

**MINUTES OF THE MEETING OF REGIONAL TRANSPORT  
AUTHORITY ERNAKULAM HELD ON 17-06-2023**

**Present:- Chairman-**

**Sri. N S K Umesh I.A.S., The District Collector, Ernakulam**

**Member:-**

**Sri.G Ananda Krishnan, Deputy Transport Commissioner [Law], CZ- II, Ernakulam(Full Additional Charge).**

**Item No.01**

Heard; the learned counsel represented the applicant, Sri. Ansif M A, Vadakkekara P O, Pattanam, North Paravur- 683522. This is the application for the grant of fresh Intra district Ordinary Moffusil permit on the route North Paravur – High Court Jn via Cherai, Narakkal, Kalamukku Jn and Vypin as Ordinary Moffusil Service.

On perusal of the agenda, file and enquiry report this authority perceived that the proposed route objectionably overlaps the notified routes mentioned in the draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant a fresh regular stage carriage permit in the proposed route. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for fresh permit for the finalization of the above draft notification.

The applicant Sri. Ansif M A submitted an application for temporary permit on the above route before RTA. Being these are the facts, this authority hereby grant a temporary permit of duration 4 month or up to the finalization of the above draft notification B1/134/2022/Trans dtd.17/05/2023 whichever is earlier; under sub-section (2) of section 99 of the Motor Vehicles Act, 1988, subject to the settlement of timings. Secretary, RTA is permitted to re-issue the temporary permit for a period up to one year or up to the finalization of the above draft notification whichever is earlier.

### **Item No.02**

Heard; the learned counsel represented the applicant, Sri. Binoj K S, Kudilil House, Avootty Road, Nanthiyattukunnam, Athani, North Paravur-683513. This is an application for grant of fresh Intra district Ordinary Moffusil permit on the route North Paravur – High Court Jn- Vypin via Cherai, Kalamukku and Goshree Bridges as Ordinary Moffusil Service.

On perusal of the agenda, file and enquiry report this authority perceived that the proposed route objectionably overlaps the notified routes mentioned in the draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant a fresh regular stage carriage permit in the proposed route. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for fresh permit for finalization of the above draft notification.

The applicant Sri. Binoj K S submitted an application for temporary permit on the above route before RTA. Being these are the facts, this authority hereby grant a temporary permit of duration 4 month or up to the finalization of the above draft notification B1/134/2022/Trans dtd.17/05/2023 whichever is earlier; under sub-section (2) of section 99 of the Motor Vehicles Act, 1988, subject to the settlement of timings. Secretary, RTA is permitted to re-issue the temporary permit for a period up to one year or up to the finalization of the above draft notification whichever is earlier.

### **Item No.03**

Heard; the learned counsel represented the applicant, Sri. Saneesh T S, Thanikkal House, Valluvally, Koonammavu P O, Pin-683518. This is an application for the grant of fresh Intra district Ordinary Moffusil permit on the route Munambam – Vytila Hub via Cherai, North Paravur, Kottuvallu south, Thirumooppam, Varapuzha Bridge, Edappally and Palarivattom Bypass as Ordinary Moffusil Service.

On perusal of the agenda, file and enquiry report this authority perceived that the proposed route objectionably overlaps the notified routes mentioned in the

draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant a fresh regular stage carriage permit in the proposed route. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for fresh permit for the finalization of the above draft notification.

**Item No.04**

Heard; the learned counsel represented the applicant, Sri. Rajesh R, Ramady House, Nayarambalam P O, Nayarambalam -682509. This is an application for grant of fresh intra district regular permit on the route MANJANAKKAD – HIGH COURT Via Njarakkal, Elamkunnappuzha, Kalamukku and Vypinas Ordinary Moffusil Service in the vacancy of stage carriage KL 06 C 8927. The learned counsel has intimated that the applicant is ready to offer a suitable vehicle with seating capacity not less than 33 in all within the time limit specified U/R 159[2] of KMV Rules-1989, if the regular permit is granted.

This authority considered the application including the timings in detail. On perusal of the agenda, and enquiry report; this authority perceived that there is no objectionable overlapping of any notified route mentioned in notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Therefore, there is no legal impediments for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were not sustainable. As per Motor Vehicles Act-1988, permit cannot be denied to anyone on the applied route, if there is no legal impediment.

Therefore, the regular permit is **granted** in favour of Sri. Rajesh R, Ramady House, Nayarambalam P O, Nayarambalam -682509 on the applied route MANJANAKKAD – HIGH COURT Via Njarakkal, Elamkunnappuzha, Kalamukku and Vypinas Ordinary Moffusil Service in the vacancy of stage carriage KL 06 C 8927 in respect of his suitable stage carriage with seating capacity not less than 33 in all, subject to settlement of timings and the applicant is directed to produce the current records of the offered vehicle within thirty days of communication of this

decision as per the time limit specified U/R 159[2] of KMV Rules-1989 failing which the grant of regular permit will be treated as revoked without further notice.

