

DECISION OF THE
REGIONAL TRANSPORT AUTHORITY MEETING
THIRUVANANTHAPURAM(RURAL)
AT ATTINGAL

TO BE HELD ON 27/03/2023

AT COLLECTORATE CONFERENCE HALL, THIRUVANANTHAPURAM

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

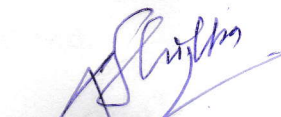
ITEM NO.1**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

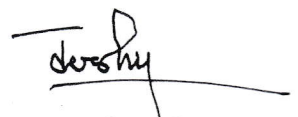
Heard the learned counsel represented the applicant. Total route length is 8 kms, in which overlapping on notified route which is only 2.5 % of the total route length in this case. The field officer also reported that the entire route is beneficial to travelling public of Ayilom to Attingal. Hence fresh regular permit granted on the route Attingal - Ayilam subject to settlement of timings.

ITEM NO.2**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

Heard the learned counsel represented the applicant. Perused the judgment M.V.A.A NO. 103/2013 of the Honorable State Transport Appellate Tribunal, Ernakulam. The applicant applied for a Four month temporary permit on the route Korani - Palode, in which there is no regular permit. The timings allotted to the former route vehicle had already been shared by other fellow operators. Grant of such a temporary permit on this route will create unhealthy competition with other operators and leads to loss of peace and harmony now existing in the sector. Field officer also reported that there is no need of temporary permit. KSRTC strongly objected and stated that a distance of 7.8 km from Korani to Alamcode and another distance of 2.4 km from Porunthamon to Kilimanoor are objectionably overlapping. So it is the violation of G.O (P) No 8/2017/Trans dated 23/03/2017. Total distance of the route is 44.7 kms, in which 10.2 km is objectionably overlapping which is 22.81%. Permissible overlapping on a route is 5 % of the total route length. Hence application for Four month temporary permit is **rejected**.


Chairman


Member -1


Member-2



ITEM NO.3**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

Heard the learned counsel represented the applicant. Perused the order in M.V.A.A NO 32/2023 of Hon'ble State Transport Appellate Tribunal, Ernakulam. The total variation applied for is 54% of the route length, in which the total objectionable overlapping is 3.9 Km which is 11.8% of the total route length. This is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. Moreover section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act also. The Hon'ble State Transport Appellate Tribunal ordered to provisionally grant variation of permit for two months. But motor vehicle Act and section does not provide provisional issuance of variation. Hence the application for variation is **rejected**.

ITEM NO.4**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

Heard the learned counsel represented the applicant. The variation applied for is by adding one additional trip in the halt time at Attingal without changing the existing timings. Total Route length is 30 kms, in which the total objectionable overlapping is 1.0 Km which is 3.3% of the total route length. KSRTC strongly objected the variation and stated that a distance of 0.5 km from Attingal to Kacherinada and another distance of 0.5 km from Valiyakada to chirayinkeezh overlapping on nationalized route. So it is the violation of G.O (P) No 8/2017/Trans dated 23/03/2017. Moreover Grant of such a variation of permit on this route will create unhealthy competition, time clash with other operators and leads to loss of peace and harmony now existing in the sector. The field officer reported that the route is well served area. Hence the application for variation is **rejected**.


 Chairman


 Member -1


 Member-2


ITEM NO.5**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**


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

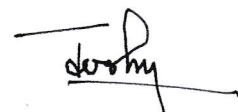
Heard the learned counsel represented the applicant. The total variation applied for is 900 meter of the total route length (30Kms), in which the total objectionable overlapping is 1 Km which is 3 % of the total route length. This is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. Moreover Grant of such a variation of permit on this route will create unhealthy competition, time clash with other operators and leads to loss of peace and harmony now existing in the sector. The field officer reported that the route is well served. Hence the application for variation is **rejected**.

