

**DECISIONS OF THE MEETING OF REGIONAL TRANSPORT AUTHORITY,
PALAKKAD HELD ON 18.03.2023 AT 11.00 AM AT DISTRICT
COLLECTORATE CONFERENCE HALL, PALAKKAD**

Present:

Chairman : Dr.S.Chithra IAS
District Collector &
Chairman-Regional Transport Authority,
Palakkad.

Member : Sri R Viswanadh IPS,
District Police Chief &
Member-Regional Transport Authority,
Palakkad.

Member : Sri.M.P.James,
Deputy Transport Commissioner,
Central Zone-1, Thrissur &
Member-Regional Transport Authority,
Palakkad.

DECISIONS OF REGIONAL TRANSPORT AUTHORITY,
PALAKKAD DATED 18.03.2023

Item No.01

Heard. This is an application for fresh regular stage carriage permit to operate on the intra-district route Chemmanampathy-Palakkad Stadium Bus Stand. It was earlier considered by the RTA, Palakkad dated 08.06.2022 in item no 1 and the decision on the matter was adjourned directing the secretary, RTA to obtain a specific report from the concerned road authorities to ascertain the suitability of the virgin portions, viz: : (1) Vembra to Vandithavalam ground (2) Chulliparakkumedu to Ambattupalayam, for stage carriage operation and place the application before this authority for re-consideration. After obtaining specific reports from the concerned road authorities, the matter was again placed in the RTA meeting held on 06.03.2023 in item no.6, but the decision was adjourned with direction to the secretary to place the application before this authority after issuing due notice to the applicant.

Now, the application is reconsidered by this authority after hearing the applicant as well as the enroute operators present in the meeting. This authority examined the connected file and verified the enquiry reports of the field officer and the road fitness certificates issued by the concerned road authorities. Total length of the proposed route is 90 Km and the distance of overlapping reported by the field officer is within the permissible limit stipulated in clause 5(c) of G.O(P) No.42/2009 / Tran dated 14.07.2009. It is reported that proposed route passes through tribal colony of Anakattimedu and Govindapuram sector and services through the virgin areas will be highly beneficial for the travelling public and students. Moreover, the Assistant Engineer, Chittur Municipality has specifically reported that the virgin portion of 1.250 km from Ambattupalayam to Aralikadavu is feasible for operation by passenger vehicle with load below 8 tons.

Hence, **fresh regular stage carriage permit is granted** (with new fare stages at Maruthampara, Neelippara, Annakode, Kottapadam), subject to settlement of timings & remittance of application fee if not paid and production of current records of a suitable LMV stage carriage within one month from the date of communication of the decision, failing which grant of permit will be treated as revoked. The secretary is directed to endorse the condition in the permit that only LMV stage carriages shall be allowed to operate on the route.

Item No.02

Heard. This is an application for fresh regular stage carriage permit on the intra-district route Meenakshipuram-Palakkad Stadium Bus Stand. Having perused the records, it is seen that form P.St.S.A submitted for grant of stage carriage permit is not containing the mandatory particulars of the proposed vehicle as specified in Section 70(1)(b) such as type of vehicle, seating capacity and maximum laden weight etc. Hence, applicant is directed to submit a fresh application mentioning all the above relevant details. On submission of the duly filled in application by the applicant, fresh enquiry shall be conducted and a detailed report shall be placed before this authority for re-consideration. Hence, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.03

Heard. This is an application for fresh regular stage carriage permit on the intra-district route Agali-Paravalavu . Having perused the records, it is seen that form P.St.S.A submitted for grant of stage carriage permit is not containing the mandatory particulars of the proposed vehicle as specified in Section 70(1)(b) such as type of vehicle, seating capacity and maximum laden weight etc. Hence, applicant is directed to submit a fresh application mentioning all the above relevant details. On submission of the duly filled in application by the applicant, fresh enquiry shall be conducted and a detailed report shall be placed before this authority for re-

consideration. Hence, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.04

Heard. This is an application for fresh regular stage carriage permit on the intra-district route Koduvayur-Chittur . It was earlier considered by the RTA dt. 11.11.2022 in item no.08, but the decision was adjourned on the ground that the applicant failed to furnish the mandatory particulars of the proposed vehicle as specified in Section 70(1)(b) such as type of vehicle, seating capacity and maximum laden weight etc in form P.St.S.A and the route sketch submitted by the enquiry officer was not clear in specifically marking the portion/ distance of overlapping with notified route.

In compliance with above decision of RTA, the applicant filed a fresh application providing the requisite details and a fresh route enquiry report was also submitted by the field officer. On perusal of the proposed timings, it is revealed that the number of trips proposed by the applicant in the ill served area Koduvayur-Thrippalur, as compared to the well served sector Koduvayur-Chittur, is meagre . Hence, the applicant is directed to submit a modified set of timing proposal , providing more reasonable number of trips to Thrippalur. On receipt of such a proposal from the applicant, the secretary, shall conduct an enquiry regarding its feasibility and place the matter before this authority for reconsideration. For the compliance of the above directions, **the decision on the application is adjourned .**

Item No.05

Heard. This is an application for fresh regular stage carriage permit on the intra-district route Perumparambu-Ottapalam. It was earlier considered by the RTA dt. 11.11.2022 in item no.09, but the decision was adjourned on the ground that the applicant failed to furnish the mandatory particulars of the proposed vehicle as specified in Section 70(1)(b) such as type of vehicle, seating capacity and maximum laden weight etc in form P.St.S.A and the road fitness certificate issued by the concerned road authorities on the virgin portion in the proposed route was not specific and the running time between Ottapalam and Ambalavattam suggested by

the field officer in the proposed time schedule was not in accordance the prevailing decision of STA, Kerala dt.21.04.2018 . After rectifying the above defects, the matter is put up before this authority for re-consideration. On scrutiny of the application, it is found that the major focuss of operation of the applicant is on the well served sector Pathiripala-Ottapalam with a time gap of 5 to 8 minutes only, while nominal number of trips are provided to ill served area such as Ambalavattam, Pazhukkatuparambu Colony etc . This authority is of the view that granting this permit will unsettle the present state of equilibrium of timings prevailing among the stage carriage operators in the well served sectors of Pathiripala-Ottapalam-Vaniyamkulam region and may lead to unhealthy competition between the en route operators and traffic congestion ,which in turn will harmfully affect the travelling public as well as other road users.

Hence the **application for fresh regular stage carriage permit is rejected.**

Item No.06

Heard. This is an application for fresh regular stage carriage permit on the intra-district route Coyalmannam Chandhapura-Vellaramkadavu.

This authority examined the connected file and verified the enquiry reports of the field officer . Obviously, the majority of trips proposed by the applicant are in the well served sector Coyalmannam Chanthapura –Puthunagaram-Kollengode. Hence, the applicant is directed to submit a modified set of timing proposal,providing even number of trips to ill-served areas Puthunagaram-Kollenkode,Kollengode-Chulliyarmedu, Nandankizhayi-Kottappallam etc. On receipt of such a proposal from the applicant, the secretary, shall conduct an enquiry regarding its feasibility and place the matter before this authority for reconsideration. For the compliance of the above directions, **the decision on the application is adjourned .**

Item No.07

Heard. This is an application for fresh regular stage carriage permit on the intra-district route Cherpulassery-Ambalapara-Ottapalam. . It was earlier considered by the RTA dt. 11.11.2022 in

item no.11, but the decision was adjourned on the ground that the applicant failed to furnish the mandatory particulars of the proposed vehicle as specified in Section 70(1)(b) such as type of vehicle, seating capacity and maximum laden weight etc in form P.St.S.A .

Subsequently, the applicant filed a fresh application providing the requisite details as directed by the RTA. On perusal of the enquiry report of the field officer, Evidently, the most of trips proposed by the applicant are in the well served sector Cherpulassery-Ottapalam . Hence, the applicant is directed to submit a modified proposal of timings, providing equitable number of trips to ill-served areas of Mavundirikadavu, Ponpilaya Pookottukavu,, etc. When such a proposal from the applicant is received, the secretary, shall conduct a fresh enquiry on the matter and place the matter before this authority for reconsideration. For the compliance of the above directions, **the decision on the application is adjourned** .

Item No.08

Heard. This is an application for fresh regular stage carriage permit to operate on the intra-district route Chittur Civil Station---Nemmara. On scrutiny of the proposed time schedule, it is seen that passing time at important intermediate points on the route are not mentioned. Hence, applicant is directed to submit a set of proposed timings by mentioning major intermediate points with passing timings. On receipt of such a proposal from the applicant, the secretary, RTA shall ascertain the suitability of the newly proposed time schedule and submit a detailed specific report. For compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.09

Heard. This is an application for fresh regular stage carriage permit to operate on the intra-district route Malampuzha Dam-Elival. It was earlier considered by the RTA dt. 11.11.2022 in item no.12, but the decision was adjourned on the ground that the

passing time at main intermediate points on the route were not mentioned in the proposed time schedule and the report of the enquiry officer was not specific about the type of stage carriage (LPV/MPV/HPV), suitable for safe operation through the proposed route.

In compliance with above decision of RTA, the applicant has submitted a proposed time schedule mentioning the intermediate points with passing time and the field officer has reported that the proposed time schedule is as per the decision of STA, Kerala and proposed route is suitable for LMV,MMV and HPV stage carriages with short wheel base .The enquiry report reveals that the proposed route is an ill served one with only two stage carriages (including that of KSRTC) currently conducting service on the route, which is inadequate to cater to the needs of the public, students employees who solely depend on the public transport system at present. The introduction of a new service on the above route will enhance the travelling facilities of public. Moreover, the area covered by the route passes through tribal colonies. The proposed route does not overlap with any notified routes and covers no virgin portion.

