

**Decision of RTA Kasaragod Meeting held on 15.06.2023
AT COLLECTORATE MAIN CONFERENCE HALL, KASARAGOD**

Present: 1. Sri.Inbasekar K IAS
Chairman RTA and District Collector
2. Dr. Vaibhav Saxena IPS
District Police Chief & Member
3. Sri. R. Rajeev
Deputy Transport Commissioner
North Zone, Kozhikode

Item No.1

Heard. This is an application for grant of regular stage carriage permit on the route Kasaragod-Kayarpadavu-Kumbala-Mundyathadka (via Manyaneerchal-Badiadka-Kinningar-Yethadka-Kasaragod Railway station) as ordinary service. As per the route enquiry report notified portion is Kasaragod to BC Road 3 Km and NH 3 Km. During the meeting objection received is notified section starts from Kasaragod to Kasaragod KSRTC Bus stand. As per GO(p)13/2023 the entire route portion on NH is notified(Kannur-Kasaragod scheme). The secretary RTA is directed to obtain specific report on the overlapping portion on the notified sector and place in the next meeting. **Hence Adjourned**

Item No.2

Heard. This is an application for grant of regular stage carriage permit on the route Bandadka-Kanhangad(via Kundamkuzhi-Periya) as ordinary service. The enquiry officer has reported that notified portions are 0.50Kms and Periya to Central University 0.50Kms. In the meeting, an objection received is route from Kanhangad to Periya is notified. The secretary RTA is directed to obtain specific report on the overlapping portion on the notified sector and place in the next meeting. **Hence Adjourned.**

Item No.3

Heard. This is an application for grant of regular stage carriage permit to S/C KL14 H 2977 or suitable vehicle on the route Kumbala-Badiadka-Kinningar-Kayarpadavu(via Agalpadi-Ethadka) as ordinary service. The enquiry officer has reported that the route applied is having limited stage carriage services and introduction of the proposed services will be helpful to the travelling public and students. The Enquiry officer has also be reported that Badiadka to Kumbala is a well served route, Badiadka to Kinningar is an ill-served portion and Ethadka to Kayarpadavu no Stage Carriage is conducting services and the proposed route is beneficial the school going children and travelling public on that area. There is no overlapping in the notified sector on the proposed route. **Hence fresh permit Granted subject to settlement of timings.**

Item No.4

Heard. This is an application for grant of regular variation of permit in respect of S/C KL13T6597 operating on the route Peringara-Kanhangad(via Cheemeni-Cheruvathur-Nileswar-Kanhangad). Variation applied is 1) extending the route Peringara to Perumbatta a distance of 1.9km. 2) Curtailment of six tripps through the portion from Pallippara to Cheerkkulam(via Puliyannur). 3)Deviation of tripp from Pallippara to Cheerkkulam (via Kallapathi). The Enquiry officer has reported that the proposed variation are through ill-served sector, the variation is in the permissible limit of Section 80(3)(i) and not violating the clauses of GO(p)13/2023. The proposed route includes a virgin portion from Peringara to Perumbatta ,1.9km. distance is to be obtained. not seen produced. **Hence variation of permit granted subject to 1)Obtaining road fitness certificate from PWD authorities. 2) Settlement of timings .**

Item No.5

Heard. This is an application for grant of regular variation of permit in respect of S/C KL61 5719 operating on the route Chengala-Kasaragod-Mulleriya(via Mallam-Bovikanam-Paika-Nellikkata). Variation applied is extending the route from Chengala to Mulleriya by adding an additional round trip, accordingly the halting place changes from Chengala to Mulleriya. The Enquiry officer reported that the proposed extension is highly beneficial to the public since it is the last service from Kasaragod to Mulleriya. Primary permit issued in the year 1999 and hence the overlapping on the notified sector from Kasaragod to Chengala shall not violate the clauses of GO(p)13/2023. **Hence variation of permit is granted subject to settlement of timings.**

Item No.6

Heard. This is an application for grant of regular variation of permit in respect of S/C KL14F 7155 operating on the route Thalappady-Uppala-Ballur(via Paivalika-Bayar-Muligadde). Variation applied is extending one round trip from Uppala to Muligadde having a distance of 15 kms. 2) Curtailing the route from Thalappdy to Uppala having a distance of 13kms. The Enquiry officer reported that curtailment portion is well served and extension portion is ill served. **Hence variation of permit is granted subject to settlement of timings.**

