MVAA No- 237/2023 dated 18/09/2023.

This is an application for the grant of 4 months Temporary permit U/S 87(1) (c) in respect of stage carriage KL-31-A-1842 on the route Purambil - Ummannor via Odanavattom, Ambalappuram, Kottarakkara, Market jn, Lotus Road in default vacancy of KL-16-D-6111 with modified Application. The Hon'ble STAT Vide MP NO-2033/2023 in MVAA No- 237/2023 dated 18/9/2023 directed to consider the modified proposal after hearing KSRTC and all concerned within two weeks from the date of receipt of the order on the application for temporary permit on the route Purambil- Ummannoor in respect of the stage carriage KL-31-A-1842 in the defaulted vacancy of Stage Carriage KL-16-D-6111, in the light of modified proposal to bring the overlapping distance from 2.3 Kms to 1.3 Kms, which is below the permissible limit in the interest of justice.

KSRTC raised the objection that there is no sufficient space for turning at Minarva theatre junction for heavy vehicles. In this circumstance in order to reach at Kottarakkara Private Bus Stand, the stage carriage has to operate through notified route Kollam – Pamba. Hence **Adjourned** with direction to the Secretary RTA to submit detailed report regarding the probability of conducting service through the notified route by exceeding the permissible limit along with the exact overlapping distance.

ITEM NO S :47

Concurrence granted for the route portion from Sasthamcottah to Vayyamkara for a distance of 12.2 Kms, which lies under the Jurisdiction of the Regional Transport Authority, Kollam for the grant of fresh regular permit on the route Sasthamcottah - Chengannur.

ITEM NO S :48

Concurrence granted for the route portion from **Ochira to Premier Junction** for a distance of 0.5 Kms, Out of which 0.2 Kms from Ochira Signal Junction to Ochira Tamarakkulam Road Junction overlaps on the notified route Trivandrum – Kannur and Trivandrum – Palakkad vide GO(P) No 13/2023 Trans Dated 03/05/2023 which lies under the Jurisdiction of the Regional Transport Authority, Kollam for the grant of fresh regular permit on the route Ochira DB - Chengannur.

ITEM NO S :49

1. Heard the learned counsel appeared for the applicant. The meeting of Regional Transport Authority held on 19/07/2023, in Item No 6, granted the fresh regular permit on the route **Parippally – Kadakkal** via Kizhakkanela, Pallickal, Madavoor, Elikunnamukal, Vayakkal, Nilamel and Kariyam subject to the settlement of timings. The grantee Smt. Shanifa, Roadvila Veedu, Elavaramkuzhy, Vilakkupara, Kollam on 05/12/2023 submitted the records of the stage carriage KL-16-C-3220 under lease agreement with the registered owner Sri. Satheesh Babu, K S Nivas, Prakkulam P O, Thrikkaruva, Astamudy, Kollam. Subsequently on production of the records of the vehicle KL 16 C 3220 timing conference was conducted on 20/01/2024 and the timings were settled. Since the insurance certificate of the stage carriage KL 16 C 3220 was expired on 20/12/2023, a communication letter has been sent to the grantee Smt. Shanifa on 30/03/2024 for the production of valid insurance certificate for the issuance of the granted fresh regular permit.

As per Kerala Motor Vehicles rule 159(2) 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.

Since the grantee has failed to produce the current records within the time specified, the grant of fresh regular permit on the route Parippally – Kadakkal is **revoked** invoking the provisions in Rule 159(2) of Kerala Motor Vehicles Rule 1989.

ITEM NO S :50

1. Heard the learned counsel appeared for the applicant. The meeting of Regional Transport Authority held on 19/07/2023, in Item No 37, granted the fresh regular permit on the route **Chittumala – Padanayarkulangara** Via Moonnumukku, Kallada, Cheekkalkadavu, Thuruthikara, Nediavila, Bharanikavu, Sasthamcottah and Mynagappally. Eventhough the communication regarding the sanctioning of the fresh regular permit was sent to the grantee Smt.Aisha Beevi, Iqubal Nivas, Kakkakunnu PO, Kunnathoor, Kollam 690522 on 18/09/2023, she has produced the current records of the suitable stage carriage KL-17-A-8811 only on 30/12/2023. Considering the request of the grantee Smt. Aisha Beevi condoned the delay in production of current records of the stage carriage KL-17-A-8811 within one month of sanctioning of the fresh regular permit application.

As per Kerala Motor Vehicles rule 159(2) 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.

Hence The Secretary, Regional Transport Authority, Kollam is hereby directed to **issue** the granted fresh regular permit on the route Chittumala – Padanayarkulangara after settelment of timings.

ITEM NO S :51

Perused the report of Motor Vehicles Inspector, Kollam on the saturation of stage carriage service on the route **Anchalamoodu – Kollam High School Junction** due to lack of infrastructure facilities.

CHAIRMAN RTA KOLLAM	: Sri. DEVIDAS. N ,IAS District Collector Kollam.
MEMBER RTA KOLLAM	: Sri. VIVEK KUMAR, IPS District Police Chief Kollam City.
MEMBER RTA KOLLAM	: Sri. JOSH K Deputy Transport Commissioner South Zone ,Thiruvananthapuram
SECRETARY	: Sri. JAYESH KUMAR M K Regional Transport Officer, Kollam