Hence, **fresh regular stage carriage permit is granted on the above route** subject to settlement of timings and production of current records of a suitable stage carriage with short wheel base within one month from the date of communication of the decision, failing which grant of permit will be treated as revoked.

Item No.10

Heard. This is an application for fresh regular stage carriage permit to operate on the intra-district route Nemmara-Palakkad Stadium Bus Stand

The route enquiry report of the field officer, Chittur reveals that the proposed route of length 34 kms overlaps with the notified route for a distance of 4.1 kms from Mambram to Palakkad which is objectionable as it exceeds the permissible limit of 5% of the total route length, stipulated in clause 5(c) of G.O(P) No. 42/2009/Tran

dated 14.07.2009. The representative of KSRTC has also submitted an objection mentioning the above violation.

Hence, **the application for fresh permit is prima facie not maintainable and rejected.**

Item No.11

Heard. This is an application for fresh regular stage carriage permit to operate on the intra-district route Melemulli-Kuravanpadi. The route enquiry report of the field officer reveals that proposed route does not overlap with notified route and covers no virgin portion. It is also reported that certain portion of this proposed route covers remote areas of Attapadi tribal taluk and the trip towards Panamaravayal, Melemulli and Kuravanpadi from Goolikadavu and Agali is highly beneficial to travelling public as well as the students since these areas are not served with adequate stage carriage services.

Hence, **fresh regular stage carriage permit is granted** subject to settlement of timings & remittance of application fee if not paid and production of current records of a suitable LMV stage carriage within one month from the date of communication of the decision, failing which grant of permit will be treated as revoked.

Item No.12

Heard. This is an application for fresh regular stage carriage permit to operate on the inter-district route Padinjarangadi-Medical College(Mulamkunnathkavu).It is reported that the proposed route traverses for a distance of 19 Km in Thrissur district out of total route length of 45 km. So prior concurrence from sister RTA is required for consideration of the application. Besides, the report of the field officer is not specific about the distance of overlapping with notified route in this proposal as it merely states that the proposed route crosses the notified route Kozhikkode-Guruvayur at Chalissery

Hence, Secretary is directed to obtain **(i) prior concurrence from RTA Thrissur** with specific mention of intermediate points on the route and the exact distance of overlapping with notified route in the jurisdiction of RTA Thrissur & **directed to obtain (ii) an enquiry report from the field officer regarding the actual distance of overlapping with notified scheme along with a neat sketch** and place the application before RTA for re-consideration. For compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.13

Heard. This is an application for fresh regular stage carriage to operate on the intra-district route Thekkekunnu-Pattambi. The enquiry report does not mention the intermediate points on the portion of the proposed route which overlaps with notified scheme and about the frequency of services in all sectors . On perusal of the proposed time schedule reveals that the service starts at 4.50 am and halts at 7.35 pm with more than 14 hrs of running time.

Hence, the secretary, RTA is directed to furnish an enquiry report specifying all the intermediate points on the sketch of the portion of the route overlapping with notified scheme along with direction to all other main routes and the frequency of services in all sectors. The applicant is directed to submit a modified timing proposal limiting the running hours. On receiving the proposal, the secretary shall conduct an enquiry on the feasibility of the timings and place the matter before RTA for reconsideration. For the compliance of the above, **decision on the application for fresh regular stage carriage permit is adjourned**

Item No.14

1. Perused the judgment dt.10.02.2023 in WP(C) no.4584/2023 by the Hon'ble High Court of Kerala.
2. Applicant is **absent** while the matter is considered. Hence, **decision on the application for fresh regular stage carriage permit is adjourned.** Secretary shall place the application in the

next meeting of RTA with due notice to the applicant, indicating the date, time and venue of the meeting.

Item No.15

Heard. This is an application for fresh regular stage carriage to operate on the intra-district route Nellichode-Nemmara-Karimpara-Puthanthara. On scrutiny of the application, it is more clear that the major area of operation is between Nemmara and Karimpara, which is well served area with only nominal trips to all the ill served sectors. The applicant is directed to submit a modified timing proposal providing even number of trips to all the places mentioned in the time table and specifying the 'via' in every trip. On receiving such a modified proposal, the secretary shall conduct an enquiry on the feasibility of the timings and place the matter before RTA for reconsideration. For the compliance of the above, **decision on the application for fresh regular stage carriage permit is adjourned**

Item No.16

Heard. This is an application for fresh regular stage carriage to operate on the intra-district route Chittur-Civil Station to Koduvayur. On scrutiny of the proposed time schedule, it is seen that passing time at important intermediate points on the route are not mentioned. Hence, the applicant is directed to submit a set of proposed timings by mentioning major intermediate points with passing timings. On receipt of such a proposal from the applicant, the secretary, RTA shall ascertain the suitability of the newly proposed time schedule and submit a detailed report clarifying whether the proposal will lead to severe time clashes with existing services since the proposed route is through an already well served area. For compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.17

Heard. This is an application for fresh regular stage carriage to operate on the intra-district route Kuttippallam-Kuzhalmannam. It is unclear from the proposal, where exactly at Koduvayur the service starts and ends the trip. Similarly, it is not specified where the trips are terminated at Kuzhalmannam. Moreover, the enquiry officer of SRTO, Chittur has not mentioned about the overlapping at Kuzhalmannam Jn. Hence, applicant is directed to submit fresh application rectifying the above defects.

After receiving such an application from the applicant, the secretary, RTA shall conduct a fresh enquiry on the matter and submit a report clarifying the above points with specific mention about the overlapping with notified sector at Kuzhalmannam Jn. For compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.18

Heard. This is an application for fresh regular stage carriage permit to operate on the inter-district route Thiruvizhamkunnu-Parakanni. The enquiry officer reports that the total length of the proposed route is 31 Kms, out of which a distance of 14.4 Kms is in Malappuram district. So prior concurrence from sister RTA is required for consideration of the application. On examining the proposal, only one trip is seen proposed on the ill served area of Parakanni. Besides, the field officer has not reported the sector-wise frequency of stage carriages on the proposed route.

Hence, **the applicant is directed to submit a fresh set of proposed timings by providing a fairly reasonable number of trips to Parakanni.**

On receipt of such a proposal from the applicant, **the secretary, RTA shall ascertain the feasibility of arriving at clash free timings** out of the newly proposed time schedule and submit a detailed report showing the sector-wise frequency of stage carriages on the

proposed route and verifying the feasibility of allowing more stay time at Parakanni.

Secretary is also directed to obtain **(i) prior concurrence from RTA Malappuram** with specific mention of intermediate points on the route and the exact distance of overlapping with notified route in the jurisdiction of RTA Malappuram and place the application before RTA for re-consideration.

For compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Item No.19

Perused the request of the applicant . It is understood that a fresh permit was granted to the applicant as per the decision of this authority dated 06.07.2010 in item No.16 to operate on the intra-district route Tholanur-Chittur. Though the decision of grant of permit was communicated to the applicant with direction to produce current records of a suitable stage carriage within one month, the grantee failed to produce the records of stage carriage within the prescribed time. The maximum time allowable under rule 159(2) of KMV Rules, 1989 to produce the current records of a suitable stage carriage is four months in aggregate. Now after a lapse of 12 years, the grantee filed a request for issuing the above fresh permit, which is not sustainable under law . Hence, **the grant of permit stands revoked.**

Item No.20

Heard. Fresh permit was granted to the applicant as per the decision of this authority dated 11.11.2022, in item No.07, to operate on the intra-district route Kottathara-Chandakkada-Anakatty. . Though the decision of grant of permit was communicated to the applicant on 12.12.2022 with direction to produce current records of a suitable stage carriage within one month, the grantee failed to produce the same within the prescribed time. Now, considering the request dated 26.12.2022 filed by the grantee, **maximum time of four months in aggregate is allowed under rule 159(2) of KMV Rules, 1989 from 12.12.2022 up to**

11.04.2023 to produce the current records of suitable stage carriage, failing which grant of permit will be treated as revoked.

Item No.21

This authority **approves** the request of RTO (Enforcement), Palakkad to attach ‘*issue of tickets*’ (vide rule 86 of KMV Rules, 1989), as one of the permit conditions as per rule 147 of KMV Rules, 1989, for the operation of stage carriage services on the route specified in the permit , in the wake of widespread complaints received from the travelling public regarding non issuance of tickets in stage carriages.

Item No.22

1. Perused the judgment dt. 13.09.2021 in WP(C) no. 12655/2021 of the Hon'ble High court of Kerala.
2. Perused the judgment dt. 04.03.2022 in WP(C) no. 5104/2022 of the Hon'ble High court of Kerala
3. Perused the judgment dt. 12.09.2022 in WP(C) no. 26097/2022 of the Hon'ble High court of Kerala.
4. Perused the judgment dt. 01.03.2023 in WP(C) no. 7036/2023 of the Hon'ble High court of Kerala.
5. Heard the petitioners as well as other stakeholders. In the RTA meeting the counsels representing the ordinary stage carriage operators on the sectors Parali- Pathirapala - Ottapalam, Ottapalam - Kulappully, Kulappully - Shornur, Shornur - Ongallur and Pattambi that the limited stop ordinary services operating on the above sector are now conducting services as ordinary services by stopping at all bus stops in violation of the conditions of the permits issued to them. Countering the above argument, the counsel for Limited Stop Ordinary services alleges that the travelling needs of the general public and students in and around these areas are not adequately served by the ordinary stage carriage services.