Item No.7

Heard. This is an application for grant of regular variation of permit in respect of S/C KL 60 J 3095 operating on the route Vellarikkund-Cherupuzha bus stand(via Bheemanadi-Chittarikkal-Nallompuzha). Variation applied is 1) the extension of route from Chittarikkal to Kunnumkai one round trip having a distance of 10 kms. 2) the extension of route from Chittarikkal to Kattamkavala one round trip having a distance of 3.5 kms. The matter was taken up for consideration in the meeting of the RTA held on 26. 11.2022 and the secretary RTA was directed to conduct detail enquiry on the effect of curtailment, if any, in the existing route, hence adjourned. The enquiry officer has reported that no curtailment on the existing route and the extension sought is within the permissible limit of section 80(1) CMV Act. **Hence variation of permit is granted subject to settlement of timings.**

Item No.8

Heard. This is an application for grant of regular variation of permit in respect of S/C KL 14 G 4737 operating on the route Kasaragod-Yethadka(via Badiadka-Agalpadi). Variation applied is curtailing one round trip from Badiadka to Yethadka having a distance of 10 kms. The proposed curtailment is fourth round trip from Badiadka starting at 1.45pm and return trip from Yethadka at 2.30pm. The enquiry officer has reported that the curtailment will be adversely affect the students and travelling public. It is also reported that the curtailment portion is an ill-served area. **Hence variation of permit is rejected.**

Item No.9

Heard. This is an application for grant renewal of permit in respect of S/C KL 18 C 6537 operating on the route Cheemeni-Kottappuram-Thaikadappuram-Azhithala-Madakkara-Erinhikeel(via Cheruvathur-Nileswaram). The permit expired on 26.11.2022 and renewal application submitted only on 30.03.2023. As per the KMV Act 81(3) the Regional Transport Authority or the State Transport Authority as the case may be entertain an application for the renewal of permit after the last date specified in that sub section if it is satisfied that the applicant was prevented by good and sufficient cause from making an application within the time specified. The applicant has not been produced sufficient reason for delay in filing in application after the prescribed time limit. **Hence the renewal of permit application is rejected.**

Item No.10

Heard. This is an application for grant renewal of permit in respect of S/C KL 13 K 9045 operating on the route Ichilangode-Bandiyod-Dharmathadka-Kaniyala-Uppala-Kasaragod-Poinachi. The permit expired on 28.02.2018. The first renewal application submitted on 03.02.2018. The second renewal application submitted on 21/02/2023. The vehicle was in G-Form from 01.04.2017 to 31.01.2023 and not conducted service. The tax for the period from 31/01/2023 was exempted and tax paid up to 30/06/2023. The Secretary RTA reported that the

service of the vehicle resumed services on the strength of temporary permit issued under section 87(1)(d). Hence renewal of permit is granted subject to 1). Realization of renewal fees from 01/03/2018 to 28/02/2023 and 01/03/2023 to 28/02/2028. 2). Clearance of government dues, if any 3). Production of Financial NOC if applicable.

Item No.11

Heard. This is an application for grant renewal of permit in respect of S/C KL 14 E 2130 operating on the route Thalappady-Manjeswaram-Uppala-Kumbala-Kasaragod. The permit expired on 11.09.2021 and renewal application submitted only on 09.11.2022. As per the KMV Act 81(3) the Regional Transport Authority or the State Transport Authority as the case may be entertain an application for the renewal of permit after the last date specified in that sub section if it is satisfied that the applicant was prevented by good and sufficient cause from making an application within the time specified. The applicant has not been produced sufficient reason for delay in filing in application after the prescribed time limit. **Hence the renewal of permit application is rejected.**

Item No.12

Heard. This is an application for grant renewal of permit and replacement of vehicle in respect of S/C KL 14 C 3872 which was operated on the route Kasaragod-Kollakada(via Vidyanagar -Civil station-Seethangoli). The permit expired on 18.05.2010. The vehicle was not in operation since 18.05.2010 the matter was discussed in the meeting of RTA held on 04.06.2010 vide item no.39 and granted the renewal of permit and transfer of permit(death). However the applicant failed to produce the current records of vehicle within the stipulated period of time extended to the applicant as per KMVR 172(3). Hence Renewal of permit and transfer of permit revoked as per the decision of RTA dtd.09.12.2010 vide item no.21. The route bus was not in service for the last 13 years nor in substitute permit issued on the route and therefore the circumstance for which the permit is required does not exist. The request of the applicant is not justifiable, **hence rejected.**

Item No.13

Heard and Perused the Order of Hon'ble High Court in WP(C) 10022/2023 dtd.30.03.2023. in which the Hon;ble High Court has specifically directed that the application for renewal of permit shall be considered if the applicant cleared the arrears from 01.07.2022 to 31.03.2022 . In this case the applicant has not cleared the tax arrears 01.07.2022 to 31.03.2022 . Hence the question of renewal of permit cannot be considered and also the question of replacement. Hence rejected.