**Item No.05**

Heard; the learned counsel represented the applicant, Sri. Prasob K C, Kadamachottil, PulayaAikyaSamajam, Kottuvally, Kaitharam P O, North Paravur-683519. This is an application for grant of fresh intra district regular permit on the route High Court Jn -Nedungad via Vallarpadam, Murikkumpadam, Valappu, Elamkunnappuzha, Kudungassery, Aniyal as Ordinary Moffusil Service. The learned counsel has intimated that the applicant is ready to offer a suitable vehicle with seating capacity 33 in all within the time limit specified U/R 159[2] of KMV Rules-1989, if the regular permit is granted.

This authority considered the application including the timings in detail. On perusal of the agenda, and enquiry report; this authority perceived that there is no objectionable overlapping of any notified route mentioned in draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Therefore, there is no legal impediments for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were not sustainable. As per Motor Vehicles Act-1988, permit cannot be denied to anyone on the applied route, if there is no legal impediment.

Therefore, the regular permit is **granted** in favour of Sri. Prasob K C, Kadamachottil, PulayaAikyaSamajam, Kottuvally, Kaitharam P O, North Paravur-683519 on the applied route High Court Jn -Nedungad via Vallarpadam, Murikkumpadam, Valappu, Elamkunnappuzha, Kudungassery, Aniyal as Ordinary Moffusil Service in respect of his suitable stage carriage with seating capacity not less than 33 in all, subject to settlement of timings and the applicant is directed to produce the current records of the offered vehicle within thirty days of communication of this decision as per the time limit specified U/R 159[2] of KMV Rules-1989 failing which the grant of regular permit will be treated as revoked without further notice.

### **Item No.06**

Heard; the learned counsel represented the applicant, Sri. Ligi Joseph, Puthussery House, Neendoor, Vadakkekara P O, North Paravoor. This is an application for grant of fresh intra district regular permit on the route Kottuvally South – North Paravur – Puthenvelikkara via Kaitharam, Thonniyakavu, KMK Jn., Cheriyaapallamthuruth, KoottukadKettidam, Chalippalam, Paliyam Nada, Pazhampillithuruth, Station Kadavu as Ordinary Moffusil Service. The learned counsel has intimated that the applicant is ready to offer a suitable vehicle with seating capacity not less than 33 in all within the time limit specified U/R 159[2] of KMV Rules-1989, if the regular permit is granted.

This authority considered the application including the timings in detail. On perusal of the agenda, and enquiry report; this authority perceived that the proposed route will not objectionably overlaps any notified route and draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Therefore, there is no legal impediments for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were not sustainable. As per Motor Vehicles Act-1988, permit cannot be denied to anyone on the applied route, if there is no legal impediment.

Therefore, the regular permit is **granted** in favour of Sri. Ligi Joseph, Puthussery House, Neendoor, Vadakkekara P O, North Paravooron the applied route Kottuvally South – North Paravur – Puthenvelikkara via Kaitharam, Thonniyakavu, KMK Jn., Cheriyaapallamthuruth, KoottukadKettidam, Chalippalam, Paliyam Nada, Pazhampillithuruth, Station Kadavu as Ordinary Moffusil Service in respect of his suitable MPV stage carriage, subject to settlement of timings and the applicant is directed to produce the current records of the offered vehicle within thirty days of communication of this decision as per the time limit specified U/R 159[2] of KMV Rules-1989 failing which the grant of regular permit will be treated as revoked without further notice.

### **Item No.07**

Heard; the learned counsel represented the applicant. This is the application for the grant of fresh Inter district Ordinary Moffusil permit on the route Perumbalam Ferry –

Thaqdees Hospital via Panangad bus stand, Vyttila Hub, Edappally toll jn. , Kangarapady, Govt. Medical College, and Pukkattupadyas Ordinary Moffusil Service.

Secretary ,Private Bus Owners Association filed a representation against grant of fresh permit and Variation of permit in the sector between EdappallyAroorbyepass.The reason stated that the sector is well served by Private Stage Carriage and KSRTC. During peak hours a heavy traffic jam is occurred. Moreover, currently there is no travel hassle in the said sector. The matter has considered by RTA, Ernakulam in it's meeting dtd. 26/04/2022 vide supplementary item No-5 and adjourned for detailed study.

This authority considered the application for fresh permit and realized that the route portion in this permit application is passing through the sector EdappallyAroorbyepass . Hence the application for fresh permit is **adjourned** for the final decision of the above item. (Supplementary item No-5 of RTA, Ernakulam meeting dtd. 26/04/2022 ).