Earlier, in compliance with various judgments pronounced by the Hon'ble High court of Kerala in this regard, it is seen that the secretary, RTA convened a conference of the concerned bus operators on 28.11.2022 to resolve this issue amicably. The 31 attendees of the meeting representing the various bus

organisations as well as en route operators , after discussion, was reportedly agreed upon on 61 bus stops for LSOS bus operators on the route Palakkad- Pattambi. Subsequently, the said bus stops were seen notified by the Secretary, RTA , calling for objections, if any, from en route operators. Meanwhile, the Palakkad Jilla Private Bus operators' organisation also seen intimated that many of the en route operators were not able to attend the said conference and requested not to allow more than 39 stops.

Several objections were seen received from the enroute ordinary service bus operators against the above notification stating that in the said notification 61 bus stops were proposed for LSOS services on the route from Palakkad to Pattambi having a distance of 60 kms only , which is not appropriate and may lead to clash of timings & unhealthy competitions and hostility among fellow operators.

In this regard, it is understood that the secretary has relied on the Rule 2(oa) of Kerala Motor Vehicle Rules 1989 which defines an "Ordinary limited stop Service' as a service which is operated on a route having a distance of not more than 140 Kms with one or more stops in every fare stage".

The RTA, being a quasi judicial authority, considering the complexities of the matter and for having a comprehensive view of the matter, orders to constitute a team comprising the competent officers of the Motor vehicle department, the police department & the traffic police department to enquire and study, taking into account the interest of travelling public & students vis-à-vis the interest of the ordinary stage carriage operators on the route and report about the resultant impact of the situation, wherein the Limited stop ordinary services are allowed to stop only in the restricted number of stops.

On receipt of the said report, the matter is to brought to the attention of this authority for reconsideration. Hence, **decision on the matter is adjourned.**

Item No.23

Heard. The application for fresh reserve bus permit in respect of the stage carriage KL-05-AJ-3699 to operate in place of the route buses mentioned in the agenda ,which are owned by the permit holder, is considered and **granted subject to the production of current**

records of the stage carriage within one month from the date of communication of the decision, failing which grant of permit will be treated as revoked and the secretary shall endorse the conditions stipulated under SRO no.880/75 while issuing the reserve bus permit.

Item No.24

Heard. This is an application for variation of permit in respect of stage carriage KL-51-0037 authorised to operate on the intra-district route Ottapalam-Panayur-Ottapalam- Thrangali on the strength of regular permit valid up to 20.05.2025. The proposed variation includes “extension from South Panamanna to V.K.Padi(2km) and from Chorottur Centre to Chorottur Colony(2 ½ km) and additional 4 single trips between Koonathara and Thrangali and 2 single trips between Ottappalam and Thrikkengode temple via Civil Station”.

On perusal of proposed timings, it is seen that the applicant altered almost all the well-settled timings in the guise of proposed variation . Hence, the applicant is directed to furnish a modified time-schedule without changing the existing timings as far as possible with only changes necessary to accommodate the trips to the proposed extension and additional trips if any on the existing route. In the event of submission of modified proposal of timings by the applicant as directed above, the feasibility of the newly proposed timings with regard to the prescribed rate of running timings as per the prevailing decision of STA, Kerala shall be verified through enquiry officer. The enquiry officer shall also verify the curtailment of trips and report about the disadvantages of the proposed variation if any. The report shall be accompanied with a neat sketch with marking of notified route. The violation of clause 19 of G.O(P)No.42/2009/Tran dated 14.07.2009 with regard to the proposed variation shall be specifically mentioned in the report. For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.25

Heard. This application for variation of permit in respect of stage carriage KL-01-AQ-0041, authorised to operate on the intra-district route Ottapalam-Pathiripala on the strength of regular permit valid up to 14.07.2023, was earlier considered in the RTA meeting held on 11.11.2022 as item no.15 , but the decision was adjourned with direction to the applicant to submit a modified time schedule only with necessary changes to accommodate the variation sought by him. On going through the connected records, it is understood that the applicant has not complied with the direction of the RTA. Hence, the **decision on the application for variation of permit is adjourned.**

Item No.26

Heard. This is an application for variation of permit in respect of stage carriage KL-09-U-0205 authorised to operate on the intra-district route Karimpara--Palakkad on the strength of regular permit valid up to 07.11.2025. The proposed variation includes “1.One additional trip from Karimpara to Nemmara and back to Karmipara 2. One additional trip from Nemmara to Kollengode and back to Nemmara.”.

A perusal of the proposed timings makes it clear that the applicant has changed practically the entire set of settled timings unnecessarily, especially at Palakkad, Kollengode and Nemmara under the pretext of proposed variation . Hence, the applicant is directed to furnish a modified time-schedule retaining the existing timings as far as possible with only changes necessary to accommodate the proposed additional trips. If a modified proposal of timings is submitted by the applicant as directed above, the feasibility of the newly proposed timings with regard to the prescribed rate of running timings as per the prevailing decision of STA, Kerala shall be verified through enquiry officer. The enquiry officer shall also verify the curtailment of trips and report about the disadvantages of the proposed variation if any. The secretary shall

take note of the error occurred while typing the name of the place 'Karimpara', which is wrongly typed as 'Karimba' in the agenda and rectify the error while placing the matter before the RTA for re-consideration. For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.27

Heard. This is an application for variation of permit in respect of stage carriage KL-52-N-1505 authorised to operate on the inter-district route Kumbidi—Kozhikkara on the strength of regular permit valid up to 17.05.2027. The proposed variation is an extension from Kozhikkara to Kumaranellur via Kanjirathani and Amettikkara (6 Kms).

As per the existing timings, the vehicle starts at 1.05 pm and reaches Kozhikkara at 1.25 pm, while in the proposed timings, the vehicle reaches Kanjirathani at the same time of 1.25 pm after going past Kozhikkara. In the route enquiry report of the field officer, the route length after variation seems to be reported incorrectly. Hence, a specific report on the above matter is to be furnished by the enquiry officer. It is also seen that the applicant has changed practically the entire set of settled timings unnecessarily, under the pretext of proposed variation. Hence, the applicant is directed to furnish a modified time-schedule retaining the existing timings as far as possible with only changes necessary to accommodate the trips on the proposed extension. If a modified proposal of timings is submitted by the applicant as directed above, the feasibility of the newly proposed timings with regard to the prescribed rate of running timings as per the prevailing decision of STA, Kerala shall be verified through enquiry officer along with the present frequency of stage carriages from changaramkulam to Kumaranellur with timings in each trip. For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.28

Heard. This is an application for variation of permit in respect of stage carriage KL-48-2799 authorised to operate on the inter-district route Kuttippuram - Guruvayur on the strength of regular permit valid up to 14.04.2027. The proposed variation is a deviation from Koottanadu to Kumbidi via Thaneerkode ,Pdinjarangadi and Parakkulam . This application was considered in the last RTA meeting held on 11.11.2022 as item no.17 , but the decision was adjourned calling for a specific report on various points . The said report submitted by the field officer, Pattambi is perused and it is revealed the proposed variation is beneficial to the travelling public and students with no violation of existing norms & regulations. Hence, the **variation is granted subject to settlement of timings and permitting to deviate the 2nd trip from Koottanadu to Kumbidi via Thaneerkode ,Pdinjarangadi and Parakkulam without changing any other timings.**

Item No.29

Heard. This is an application for variation of permit in respect of stage carriage KL 11 Q 3222 authorised to operate on the inter-district route Sholayur-Panamaravayal on the strength of regular permit valid up to 01.12.2023. The proposed variation is an extension from Sholayur to Kozhikkodam(6 Kms). On an examination of the application, it is found that an inordinate rest time is proposed at Kozhikkoodam and nearly all the timings at intermediate points are changed.

Hence, the applicant is directed to furnish a modified time-schedule without changing the existing timings at other intermediate points with only changes required to accommodate the trips on the proposed extension. If a modified proposal of timings is submitted by the applicant as directed above, the feasibility of the proposal as per the existing norms and specifically the stay time at Kozhikkoodam shall be verified through enquiry

officer. For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.30

Heard. This is an application for variation of permit in respect of stage carriage KL-49-A-3767 authorised to operate on the intra-district route Olippara-Pazhambalakkode on the strength of regular permit valid up to 24.07.2025. The proposed variation is an extension of route from Pazhambalakkode to Thiruvilwamala . This application was considered in the last RTA meeting held on 11.11.2022 as item no.19 , but the decision was adjourned calling for a specific report on various points, especially the feasibility of proposed running rate.

The field officer, Alathur, who was entrusted with the specific enquiry on the matter, has categorically reported that the set of timings proposed by the applicant contravenes the prescribed rate of running timing assigned to ordinary stage carriage services as per the prevailing decision of STA, Kerala dt 21.04.2018 vide endt no. D3/2813/STA/2013. Hence, the above application **for variation of permit is rejected.**

Item No.31

Heard. This is an application for variation of permit in respect of stage carriage KL-37-3855 authorised to operate on the inter-district route Thiruvilwamala-Ottapalam on the strength of regular permit valid up to 03.06.2027. The proposed variation includes extensions of route from Nochur to Athipotta & Thiruvillwamala – Anappara with curtailment of trips between Nochur and Tholanur . This application was considered in the RTA meeting held on 08.11.2021 as item no.12 , but the decision was adjourned for a clarification on which RTA ,the proposed extensions fell under, including various other aspects. Now the enquiry report submitted by the field officer Alathur shows that the first extension Nochur to Athipotta falls within jurisdiction of RTA,Palakkad, while the second

extension from Thiruvillwamala to Anappara falls under the jurisdiction of RTA, Thrissur.