Item No.14

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.15

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.16

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.17

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.18

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.19

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.20

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.21

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.22

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.23

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any.

Item No.24

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.25

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any.

Item No.26

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.27

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.28

Heard. Adjourned since the fancier in respect of the KL 14 Y 2460 (original vehicle) vehemently objected the renewal, transfer of permit etc.

Item No.29

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any

Item No.30

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any

Item No.31

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any

Item No.32

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.33

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.34

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.35

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.36

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.37

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.38

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.39

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any

Item No.40

Heard. Transfer of permit granted subject to the production of No Objection Certificate from the financier and clearance of tax or government dues,if any

Item No.41

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.42

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.43

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.44

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.45

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.46

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.47

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.48

Heard. Transfer of permit granted subject to clearance of tax or government dues,if any.

Item No.49

Heard and verified the records of both incoming and outgoing vehicles. The permit holder applied for replacement of newly purchased vehicle to the existing operating leased vehicle. The incoming vehicle (KL 50 B 2448) is with seating capacity 48 and model 2011. The outgoing vehicle (KL 57 A 3933) is with seating capacity 38 and model 11/2007. The material difference between the incoming vehicle and the existing vehicle is more than 25%. However, the replacement of the vehicle attracts more Government revenue and more facility to the commuters on the route. Hence the replacement of vehicle may be granted.

Item No.50

Cancellation of permit in respect of S/C KL 13 AB 8778 granted by secretary RTA is hereby ratified.

Item No.51

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

Item No.52

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

Item No.53

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Item No.54

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

Item No.55

Heard. The matter was taken up for consideration in the meeting of the RTA held on 26.11.2022 vide item no.58 and rejected. The present application is to grant new autostand at Deli junction instead of Deli. The enquiry officer has reported that there is no need to consider the application since the place is fully congested and obstructs smooth travelling of vehicles. There is no enough space for parking for autorikshwas. Hence rejected.

Item No.56

Heard. Perused the judgement in WPC 2998/2023 pronounced by the Hon'ble High Court of Kerala on 23.02.2023. The agenda is to grant permission to more autorikshwas within the municipal limits of Kanhangad Municipality. The Hon'ble High Court of Kerala directed the RTA to consider the application in merit and in accordance with law, after affording an opportunity to the petitioners. The Secretary Kanhangad Municipality and Assistant Executive Engineer PWD (Roads) has been asked to submit the feasibility of granting additional parking facility to autorikshwas. However it has been reported that since more auto rikshwas are being serviced within the municipal limit than the fixed numbers. The Municipal authority has also re-iterated that the sufficient space is not available and the existing autorikshwas are beyond the capacity of parking areas which will lead to traffic congestion and hence additional parking facility could not be provided at this point of time. Hence the applications are rejected. The order of Hon'ble High Court is thus complied herewith.

Item No.57

As per the report of Enquiry Officer the proposed bus stop would be beneficial to the travelling public. Hence new bus stop at Manikumba is granted with direction of the secretary Paivalige Grama Panchayath to ensure the erection of bus bay and providing of adequate bus shelters on both sides.

Supplementary Items

Item No.1

Heard. Transfer of permit(death) and renewal of permit granted subject to clearance of tax and government dues if any and realizing of compounding fee for belated period.

Item No.2

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

Item No.3

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

Item No.4

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

Item No.5

Discussed. It's a representation received from Deputy Superintendent. Of Police special branch, Kasaragod with regard to the traffic arrangements in front of KSRTC Bus stand Kasaragod. In the light of the letter the entry to KSRTC bus stand is hereby restricted through KPR Rao Road via Airlines Junction and exit route is through bank road. The District Transport Officer of KSRTC Kasaragod is directed to ensure the above at the earliest.

Item No.6

Heard, as per the decision in the 22nd meeting of SITCO, Counter signature is granted.

1. Sri.Inbasekar K IAS
Chairman RTA and District Collector

2. Dr. Vaibhav Saxena IPS
District Police Chief & RTA Member

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