Secretary, RTA is entrusted to expedite the detailed study of Supplementary item No-5 of RTA, Ernakulam meeting dtd.26/04/2022 and also directed to place the matter before this authority in the next meeting. If the report is not received within the next meeting, all the members of the committee should be personally appeared before this authority to explain the reason for non- submission of the report.

More over since the route portion passing through RTA, Alappuzha; without considering the merits and demerits of the application for fresh regular permit Secretary, RTA is entrusted to seek concurrence from RTA, Alappuzha to avoid inordinate delay in considering this matter.

### **Item No.08**

Heard; the learned counsel represented the applicant, Sri Saju K V, Kadaparambil House, Malayidomthuruth P O, Kizhakkambalam. This is the application for the grant of fresh intra district regular permit on the route Perumbavoor – Vyttila Hub via Palakattuthazham, Chembarkey, Pookkatupady, Kangarapady, Navodaya, Kakkanad, Edappally Toll, Edappally Signal, By-pass and Medical centres Ordinary Moffusil Service. The learned counsel has intimated that the applicant is ready to offer a suitable vehicle with seating capacity not less than 28 in all within the time limit specified U/R 159[2] of KMV Rules-1989, if the regular permit is granted.

This application for fresh stage carriage permit considered by this authority in the meeting dtd.23/01/2023 and adjourned the matter for the want of detailed enquiry report regarding the overlapping. In compliance with the above decision Secretary, RTA conducted a detailed enquiry through the Motor Vehicles Inspector of Regional Transport Office, Ernakulam. Now the matter is placed before this authority for consideration with the detailed enquiry report.

RTA perused the application including the timings ,the agenda, and the reports submitted; this authority perceived that the proposed route will not objectionably overlaps any notified route. Therefore, there is no legal impediments for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were not sustainable. As per Motor Vehicles Act-1988, permit cannot be denied to anyone on the applied route, if there is no legal impediment.

Therefore, the regular permit is **granted** in favour of Sri. Saju K V, Kadaparambil House, Malayidomthuruth P O, Kizhakkambalamon the applied route Perumbavoor – Vyttila Hub via Palakattuthazham, Chembarkey, Pookkatupady, Kangarapady, Navodaya, Kakkanad, Edappally Toll, Edappally Signal, By-pass and Medical centres Ordinary Moffusil Service in respect of his suitable stage carriage having seating capacity not less than 28 in all, subject to settlement of timings and the applicant is directed to produce the current records of the offered vehicle within thirty days of communication of this decision as per the time limit specified U/R 159[2] of KMV Rules-1989 failing which the grant of regular permit will be treated as revoked without further notice.

**Item No.09**

Heard; the learned counsel represented the applicant, Sri. Dane Shom M, S/o George Zachariya, Meenathethil House, VII/554, Koombayil Road, Near SNDP Temple, Panangad-682506. This is an application for grant of fresh intra district regular permit on the route Panangad Bus Stand – Thathapilly via Vyttila Hub, Edappally Toll Jn., Manjummel Kavala, Varapuzha, Koonamavu, Kongorpilly and Karingamthuruthuas Ordinary Moffusil Service. The learned counsel has submitted a modified route before this authority and requested to consider fresh permit application in the modified route.

Hence without inclined to the merits and demerits of the application this authority hereby **adjourn** for consideration of the fresh permit application in the modified route.

**Item No.10**

Heard; the learned counsel represented the applicant, SriAnas A S, S/o SaidMuhammed, Anjalimoottil, Edathala, Aluva East-683561. This is an application for grant of fresh intra district regular permit on the route Chittetukara water Metro station – Perumbavoor via Kakkanad, HMT Jn, Govt Medical college, Athani, Mundenpalam, Kangarapady, Navodaya, Pookatupady and Chambarkeyas Ordinary Moffusil Service. The learned counsel has intimated that the applicant is ready to offer a suitable vehicle with seating capacity not less than 33 in all within the time limit specified U/R 159[2] of KMV Rules-1989, if the regular permit is granted.

This application for fresh stage carriage permit was considered by this authority in the meeting dtd.23/01/2023 and adjourned the matter to know; *‘whether there is enough space for parking of stage carriage and for turning it.* In compliance with the above decision Secretary, RTA conducted a detailed enquiry through the Motor Vehicles Inspector of Regional Transport Office, Ernakulam. Now the matter is placed before this authority for consideration with the detailed enquiry report.

From the enquiry report, it is perceived that there are enough space for pick and drop passengers and to turn the stage carriage without any traffic congestion. There is not any virgin portion.’