Hence **the secretary, RTA shall seek concurrence from the sister RTA, Thrissur** and place the matter before RTA for reconsideration after obtaining the concurrence. For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.32

Heard. This is an application for variation of permit in respect of stage carriage KL 09 AK 4003 authorised to operate on the inter-district route Kunnankulam --- Pattambi on the strength of regular permit valid up to 04.09.2023. The applicant proposes 6 Additional single trips between Peringode and Kootanadu via Thozhukad. But the representative of KSRTC alleges violation of clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009 (from Kootandu to Koottanadu Bus stand) in which it is explicitly stated that the right to operate any new service and to increase trips in the notified route or its portions will be reserved exclusively for State Transport Undertaking.

Hence, **the Secretary is directed to ascertain if there are any additional trips on the notified sector (from Kootandu to Koottanadu bus stand) violating clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009.** For compliance of the above direction, **decision on the application is adjourned.**

Item No.33

Heard. This is an application for variation of permit in respect of stage carriage KL 49 4300 authorised to operate on the intra-district route Kakkanchery-Palakkad on the strength of regular permit valid up to 10.04.2026. The proposed variation is for (1) curtailing the route portion from Kakkanchery to Vandazhy via Vakkala, Thachakode (2) Deviation of route from Vandazhy to Kakkanchery via Chittadi, Mangalamdam, Earthdam This application was considered in the last RTA meeting held on

11.11.2022 as item no.21, but the decision was adjourned with direction to the applicant to furnish a modified time schedule in accordance with the existing stipulations of STA, Kerala by mentioning timings at all main intermediate points and direction to enquiry officer to submit a report with regard to timings and effects of deviation by detailing the comparative effects of proposed variation over the existing route, trips and timings.

On perusal of the objections against the proposed withdrawal of service from ill-served portions filed by the travelling public (especially students' community) and people's representatives as well as the fresh enquiry report submitted by the filed officer, this authority has come to the view that the withdrawal of service from the ill served portion Vandazhy to Kakkanchery via Thachakode,Vakkala will adversely affects travelling public especially students community and allowing trips through well served sector Vandazhy to Kakkanchery via Chittadi, Mangalam Earthdam by curtailing travelling facility of the public and students of the ill served sector is not recommended at all. **Hence, the above application for variation of permit is rejected.**

Item No.34

Heard. This is an application for variation of permit in respect of stage carriage KL 52 D 4554 authorised to operate on the inter district route Kunnamkulam --- Pattambi with the strength of regular permit valid up to 16.05.2027. The proposed variation includes deviation from Chalissery to Padinjarangadi via Mukkootta and Pallangattuchira and from Padinjarangadi to Kootanadu via Mala road,Thannercode . The KSRTC alleges violation of clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009 in the proposal. Hence, the secretary shall enquire and report about the said violation of notification and specifying the intermediate points in each trip on the existing route. For compliance of the above directions, **decision on the application is adjourned.**

Item No.35

Applicant is **absent** when the matter is taken up for consideration. Hence, **decision on the application for regular variation of permit is adjourned.** Secretary shall place the application in the next meeting of RTA after issuing due notice to the applicant indicating the date, time and venue of the meeting .

Item No.36

Heard. This is an application for variation of permit in respect of stage carriage KL 49 C 6780 authorised to operate on the inter district route Mundur- Olavakkode with the strength of regular permit valid up to 02.08.2023. The proposed variation includes extensions of service from Padinjarekkotta to Ayyanthole (2Km) and from Palakkad town bus stand to Palakkad Medical College via IMA junction ,Manappullikkavu (4Km). The KSRTC alleges objectionable overlapping with notified sector in the proposal. The proposed extension from Padinjarekkotta to Ayyanthole falls under the jurisdiction of RTA, Thrissur. Hence **the secretary, RTA shall seek concurrence from the sister RTA, Thrissur** and place the matter before RTA for reconsideration after obtaining the same. For compliance of the above direction, **decision on the application for variation of permit is adjourned.**

Item No.37

Heard. This is an application for variation of permit in respect of stage carriage KL-08-AU-7887 authorised to operate on the intra district route Ayakkurissi-Cherplassery with the strength of regular permit valid up to 07.05.2026. The proposed variation includes Change of halting place from Palakkad to Ayakurissi by providing two additional trips between Ayakurissi and Palakkad. The representative of KSRTC alleges that additional trips proposed are in violation of clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009 in which it is explicitly stated that the right to operate any new service and to increase trips in the notified route or its

portions will be reserved exclusively for State Transport Undertaking. The enquiry officer also reported the same .(The proposed additional trips between Palakkad and Ayakuirssi overlaps with notified route Trivandrum-Palakkad from IMA jn to KSRTC bus stand via Civil Station, Palat Jn, SBI Jn) **Hence, the above application for variation of permit is rejected.**

Item No.38

1.Perused the judgment of Hon'ble High Court of Kerala dated 09.11.2022 in WP(C)No.35872 of 2022.

2. Heard. This is to consider the application for variation of permit in respect of the stage carriage KL-03-J-8157 authorised to operate on the intra district Olippara-Nenmara with the strength of regular permit valid up to 31.05.2025 . The proposed variation is an extension from Olippara to Kodikarimbu . At least three to twenty minutes' change is shown in the proposed timings as compared to the existing timings from Olippara to Nemmara and in all the intermediate points in between. Besides, the total running hours exceeds sixteen hrs, which cannot be managed by a single crew as per the existing rules and regulations. The enquiring officer has categorically reported that the intention of the applicant is to alter the entire time schedule and the application is not to be considered as a variation but to be treated as a new permit u/s 80(3) . In view of the above , **the application for variation of permit is rejected**

Item No.39

Heard. This is an application for variation of permit in respect of stage carriage KL-70-B-8687 authorised to operate on the intra-district route Pothundi-Puthenthara on the strength of regular permit valid up to 28.04.2024. On scrutiny of the application, it is found that trips are shown without 'via'. Hence, the applicant is directed to submit a modified application clearly mentioning the 'via' in each trip . When a modified application is submitted by the applicant as directed above, the same shall be enquired through the field officer and place the matter before the RTA for consideration along with an enquiry report containing all the requisite details

including a neat sketch . For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.40

Heard. This is an application for variation of permit in respect of stage carriage KL-09-X-9277 authorised to operate on the intra district route Govindapuram-Palakkad on the strength of regular permit valid up to 29.06.2024. The proposal is to provide additional trips from Kollengode to Kambrathchalla and back to Kollengode On a close verification of the proposed timings, it is found that a rest time of 7 minutes is provided at Kambrathchalla and the departure time from Palakkad (at 1.40 pm) & arrival time at Kollengode (2.35 pm) are also changed.

Hence, the secretary, RTA shall conduct an enquiry on the feasibility of the proposed stay time at Kambrathchalla and on the necessity of changing the above mentioned timings at Palakkad as well as Kollengode. For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

Item No.41

Heard. This is an application for variation of permit in respect of stage carriage KL 55 9497 authorised to operate on the interdistrict route Edappal-Karinkallathani on the strength of regular permit valid up to 21.08.2026. The variation is sought for providing additional trips in between Anakkara and Kumbidi on the existing route portion with change in existing timings and trips. This application was considered in the last RTA meeting held on 11.11.2022 as item no.25 , but the decision was adjourned calling for a specific report on various aspects. The said report submitted by the field officer, Pattambi is perused and it is revealed the proposed variation is on the Edappal-Kumbidi sector, which is comparatively ill served and it is advantageous to the travelling public and students with no violation of clause 19 G.O(P)

No.42/2009/Tran dated 14.07.2009. Hence, the **variation is granted subject to settlement of timings** without altering the timings at other intermediate points.

Item No.42

Heard. This is a belated application dated 14.11.2022 for renewal of permit on the inter-district route Pattambi-Edayur in respect of stage carriage KL 55 D 0116. Regular permit is expired on 24.01.2022. Application is filed not within the time stipulated under Section 81(2) of Motor Vehicles Act 1988. Applicant has not furnished any good and sufficient cause which prevented from making the application for renewal of permit within the specified time. Hence, to offer a chance to the applicant to furnish valid reasons (if any) to entertain the application as permissible under Section 81(3) of Motor Vehicles Act, 1988, **decision on this application for renewal of permit is adjourned.**

Item No.43

Heard. This is an application for renewal of permit on the inter-district route Thrissur-Malampuzha Dam. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.44

Heard. This is an application for renewal of regular permit in respect of stage carriage KL 53 603 to operate on the inter-district route Ottappalam-Edathanattukara. On perusal of records, it is understood that as per the decision of this authority dated 08.11.2021 in item No.16(II), renewal of permit was already granted by this authority. Secretary shall report the details of records submitted by the applicant for availing the permit and request for condoning delay if any. The matter shall be placed along with the above report with due notice to the applicant in the next open

meeting of this authority. For compliance of the above directions by Secretary, RTA, Palakkad, **further decision on this matter is adjourned.**

Secretary shall serve a show-cause notice under Rule 152 of KMV Rules 1989 to the permit holder calling for explanation why appropriate action as per law should not be taken against her for failure to use this stage carriage for the purpose for which the permit was issued.

