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3/11/22

DECISION OF THE
REGIONAL TRANSPORT AUTHORITY
ATTINGAL

THIRUVANANTHAPURAM(RURAL) Meeting held
on 23/11/2022

- Present:
1. **Sri. GEROMIC GEORGE (I.A.S)**
District Collector & Chairman
Regional Transport Authority
Attingal.
 2. **Smt. SHILPA DYAVAIAH (I.P.S)**
District Police Chief (Rural) & Member
Regional Transport Authority
Attingal.
 3. **Sri. K. JOSHY**
Deputy Transport Commissioner (South Zone) & Member
Regional Transport Authority
Attingal.

ITEM NO.1**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The applicant is Managing Director, KSRTC (STU). Hence Fresh regular permit **granted** as applied for.

ITEM NO.2**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. This item was adjourned by the previous RTA seeking frequency of the route. Enquiry was conducted through the field officer who reports that the said route is well saturated. Moreover the route in question proposes to pass through Vakkom Panchayth Bus stand, which was not so far obtained the approval of RTA. No application for approval was not so far received from the concerned Local body. Hence **adjourned** the item and place it before RTA after passing approval of the said Vakkom Panchayth Bus stand.

ITEM NO.3**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**


Heard the learned counsel represented the applicant. The route in question for fresh regular permit is an inter district one. Hence **adjourned** for want of concurrence from RTA Kollam.

ITEM NO.4**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. Route in question for fresh regular permit has an overlapping of 0.8 Km on Trivandrum – Varkala notified route. Total route length is 16.9 Km as such the percentage of overlapping 4.7 which is permissible. Hence fresh regular permit **granted** as applied for subject to settlement of timings.

ITEM NO.5**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The total variation applied for is 54% of the route length, in which the total objectionable overlapping is 3.9 Km which is 11.8% of the total route length. This is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence **rejected**.


Chairman


Member -1


Member-2

ITEM NO.6**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the applicant and perused records. Section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act. Moreover there is no urgent necessity under rule 145(6) (i) of Kerala Motor Vehicle Rules 1989. Hence the application for variation of permit is **rejected**.

As far the application for replacement on lease agreement, no objection was received from fellow operators or KSRTC. On the strength of the relevant records submitted by Sri. D. Santhosh Kumar, the replacement under lease agreement for a period of 3 years is **granted** to the stage carriage KL 16 C 2799.

ITEM NO.7**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**


Heard the learned counsel represented the applicant. The route in question which variation applied for overlaps Trivandrum – Chenkottai scheme where two intermediate points are objectionable. At present Palode is the only one intermediate point. If this variation is allowed, two intermediate points (Palode, Madathara) will come on this route which is objectionable. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence application for extension is **rejected**.

ITEM NO.8**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The variation applied for the route portion is from Varkala to Varkala Temple. Several objections were raised against the grant of variation. The proposed route length is 20 Kms in which total overlapping is 1.6 Kms which is 8% of the total route length. This is against the GO(P).42/2009/TRANS dated 14.07.2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence **rejected**.

ITEM NO.9**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. Here variation applied for is to change the terminies. Total overlapping on the proposed route is 3.3 Kms which is 11.49%. This is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence **rejected**.


Chairman


Member -1


Member-2

ITEM NO.10**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The variation applied for is 54% of the total route length. The objectionable overlapping is 4.5Kms which is 20% of the proposed route length. This is against the clause 5(c) of the GO(P).42/2009/TRANS dated 14.07.2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence **rejected**.

ITEM NO.11**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. Variation applied for 29% of the total route length. Objectionable overlapping is 13.9Kms which is 38.5% which is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence **rejected**.

ITEM NO.12**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. Perused the judgement in MVAA No. 95/2017 of STAT Ernakulam. The application was for the renewal of existing permit. No application of STU pending on this route at present. Hence renewal **granted** in compliance to the judgement.

ITEM NO.13**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**


Heard the learned counsel represented the applicant. The application was for the renewal of existing permit. No application of STU pending on this route at present. Hence renewal **granted**.