ITEM NO.6**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

Heard the applicant and perused records. Section 80(3) (i) of the Motor Vehicle Act 1988 states that in case of variation the termini shall not be altered. Hence in this case it is violation of section 80(3) (i) of Motor vehicle Act. Total overlapping on notified route 5.4 Kms which is 5% of the Total Route length. This is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. In addition to this there were strong objections from KSRTC, Headmistress, C.P Higher Secondary School, Kuttikkadu, Kadakkal, Ittiva Grama Panchayath, Pazhayakunnummel Gramapanchayath, Kadakkal Grama Panchayath's against the grant of variation applied for. The curtailment of 10 Kms from Kadakkal, Attupuram, Vayyanam, Chunda will adversely affect the travelling facility in this region and the curtailment is against the purpose of the permit. This is against the clause 5(c) of the GO (P).42/2009/TRANS dated 14.07.2009. Moreover Grant of such a variation of permit on this route will create unhealthy competition, time clash with other operators and leads to loss of peace and harmony now existing in the sector. The field officer reported that the route is well served. Hence the application for Variation of permit is **rejected**.


Chairman


Member -1


Member-2



ITEM NO.7**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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

ITEM NO.8**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

Heard the learned counsel represented the applicant. This was an application for the renewal of existing permit. But an unexpected clerical error pointed out the route in agenda. Hence the item is **adjourned** for the time being and Secretary RTA is directed to correct the route and place it in the next RTA.

ITEM NO.9**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**


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

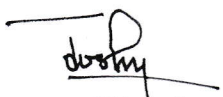
Heard the learned counsel represented both the applicants. The application for transfer of permit is genuine and having no objection. Hence **granted**.

ITEM NO.10**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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


Chairman


Member-1


Member-2



ITEM NO.11**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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

ITEM NO.12**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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

ITEM NO.13**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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

ITEM NO.14**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

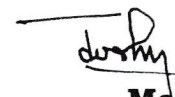
Heard the learned counsel represented both the applicants. The application for transfer of permit is genuine and having no objection. Hence granted.

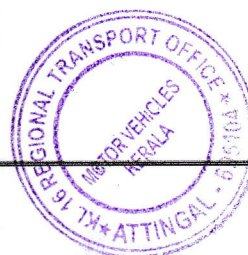
ITEM NO.15**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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


Chairman


Member -1


Member-2



ITEM NO.16**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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

ITEM NO.17**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

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

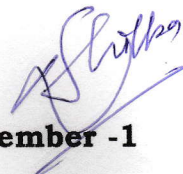
Heard the learned counsel represented both the applicants. The application for transfer of permit is genuine and having no objection. Hence granted.

ITEM NO.18**Decision of the Regional Transport Authority, Attingal [Rural] Dated 27/03/2023**

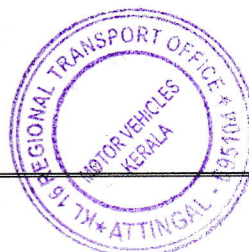
Heard the learned counsel represented the applicant. A regular permit was granted on the route Kochupalam – Kallambalam to Sri.Abdul Majeed (The father of applicant) by the RTA dated 14/11/2019. But current records not produced in time and the grantee died on 15/04/2021. Hence sanction of fresh regular permit is revoked and the application for transfer of permit is rejected.

Since the applicant is the legal heir of the deceased and still continuously servicing on temporary permit on the same route. Hence the RTA has directed issue four month temporary permit on the above route till the issuance of fresh permit to the applicant, the applicant is advised to submit Fresh application for regular permit on his favour.


Chairman


Member -1


Member-2



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

District Collector & Chairman

Regional Transport Authority

Attingal.


GEROMIC GEORGE IAS
DISTRICT COLLECTOR
THIRUVANANTHAPURAM

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

District Police Chief (Rural) & Member

Regional Transport Authority

Attingal.


SHILPA. D IPS
DISTRICT POLICE CHIEF
THIRUVANANTHAPURAM RURAL
PHN: 822457

3. **Sri. K. JOSHY**

Deputy Transport Commissioner (South Zone) & Member

Regional Transport Authority

Attingal.


Deputy Transport Commissioner
South Zone, Thiruvananthapuram
Pen : 428685