Item No.45

Heard. Perused the decision of this authority dated 08.06.2022 in item No.28 in which the application for renewal of permit in respect of stage carriage KL 58 1112 on the intra-district route Edathanattukara-Anakatty- Palakkad as LSOS was rejected since the vehicle had attained 15 years of age, fixed for LSOS stage carriages then. The vehicle was registered on 17.08.2006 and the permit was valid up to 27.02.2022, but permit renewal application was filed belatedly on 05.03.2022. This authority is convinced that the applicant was prevented by good and sufficient causes from making application for renewal of permit in time, hence **delay is condoned.**

Also, considered the request of the applicant dated 13.02.2023 in the wake of G.O(P) No.26/2022/Tran dated 25.09.2022(SRO No.916/2022) of Government of Kerala by which age of Limited Stop Ordinary Stage Carriage Services was enhanced from 15 years to 17 years by amending Rule 260(A)(3) of Kerala Motor Vehicles Rules, 1989.

In view of the above amendment of Kerala Motor Vehicles Rules, by modifying the earlier decision, **Renewal of permit on the intra-district route Edathanatturkara-Anakatty-Palakkad as LSOS is granted from the date of application,** subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid. Secretary shall also verify the service of the vehicle after

expiry of permit on 27.02.2022 and levy compounding fee, if permit-less operation is detected.

Item No.46

Heard. This is an application (filed on 22.05.2020) for renewal of permit, which was valid up to 21.05.2020, in respect of stage carriage KL 17 B 1555 to operate on the inter-district route Mappattukara-Thayoor. Since the validity of documents related to MV Act, 1988 & CMV Rules, 1989 was extended till 31.12.2021 by the Govt due to Covid 19 pandemic, the above application is treated as one filed in time. Secretary is directed to furnish report regarding the total route length in Palakkad district and distance of overlapping with notified route in this district. For compliance of the above direction, **decision on the application for renewal of permit is adjourned.**

Item No.47

Heard. This is an application for renewal of regular permit in respect of stage carriage KL09R1819 operating on the inter-district route Muriyankannikkadavu-Palakkad(LSOS). On perusal of records, as per the order dated 10.03.2021 Secretary, RTA, Palakkad has already granted renewal of this permit for a further period of 05 years from 07.03.2021. Hence, this permit renewal application is disposed as **in-fructuous.**

Item No.48

Heard. The application filed on 21.05.2020 for renewal of permit (No. 9/617/2015 valid up to 09.04.2020) in respect of stage carriage KL 13 L 1947 to operate on the intra-district route Kozhinjampara-Palakkad Stadium Bus stand is considered as the one filed in time, since it was filed within the period extended (due to Covid-19 pandemic) by the Government, during which the documents (related to MV Act, 1988 & CMV Rules, 1989) expired on or after 01.02.2020 were to be treated as valid till 31.12.2021 . In

reply to the notice issued under Rule 152 of KMV Rules, 1989, while appeared for hearing, the applicant submitted that the financial crisis due to Covid 19 pandemic resulted in non-operation of vehicle. Her explanation is found genuine and acceptable.

Hence, **Renewal of permit is granted** subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues in respect of both the vehicles, if any and remittance of fee for the above application, if not paid & the **decision on the application for replacement is adjourned due to lack of validity of permit.**

Item No.49

Heard. This is an application for renewal of permit on the inter-district route Malampuzha-Guruvayur. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.50

Heard. This is an application for renewal of permit in respect of stage carriage KL-07-Q-2496 on the inter-district route Kunnankulam-Shornur. Regular permit was valid up to 07.07.2019. This application for renewal of permit was filed on 04.07.2019 along with request to condone delay. By considering his request, **delay is condoned** & **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.51

Heard. This is an application for renewal of permit on the inter-district route Kadappara-Thrissur. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable,

clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.52

Heard. This is an application for renewal of permit on the inter-district route Palakkad-Thrissur. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.53

Heard. This is an application for renewal of permit on the inter-district route Kuttippuram-Kuttippuram. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.54

The applicant is **absent**. On perusal of records, it is understood the vehicle KL-09-M-5779 has been under form-G for a long period of time and the regular permit was expired on 18.01.2017 and a notice was issued to the permit holder intimating the consideration of application for renewal of permit by this authority. Hence, the secretary shall serve : (1) a show-cause notice under Rule 152 of KMV Rules 1989 to the permit holder calling for explanation why appropriate action as per law should not be taken against her for failure to use this stage carriage for the purpose for which the permit was issued. (2) notice to the permit holder to appear before this authority in the ensuing meeting while the application is again considered .

For compliance of the above directions, **decision on the application for renewal of permit is adjourned.**

Item No.55

Heard. This is an application for renewal of regular permit on the inter-district route Kuttippuram-Koottanad in respect of stage carriage KL 52 K 6166. This permit 9/10020/2007 was valid up to 16.11.2022 and was issued on 17.11.2007(after 09.5.2006). Total length of the route is 26 Km, having route length 18.5 Km and 7.5 Km respectively in Palakkad and Malappuram districts. Total distance of overlapping with notified route is 9.4 Km(Thangalpadi to Kuttippuram Stand-3.1 Km & Thrithala to Koottanad-6.3 Km). Since Clause 4 of G.O(P) No.8/2017/Tran dated 23.03.2017 is quashed by Hon'ble High Court, this permit is no longer a 'saved permit' eligible for renewal. Referral goes back to clause 4 of G.O(P) No.42/2009/Tran dated 14.07.2009, wherein it is stipulated that permits issued in the private sector on or before 09.05.2006 on notified routes will be allowed to continue till the date of expiry of the respective permits. Hence, **it is decided to decline renewal of permit.**

Item No.56

Heard, this is an application for renewal of regular permit on the inter-district route Palakkad-Kozhikkode as LSOS. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.57

I. Heard the applicant, representative of KSRTC and all the concerned. This is to re-consider: (1) the applications for renewal of permit for two successive periods (2) the application for replacement of vehicle (KL 11 R 6489 by KL 85 A 8382) (3) the request to endorse transfer of permit. The stage carriage KL 11 R 6489 was covered by regular permit on the inter-district route Kozhikkode-Palakkad as LSOS, which expired on 26.06.2017.

It is seen from the records that renewal of permit (for the period from 27.06.2017 to 26.06.2022) was allowed as per the decision of RTA, Palakkad dated 28.12.2017, in item No. 138. Though decision of grant of renewal of permit was communicated on 28.02.2018 with direction to produce the current records within 30 days, the grantee failed to produce current records of the vehicle neither within a month nor within the maximum permissible period of four months in aggregate. Hence, as per Rule 172(3)(a) of KMV Rules, 1989 , the **sanction accorded for renewal of permit by this authority in the meeting held on 28.12.2017, vide decision in item No.138 is hereby revoked.**

(II). In view of the decision (I) above, **the subsequent renewal application, replacement application and the request to endorse transfer of permit are all dismissed as in-fructuous.**

Item No.58

Heard. This is a belated application dated 03.02.2023 for renewal of permit in respect of stage carriage KL 09 AM 6547. The year of manufacture of the vehicle is 2007. The regular permit covered by the vehicle on the intra-district route Palakkad-Kozhinjampara is seen expired on 29.03.2021. Application for renewal of permit is filed almost after two years of expiry. This is contrary to Section 81(2) of Motor Vehicles Act, 1988. The applicant is free to submit valid reasons if any to substantiate the inordinate delay on his part in submitting renewal application within the stipulated time as per Motor Vehicles Act.

In case the applicant submits any reasons, the matter shall again be placed before this Authority in the next meeting with due notice to the applicant , along with the detailed remarks of Secretary, RTA, Palakkad on the version of the applicant.

In case of non-response from the applicant also, the application shall again be placed before this authority under proper timely intimation to the permit holder.

Secretary shall also issue notice to the permit holder under Rule 152 of KMV Rules, 1989 requiring him to show cause reasons for not making the permit operational for the conveyance of travelling public for such a long duration. **For the reasons above, the decision on the application for renewal of permit is adjourned.**

Item No.59

Heard. This is an application for renewal of regular permit on the inter-district route Govindapuram-Guruvayur. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.60

Heard. This is an application for renewal of regular permit on the inter-district route Pattambi-Kollengode. **Renewal of permit is granted**, since no Objection Certificate from the financier is produced, subject to clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.61

Heard. This is an application for renewal of permit on the inter-district route Chelakkara-Palakkad. Delay condoned, **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.62

Heard. This is an application for renewal of permit on the inter-district route Mannarkkad-Thrissur. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.63

Heard. This is an application for renewal of permit on the inter-district route Thrissur-Palakkad. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Item No.64

1. Perused the judgment dt .14.02.2023 in WP(C) no.3762/2023 by the hon'ble High court of Kerala.

2. Heard. This is to reconsider the application for renewal of regular permit in respect of stage carriage KL 08 AC 8384 on the inter-district route Kadavallur-Kottekkad as LSOS. This matter was considered by the RTA dt. 11.11.2022 in item no.49 , but the decision was adjourned since the application for renewal of permit had been filed on 13.07.2021 with a vehicle which attained 15 years on 06.01.2020 and was then unsuitable for operation as LSOS.

Later, the Government of Kerala, as per the notification G.O.(P)NO.26/2022 Dtd.25.09.2022 with S.R.O.No.916/2022, increased the age limit of stage carriages operated as Limited Stop Ordinary Services in State from fifteen years to seventeen years by amending sub-rule (3) of rule 260A of KMVR,1989.