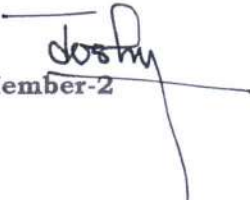
ITEM NO.14**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The application was for the renewal of existing permit. No application of STU pending on this route at present. Hence renewal **granted**.

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.


Chairman


Member -1


Member-2

ITEM NO.15**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.16**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.17**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.18**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.19**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.20**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.21**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.22**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.23**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.


Chairman


Member-1


Member-2

ITEM NO.24**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.25**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented both the applicants. The application for transfer is genuine and having no objection. Hence **granted**.

ITEM NO.26**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant for succession transfer which is found genuine and haven't any objection Hence **granted**.

ITEM NO.27**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant for succession transfer which is found genuine and haven't any objection Hence **granted**.

ITEM NO.28**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The route portion where concurrence required in this jurisdiction has no objectionable overlapping. Hence concurrence **granted** to RTA Kollam for fresh regular permit.

ITEM NO.29**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The route portion where concurrence required in this jurisdiction has no objectionable overlapping. Hence concurrence **granted** to RTA Kollam for fresh regular permit.

ITEM NO.30**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The route portion where concurrence required in this jurisdiction has no objectionable overlapping. Hence concurrence **granted** to RTA Kollam for fresh regular permit.

ITEM NO.31**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The route portion where concurrence required in this jurisdiction has no objectionable overlapping. Hence concurrence **granted** to RTA Kollam for fresh regular permit.


Chairman


Member-1


Member-2

ITEM NO.32**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the learned counsel represented the applicant. The route portion where concurrence required in this jurisdiction has no objectionable overlapping. Hence concurrence **granted** to RTA Kollam for fresh regular permit.

ITEM NO.33**Decision of the Regional Transport Authority, Attingal [Rural] Dated 23.11.2022**

Heard the applicant. The request for change of fare stage was strongly objected by KSRTC. The authorised representative of STU argued that the existing fare stage was in practise for many years. As per clause E of the G.O(P) No.17/2022/TRANS Dated 30/04/2022 no changes were allowed in the existing fare stages. Hence the application is **rejected**.

Present: 1. Sri. GEROMIC GEORGE (I.A.S)

*District Collector & Chairman
Regional Transport Authority
Attingal.*

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**GEROMIC GEORGE IAS
DISTRICT COLLECTOR
THIRUVANANTHAPURAM**

2. Smt. SHILPA DYAVAIAH (I.P.S)

*District Police Chief (Rural) & Member
Regional Transport Authority
Attingal.*

Shilpa
**SHILPA. D IPS
DISTRICT POLICE CHIEF
THIRUVANANTHAPURAM RURAL
PEN: 822457**

3. Sri. K. JOSHY

*Deputy Transport Commissioner (South Zone) & Member
Regional Transport Authority
Attingal.*

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**JOSHY K
Deputy Transport Commissioner
South Zone, Thiruvananthapuram
Pen : 428685**

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2/11/23

DECISION OF THE FILE CIRCULATED TO THE CHAIRMAN,
R.T.A, THIRUVANANTHAPURAM(Rural) AS PER KMV RULE 130

Perused the records and judgement of Hon'ble Gigh Court of in WP© No 40775/2022 in connection with the application for variation of Smt. Ansi Farook for her stage carriage KL 16 K 6179. Total route length is 55 kms, in which total variation applied for 19 kms which is 34.5 % of the total route length. In the proposed route, total overlapping in nationalized route is 3.6 kms which is 6.5 %. This is violation of GO(P) No 42/2009/Trans dated 14/07/2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988, states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. Hence the application for variation of permit is **rejected**.

Present:

1. Sri. GEROMIC GEORGE (I.A.S)

District Collector & Chairman

Regional Transport Authority

Attingal.



GEROMIC GEORGE IAS
DISTRICT COLLECTOR
THIRUVANANTHAPURAM

2. Smt. SHILPA DYAVAIAH (I.P.S)

District Police Chief (Rural) & Member

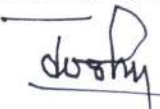
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3. Sri. K. JOSH Y

*Deputy Transport Commissioner(South Zone)& Member, Regional
Transport Authority*


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