Having considered the fact that the vehicle had not attained 17 years as on the date of filing (ie on 13.07.2021) permit renewal application, **this authority grant renewal of permit** subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Since the holding of a permit or a renewed permit is a *sine qua non* to enable an applicant to apply for permission to replace the vehicle as held by the "the Hon'ble High Court of Kerala in Usman v. Regional Transport Authority, Malappuram (2015(4) KLT

590), **this authority has decided not to entertain the application for replacement at this stage.**

Item No.65

Heard. (1) This is an application for renewal of permit on the inter-district route Edappal-Pattambi. Permit was valid up to 26.04.2022. But the application for renewal of permit was seen filed on 13.10.2022, which is not within the time limit stipulated under Section 81(2) of MV Act, 1988. Though the applicant has submitted a request to condone the delay stating that she was not able to file the permit renewal application in time due to ill-health, she has not produced any valid proof in support of her claim. This authority is not convinced that the applicant was prevented by good and sufficient reasons from making application for renewal of permit in time. Hence, **the decision on the application for Renewal of permit is adjourned**, with direction to the applicant to produce any supporting document to consider the request for delay condonation.

(2) In view of the above, **this authority has decided not to entertain the application for temporary permit u/s 87(1)d** on the above route .

Item No.66

Heard and perused records, as per the decision of this authority dated 08.06.2022 in item No.68, renewal of permit in respect of stage carriage KL-13-L-9279 to operate on the inter-district route Muttichoor-Govindapuram was granted. The decision of grant of renewal of permit was communicated on 25.07.2022 vide Endt. No. R19/5998/2022 calling upon the permit holder to produce current records of the vehicle within one month as per Rule 172(3)(a) of KMV Rules 1989. Grantee neither produced current records of the vehicle within one month nor filed any request for extension of time within the period of one month also as permissible under Rule 172(3) (a) KMV Rules, 1989. **Since the applicant failed to**

produce current records of the vehicle even after 07(seven) months after the date of despatch of the order requiring the production of the records of the vehicle , it is decided to revoke the grant of sanction accorded for renewal of permit.

Item No.67

Heard. The regular permit in respect of stage carriage KL 09 Y 1144 is seen expired on 21.06.2021. **Decision on the application for replacement of stage carriage KL 09 Y 1144 by KL 52 Q 5411 is adjourned for lack of validity of permit.**

Item No.68

1. Perused the order of Hon'ble High Court of Kerala dated 06.03.2023 in MP No.455/2023 in MVAA No.64/2023.
2. Heard, this is an application for replacement of stage carriage KL 09 S 1238 by another stage carriage KL 09 T 0009. Regional Transport Authority, Palakkad & Secretary, Regional Transport Authority are respectively the 1st and 2nd respondents in the above Miscellaneous Petition. As the matter is under the consideration of Hon'ble Tribunal in MVAA No.64/2023, this authority feels it is improper to take a final decision on this application for replacement now. There is no provision in Motor Vehicle Act and Rules to allow and endorse the replacement for a short duration as mentioned in the above interim order dated 06.03.2023. Any final decision taken by this authority on this application at this juncture will definitely defeat the purpose of MVAA No.64/2023. Hence, **decision on the application for replacement is adjourned, awaiting final verdict of the Hon'ble State Transport Appellate Tribunal in MVAA No.64/2023**

Item No.69

Heard. **Replacement of stage carriage KL 11 Q 3222 by KL 54 0399 is allowed**, subject to production of NOC from the financier,

in respect of out-going vehicle if applicable, clearance of Mvs.tax and Govt.dues, if any in respect of both the vehicles and remittance of application fee, if not paid

Item No.70

Heard. This is an application for replacement of stage carriage KL 08 BH 8600(covered by regular permit valid up to 15.05.2026 on the inter-district route Ottappalam-Palakkad) by another stage carriage KL 08 BZ 3106. The material difference in terms of seating capacity between out-going vehicle and incoming vehicle is within 25%. Revenue to Government in terms of Motor Vehicle Tax of incoming vehicle is slightly higher when compared to that of out-going vehicle. The incoming vehicle is later model when compared to out-going vehicle. The criteria of calculation of Mvs tax in respect of in-coming vehicle is based on floor area and that of the out-going vehicle is based on the seating capacity. The wheel bases of both the in-coming and out-going vehicles are respectively 520 Cm & 533 Cm(if taken as per Rule 269 of KMV Rules) thus falls in the same band. The report of the enquiry officer also reveals that the incoming vehicle is feasible to operate on the above route. For the above reasons, the **replacement of vehicle is allowed**, subject to clearance of Motor Vehicle tax, Govt. dues if any in respect of both the vehicles and remittance of application fee, if not paid.

Item No.71

Heard. This is an application for transfer of permit. **Decision on this application for transfer of permit is adjourned** for want of revalidating the permit. Secretary shall place the application before this authority after revalidating the permit for reconsideration.

Item No.72

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.73

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.74

Heard. This is an application for transfer of permit. The proposed transferee is having only a temporary address in the state of Kerala. The secretary, RTA shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Item No.75

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid

Item No.76

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.77

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.78

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.79

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.80

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.81

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.82

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.83

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.84

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.85

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.86

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.87

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.88

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.89

Heard and **transfer of permit in respect of stage carriage KL 08 AT 3933 on the intra-disrict route Kuppanda Goudannur-Olavakkode is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.90

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.91

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.92

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.93

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.94

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.95

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.96

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.97

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.98

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.99

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.100

Applicants are absent, when this application for transfer of permit is considered. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit.

The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary. When the matter is again placed for re-consideration, **Secretary shall issue due notices to the applicants requiring them to appear before this authority.**

Item No.101

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.102

Heard. **Regular permit is seen expired on 29.03.2021. Hence, decision on the application for transfer of permit is adjourned for lack of valid permit.**

Item No.103

1. Perused the judgment of Hon'ble High Court of Kerala dated 27.01.2023 in WP(C)No.2329/2023.
2. Heard and **transfer of permit allowed in respect of stage carriage KL 65 R 4793**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.104

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.105

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.106

Heard. This is an application for transfer of permit. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of

written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Item No.107

Heard and **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.108

Heard. The **regular permit is seen expired on 14.03.2023. Hence, decision on the application for transfer of permit is adjourned for lack of validity of permit .**

Item No.109

Heard. The Secretary shall conduct specific enquiry on the application for transfer of permit to ascertain the genuineness as per Rule 178(7) of KMV Rules, 1989. The proper report in original obtained officially from the concerned enquiry officer shall be placed before this authority for reconsideration of this application. Hence, **decision on this application for transfer of permit is adjourned.**

Item No.110

Heard, the decision on this application for transfer of permit was adjourned by this authority in the meeting held on 11.11.2022 vide item No.119 with direction to Secretary to issue notice to the permit holder, hear the permit holder in person and to submit a report before this authority to ensure the genuineness of the application as required under Rule 178(7) of KMV Rules, 1989. The directions are not seen complied in full. In case the permit holder does not turn up for hearing, the reasons for non-response shall be enquired specifically and place the application before this authority in the next meeting with detailed report, after issuing due notices to both

the applicants. Hence, **decision on the application for transfer of permit is adjourned.**

Item No.111

Applicants are **absent.** Hence, **decision on this application for transfer of permit is adjourned** with direction to Secretary to place the same before this authority in the next meeting after issuing due notices to the both the transferor and proposed transferee.

Item No.112

Heard, **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.113

Heard, **transfer of permit is allowed**, subject to clearance of Mvs.tax and Govt.dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Item No.114

1. Heard. Considering the application for countersigning the permit in respect of Educational Institution Bus TN 41 AM 0650 issued by Regional Transport Authority, Pollachi, Tamilnadu, this **authority hereby countersign the permit of the above vehicle**, permitting the operation of this vehicle in the jurisdiction of Regional Transport Authority, Palakkad, subject to conditions already attached to permit.
2. Heard. Considering the application for countersigning the permit in respect of Educational Institution Bus TN-37-BL-0058 issued by Regional Transport Authority, Coimbatore(West), Tamilnadu, this **authority hereby countersign the permit of the above vehicle**, permitting the operation of this vehicle in the jurisdiction of Regional Transport Authority, Palakkad, .
3. Heard. Considering the application for countersigning the permit in respect of Educational Institution Bus TN 37 BY 0741 issued by Regional Transport Authority,

Coimbatore(West), Tamilnadu, this **authority hereby countersign the permit of the above vehicle**, permitting the operation of this vehicle in the jurisdiction of Regional Transport Authority, Palakkad, subject to conditions already attached to permit and remittance of application fee, if not paid.

4. Heard. Considering the application for countersigning the permit in respect of Educational Institution Bus TN 37 BY 7679 issued by Regional Transport Authority, Coimbatore(West), Tamilnadu, this **authority hereby countersign the permit of the above vehicle**, permitting the operation of this vehicle in the jurisdiction of Regional Transport Authority, Palakkad, subject to conditions already attached to permit.
5. Heard. Considering the application for countersigning the permit in respect of Educational Institution Bus TN 37 BY 7566 issued by Regional Transport Authority, Coimbatore(West), Tamilnadu, this **authority hereby countersign the permit of the above vehicle**, permitting the operation of this vehicle in the jurisdiction of Regional Transport Authority, Palakkad, subject to conditions already attached to permit.

Item No.115

(1) Perused the judgment dtd.26.07.2021 in WP(c) no.11379/2021 by Hon'ble High Court of Kerala

(2) Heard. The application for renewal of permit No.9/644/2002 valid up to 15.05.2017 in respect of the stage carriage KL-09-K-3007 was earlier considered by RTA dtd.17.02.2021 vide item no.15 and granted renewal of permit by recording the willingness of the applicant to clear the entire arrear of Motor Vehicles Tax in respect of KL 09 K 3007. Subsequently, the decision was seen communicated on 12.04.2021 to the applicant with direction to

produce current records of the above vehicle for endorsing the renewal of permit within 30 days.

But till date, even after nearly two years, the applicant has not produced the current records of the vehicle to revalidate the permit. It is explicitly clear that the grantee failed to produce current records of the vehicle neither within 30 days nor within the maximum permissible period of four months in aggregate. Hence, as per Rule 172(3)(a) of KMV Rules, 1989 , the **sanction accorded for renewal of permit by this authority in the meeting held on 17.02.2021 vide decision in item No.15 is hereby revoked.**

(3) In view of the decision (2) above and as per the dictum laid down by “the Hon’ble High Court of Kerala in Usman v. Regional Transport Authority, Malappuram (2015(4) KLT 590) *(that only a holder of permit can apply for the permission of the Regional Transport Authority for replacement of the vehicle covered by the permit of another vehicle of the same nature and mere producing the current records of the vehicle sought to be replaced does not give life to the expired permit. The holding of a permit or a renewed permit is a sine qua non to enable an applicant to apply for permission to replace the vehicle)* , **the application for replacement by the vehicle KL-10-V-8669 is dismissed as in-fructuous.**

(4) **The secretary, RTA is directed to look into the allegation raised by the petitioner in WP(C) no.11379/2021 that the stage carriage KL-09-K-3007 had been dismantled without the sanction of the authority and initiate necessary action as per law.**

Item No.116

Renewal of permit issued by the secretary, RTA is ratified

Supplementary item No.01

1. Perused the judgment of Hon’ble High Court of Kerala dated 28.10.2022 in WP(C) No. 30362 of 2022.

2. Heard. This is an application for renewal of permit on the intra-district route Ummini-Palakkad. Permit was valid up to 18.04.2022 and the application for renewal of permit was seen filed on

13.04.2022. Hence, **delay is condoned, Renewal of permit is granted**, subject to clearance of Mvs.tax. and Govt.dues, if any, production of NOC from financier, if applicable and remittance of application fee, if not paid.

3. On verification of the replacement application, it is found that no details of the incoming vehicle are furnished by the applicant . That apart, the application for replacement can be considered only after endorsing renewal of permit. Hence, this **authority has decided not to entertain the above application filed on 22.11.2022 for replacement of vehicle.**

Supplementary item No.02

Heard. This is an application for renewal of permit on the inter-district route Palakkad-Kozhikkode. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Supplementary Item No.03

Heard. This is an application for transfer of permit. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Supplementary item No.04

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Supplementary item No.05

Heard, this is an application for transfer of permit. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Supplementary item No.06

Heard.This is an application for transfer of permit. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Supplementary Item No.07

Heard and **transfer of permit in respect of stage carriage KL 40 B 8885 operating on the route Chulliyardam-Kuzhalmannam is allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Supplementary item No.08

Heard. This is an application for transfer of permit. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Supplementary item No.09

Heard. This is a request from the secretary RTA, Malappuram for concurrence for considering the application for fresh stage carriage permit to operate on the inter district route Kumbidi-Thrithala-Chelakadavu as ordinary service. The matter has been enquired through MVI, Pattambi and it is reported that a distance of 16.5 Kms from Chekannur Madrasapadi to Thrithala via Kumbidi is lying in Palakkad district and the portion of the route from Kumbidi Road Junction to Thrithala (1.1 km) overlaps notified route Kozhikkode-Guruvayur.

Hence, the request for **concurrence for fresh permit is granted**, subject to stipulations in the Notification G.O(P) No.42/2009/ Tran dated 14.07.2009 of Government of Kerala without prejudice to the right of primary authority to take decision on the application for fresh regular permit as per any other prevailing rules & regulations.

Additional Supplementary item No.01

Heard. This is an application for fresh regular stage carriage permit to operate on the inter-district route Thiruvilwamala-Palakkad Stadium Bus Stand. It is reported that the proposed route covers a distance of 5 Km in Thrissur district out of total route length of 39 km. So prior concurrence from sister RTA is required for consideration of the application. Besides, the distance of

overlapping and the notified scheme mentioned in the report of the field officer are not found to be proper.

Hence, Secretary is directed to obtain **(i) prior concurrence from RTA Thrissur** with specific mention of intermediate points on the route and the exact distance of overlapping with notified route in the jurisdiction of RTA Thrissur & directed to obtain (ii) an enquiry report from the field officer regarding the actual distance of overlapping with proper notified scheme along with a neat sketch and place the application before RTA for re-consideration For compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Additional Supplementary item No.02

Heard. This is an application for fresh regular stage carriage permit to operate on the intra-district route Kuttippallam-Kuzhalmannam . From the proposal, it is obvious that the intention of the applicant is to focus the operation of the service on the well served sector Chittur-Koduvayur .

The report of the field officer is not specific about the distance of overlapping with notified route in this proposal as it merely states that the proposed route crosses the notified route Ernakulam--Palakkad at Kuzhalmannam Jn . Also, the feasibility of parking at Kuzhalmannam and Kuttippallam is to be verified.

Hence, Secretary is directed to obtain an enquiry report from the field officer (i) ascertaining the suitability of the proposed time schedule and submit a detailed report clarifying whether the proposal will lead to severe time clashes with existing services since the proposed route is through an already well served area and (ii) regarding the feasibility of parking at Kuzhalmannam and Kuttippallam and (iii) the actual distance of overlapping with notified scheme specifically mentioning “the via” along with a neat sketch and place the application before RTA for re-consideration For

compliance of the above directions, **decision on the application for fresh regular stage carriage permit is adjourned.**

Additional Supplementary item No.03

Heard. This is a request from the secretary RTA, Malappuram for concurrence for considering the application for fresh stage carriage permit to operate on the inter district route Odakayam-Thirur-Edathanattukara as ordinary service. The matter has been enquired through MVI, Mannarkkad and it is reported that a distance of 3.2 Kms from Anjilangadi to Edathanattukara is lying in Palakkad district, which does not overlap with any notified route.

Hence, the request for **concurrence for fresh permit is granted**, subject to stipulations in the Notification G.O(P) No.42/2009/Tran dated 14.07.2009 of Government of Kerala without prejudice to the right of primary authority to take decision on the application for fresh regular permit as per any other prevailing rules & regulations.

Additional Supplementary item No.04

Heard. This is an application for variation of permit in respect of stage carriage KL-51-K-3492 authorised to operate on the intra district route Nellippuzha--Ambalappara with the strength of regular permit valid up to 27.08.2026. The field officer has reported that the proposed variation includes two additional trips from Mannarkkad Bus Stand to Kodathipadi, which objectionably overlaps with the notified scheme Palakkad-Kannanur for a distance of 500 metres. The representative of KSRTC alleges that additional trips proposed are in violation of clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009 in which it is explicitly stated that the right to operate any new service and to increase trips in the notified route or its portions will be reserved exclusively for State Transport Undertaking. **Hence, the above application for variation of permit is rejected on account of violation of clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009.**

Additional Supplementary item No.05

Heard. This is an application for variation of permit in respect of stage carriage KL-51-K-4370 authorised to operate on the inter district route Nedungottur--Cherpulassery with the strength of regular permit valid up to 16.08.2027. On scrutiny of the application, the change in time in the last trip from Pattambi to Nedungottur via Koppam and Chembra is not seen mentioned in the application. In the existing time schedule the service starts from Irumbilaiyam at 04.13 am and reaches Valanchery at 04.31 am, while in the proposal , it is shown as starting from Irumbilaiyam at 04.13 am and reaches Valanchery at 04.51 am, which seems to be contradictory.

Hence, the applicant is directed to submit a modified application mentioning all the intended changes with rectified set of proposed timings and the secretary is directed to enquire and report on the modified application , ascertaining violation clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009 on the route portion from Pattambi to Nedungottur. **For compliance of the above, decision on the application for variation of permit is adjourned.**

Additional Supplementary item No.06

Heard. This is an application for variation of permit in respect of stage carriage KL-47-6570 authorised to operate on the intra district route Nemmara--Nellichode with the strength of regular permit valid up to 05.12.2027. On verification of the proposed timings shown in the agenda, the 'via' is not seen properly mentioned as reported by the field officer in each of the three trips newly proposed between Nemmara and Pothundi dam . Hence, the secretary, is directed to look into the matter and furnish a set of proposed timings rectifying the above error. It is also directed to report whether there are any changed circumstances arisen u/r 145(6) of KMV Rules, 1989 after the issuance of the permit on 06.12.2022. For the compliance of the above, **decision on the application for variation of permit is adjourned.**

Additional Supplementary item No.07

Heard. This is an application for variation of permit in respect of stage carriage KL-51-D-6618 authorised to operate on the intra district route Pavukonam--Kongad with the strength of regular permit valid up to 16.07.2026.

(i) In the existing time schedule the service passes Kadampazhipuram at 04.55 pm and reaches Ottapalam at 05.40 pm, while in the proposal , it is shown as arriving at Ottapalam at 05.43 pm after passing Kadampazhipuram at 04.55 pm. This discrepancy is to be looked into by the secretary.

(ii) The curtailment of existing trips from Ottapalam at 7.10 pm towards Chorottur ,the change of trip timings from Ottapalam as 8.00 pm towards Chorottur are not seen mentioned in the application.

(iii) The total running time required to complete the entire trips in a single day is more than fifteen hours as per the proposal .

Hence, a modified application with necessary corrections is to be submitted by the applicant. On receipt of such an application, a fresh enquiry is to be conducted by the secretary, RTA and furnish a detailed report along with a neat sketch and place the application before RTA for re-consideration . For the compliance of the above, **decision on the application for variation of permit is adjourned.**

Additional Supplementary item No.08

Heard. This is an application for variation of permit in respect of stage carriage KL-09-U-7232 authorised to operate on the intra district route Peringottukurussi--Palakkad with the strength of regular permit valid up to 26.03.2027. The matter was considered by the RTA dt. 11.11.2022 in item no.24 and was adjourned directing the Secretary to (1) specifically verify and report the violation of clause 19, if any in the proposal and (2) report which 2 single trips are proposed to change in this variation and to (3)

report the effects of the proposed variation/change in trips over the existing trips.

On perusal of the new enquiry report submitted by the field officer, it is revealed that though there are 14 trips through notified sectors both in the existing and the proposed time schedule, the applicant proposes by curtailing one trip through Yakkara , an additional single trip through the existing notified sector (ie via Mercy College and KSRTC towards Palakkad) which reaches Palakkad at 5.21 pm, starting from Mannampully temple at 4.45 pm . It is also reported that the proposed curtailment of trip between Kottayi and Palakkad via Pallanchathanur and Yakkara will adversely affect travelling public and students. The field officer has specifically reported that the proposed additional trip between Kottayi and Palakkad via Mercy College, KSRTC is on the notified sector and violates clause 19 of G.O(P) No.42/2009/Tran dated 14.07.2009. **On account of the above violation, this application for variation of permit is rejected .**

Additional Supplementary item No.09

Heard. This is an application for variation of permit in respect of stage carriage KL-09-AP-7664 authorised to operate on the intra district route Ottapalam--Pavukonam with the strength of regular permit valid up to 03.06.2026. On scrutiny of the application and the report, the following shortcomings are noticed:

(i) It is not specifically reported if the new termini due to the proposed variation such as Kothakurissi, Central School, Anthoorparambu and Makkandipara are spacious enough for turning the vehicle and allowing stay time.

(ii) In the application, the applicant has not seen mentioned about the curtailment of trips from Ottapalam to Pallarmnagalam for providing a trip to Anthoorparambu, from Ottapalam to Pavukonam for providing trips to Makkandipara and to Kothakurissi and the same is not seen reported by the field officer either.

(iii) The trip at 7.20 am from Pallarmnagalam is curtailed by providing additional trip at 8.50 pm & the trip from Ottapalam arriving at 9.30 pm in Pavukonam is also seen curtailed

(iv) All the trips to K.T .Padi are seen changed unnecessarily.

(v) Additional trips between Vaniyamkulam and Pavukonam is seen provided by curtailing the trip at 9.45 pm

(vi) The probable changes due to the proposed variation as compared to the existing time schedule are not seen clearly specified in the application. In short, the application and the proposed timings are not matching.

(vii) Besides, the total running hour as per the proposal is obviously over 16 hours and the feasibility of the same is doubtful.

Hence, the applicant is directed to submit a modified application rectifying the defects by providing the required details. On receipt of such an application, a fresh enquiry is to be conducted by the secretary, RTA , keeping in mind the above points and place the application before RTA for re-consideration along with a detailed report & a neat sketch. For the compliance of the above, **decision on the application for variation of permit is adjourned.**

Additional Supplementary item No.10

Heard. This is an application for variation of permit in respect of stage carriage KL-51-A-7866 authorised to operate on the intra district route Ottapalam--Koottilakadavu with the strength of regular permit valid up to 04.08.2024. On scrutiny of the application, the 5.15 pm arrival time & 5.28 departure time at Mannarkkad shown in the proposed time schedule are not seen indicated in the application. Moreover, it is obvious from the proposed time schedule, over 18 hours of running time is required to complete the trips in a day, which is found infeasible with a single crew. Hence, the applicant is directed to submit a modified application rectifying the above defects. On receipt of such an application, a fresh enquiry is to be conducted and a detailed report along with a neat sketch is to be furnished by the secretary, RTA and

then the application is to be placed before RTA for re-consideration . For the compliance of the above, **decision on the application for variation of permit is adjourned.**

Additional Supplementary item No.11

Heard. This is an application for renewal of permit on the inter-district route Malampuzha-Valappad. **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Additional Supplementary item No.12

Heard. This is an application for renewal of permit on the inter-district route Govindapuram-Thrissur. **Delay** in filing application **for renewal of permit is condoned.** Hence, **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Additional Supplementary item No.13

Heard. This is a belated application dated 27.02.2023 for renewal of permit on the intra district route Peringottukurissi-Koduvayur which was valid up to 12.11.2022. This authority is convinced that the applicant/permit holder is prevented by good and sufficient reasons from making application for renewal of permit within the stipulated time. Hence, by considering the request, **delay in filing permit renewal application is condoned.** *Secretary shall verify service of the vehicle from the date of expiry of permit, and realise compounding fee, if permit-less operation is detected.*

Hence, **renewal of permit is granted** from the date of application, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Additional Supplementary item No.14

Heard. This is an application dated 09.01.2017 for renewal of regular permit in respect stage carriage KL 46 K 3760 for a further period of 5 years from 23.01.2017 to operate on the inter-district route Anakatty-Guruvayur via Agali, Goolikkadavu, Thavalam, Mukkali, Mannarkkad, S.K.Puram, Vallapuzha, Pattambi, Koottanadu and Kunnamkulam as LSOS by curtailing the route portion from Goolikkadavu to Vayaloor(14 Km) to restrict the total length of the route within 140 Km (ie., 132.5 Km) as required under Rule 2(Oa) of KMV Rules, 1989.

Since the application for variation of permit (curtailment of route portion between Goolikkadavu and Vayaloor) is for restricting the route length within 140 Km so as to renew the permit, **variation of permit is allowed** without any change in the existing timings by avoiding timings at Vayaloor and subject to remittance of application fee, if not paid. The application for **renewal of permit is also granted on the above varied route** subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Additional Supplementary item No.15

Heard. This is an application for renewal of permit on the inter-district route Chittur-Kadampuzha. **Delay** in filing application for **renewal of permit is condoned**. Hence, **Renewal of permit is granted**, subject to production of NOC from the financier, if applicable, clearance of Mvs.tax and Govt.dues, if any and remittance of application fee, if not paid.

Additional Supplementary item No.16

Heard. This is an application for renewal of permit on the inter-district route Medical College-Govindapuram. **Renewal of permit is granted**, subject to clearance of Mvs.tax. andGovt.dues, if any,

production of NOC from financier, if applicable and remittance of application fee, if not paid.

Additional Supplementary item No.17

Heard. Having considered the application made to it in writing by the permit holder, for endorsing the renewal of permit granted by the RTA dt. 11.11.2022 in item no. 38 , this authority **condones the delay** in producing the current records of the stage carriage KL-10-S-4116 since it is satisfied that there are sufficient grounds for the delay and it is understood that the applicant has produced the current records of the vehicle within a period not exceeding four months in aggregate, as per rule 172(3)(a) of KMV Rules, 1989.

Additional Supplementary item No.18

Heard and **transfer of permit in respect of stage carriage KL 09 AL 2799 operating on the route Guruvayur-Palakkad is allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.19

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.20

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.21

Heard, this is an application for transfer of permit. The proposed transferee is having only temporary address in the state of Kerala. Secretary shall conduct a specific enquiry and ascertain whether the address is genuine, proper and enough for the purpose of

written communication. Secretary shall also conduct specific enquiry(including the financial stability of the proposed transferee to conduct stage carriage service) as required under Rule 178(7) of KMV Rules, 1989 to satisfy that the application is *bona fide* to allow transfer of permit. The **decision on the application for transfer of permit is adjourned** for compliance of the above direction by Secretary.

Additional Supplementary item No.22

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.23

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.24

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.25

Heard and **transfer of permit allowed**, subject to clearance of Mvs.tax and Govt. dues, if any, production of NOC from the financier, if applicable & remittance of application fee, if not paid.

Additional Supplementary item No.26

Heard. As per the decision taken in the connected case vide item no.115 of this meeting ,this authority has revoked the sanction accorded earlier by RTA in the meeting held on 17.02.2021 (vide decision in item No.15) for renewal of permit in respect of the stage carriage KL-09-K-3007, whose regular permit expired on 15.05.2017. **Hence, the application for temporary permit in**

place of the above route bus is not maintainable and is rejected.

Additional Supplementary item No.27

Heard. Considering the application for countersigning the permit in respect of Educational Institution Bus TN 99 E 6703 issued by Regional Transport Authority, Coimbatore (West) Tamilnadu, this **authority hereby countersign the permit of the above vehicle,** permitting the operation of this vehicle in the jurisdiction of Regional Transport Authority, Palakkad, subject to conditions already attached to permit.

Sd/-

M.P. James,
Deputy Transport Commissioner
Central Zone-1, Thrissur
& member-RTA, Palakkad

Sd/-

R.Viswanadh
District Police Chief, Palakkad
& member-RTA, Palakkad

Sd/-

Dr. S.Chithra IAS
District Collector, Palakkad
& Chairman-RTA Palakkad