RTA perused the application including the timings, the agenda, and the reports submitted; this authority perceived that the proposed route does not objectionably overlaps any notified route and there is not any traffic congestion Therefore, there is no legal impediments for the grant of requested regular permit.

Although several objections are received against the grant of the applied permit. But the objections were not sustainable. As per Motor Vehicles Act-1988, permit cannot be denied to anyone on the applied route, if there is no legal impediment.

Therefore, the regular permit is **granted** in favour of Sri. Anas A S, S/o SaidMuhammed, Anjalimoottil, Edathala, Aluva East-683561 on the applied route



Chittetukara water Metro station – Perumbavoor via Kakkanad, HMT Jn, Govt Medical college, Athani, Mundenpalam, Kangarapady, Navodaya, Pookatupady and Chambarkeyas Ordinary Moffusil Service in respect of his suitable stage carriage having seating capacity not less than 33 in all, subject to settlement of timings and the applicant is directed to produce the current records of the offered vehicle within thirty days of communication of this decision as per the time limit specified U/R 159[2] of KMV Rules-1989 failing which the grant of regular permit will be treated as revoked without further notice.

### **Item No.11**

Heard; the learned counsel represented the applicant, Sri. Rafeeqe M K, ThekkemaliyamVeedu, SahrudaNgar Road, Edappally, Ernakulam-682024. This is an application for grant of fresh Intra district Ordinary Moffusil permit on the route Koonammavu-Panangad- Chathamma via Cheranalloor, Edappally Gate, Edappally Jn, Bye pass, Medical center, Vyttila Hub and Kundanoor as Ordinary Moffusil Service.

On perusal of the agenda, file and enquiry report it is found that for taking a decision in this matter, it is very necessary to confirm whether the proposed route objectionably overlaps the notified route as in draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant a fresh regular stage carriage permit in the proposed route. Consequently, without inclined to the merits and demerits the application is **adjourned** for detailed enquiry report in view of the draft notification – B1/134/2022/Trans dtd.17/05/2023.

### **Item No.12**

Heard; the learned counsel represented the applicant, Sri. Sunil Thomas, Padamattummal House, Vadakkekara P O, Chettikkad, North Paravur. This is the application for the grant of fresh Intra district Ordinary Moffusil permit on the route Chettikkad – Munambam via Moothakunnam, North Paravur, Cherai as Ordinary Moffusil Service.

On perusal of the agenda, file and enquiry report it is found that the proposed route objectionably overlaps the notified route in draft notification –

B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant a fresh regular stage carriage permit in the proposed route. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for finalization of the above draft notification.

### **Item No.13**

Heard; the learned counsel represented the applicant, Sri. C P Martin, Chittechath House, St. Sebastian Road, Elamkulam, Kadavanthara P O, Pin-682020. This is an application for grant of fresh Intra district Ordinary City permit on the route Vyttila – Edappally – Vyttila via Menaka, Kadavanthara (Circular service).

On perusal of the agenda, file and enquiry report this authority perceived that the proposed route objectionably overlaps the notified scheme as per GO(P)No-08/2017 Tran dtd. 23/03/2017 and with the notified route Ernakulam – Muvattupuzha complete exclusion scheme with exceptional clauses vide GO(P) No-05/2017 Tran dated 21/02/2017. Hence this authority hereby **reject**the the application for the grant of fresh Intra district Ordinary City permit on the route Vyttila – Edappally – Vyttila via Menaka, Kadavanthara (Circular service).

### **Item No.14**

Heard; the learned counsel represented the applicant, Sri. Antony M B, Erethara House, Mahilappady, Kaitharam P O, North Paravur-683519. This is an application for grant of fresh Intra district permit on the route North Paravur – Vyttila Hub Via Cheriappilly, Koonamavu, Varappuzha, Kunnumpuram, Edappally, Palarivattom Pipe Line-VyttilaHubas Ordinary Moffusil Service.

On perusal of the agenda, file and enquiry report this authority perceived that for taking a decision in this matter, it is very necessary to confirm whether the proposed route objectionably overlaps the notified route in draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant a fresh regular stage carriage permit in the proposed route.

Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for fresh regular permit for detailed enquiry in view of the draft notification – B1/134/2022/Trans dtd.17/05/2023.

### **Item No.15**

Heard; the learned counsel represented the permit holder of stage carriage **KL-40-2419**. This is the application for variation of regular permit in respect of stage carriage KL-40-2419 permitted to operate on the route Panangad-Aluva via Jettyas City service on the strength of regular permit valid upto 11/03/2024. The permit is desired to be varied so as to deviate eleventh trip starting from Panangad to Aluva via Edapally Bypass by curtailing the portion from Vyttila jn to Edapally signal via Menaka.

On detailed perusal of the agenda, report and file this authority perceived that the proposed variation portion passing through the notified routes. Hence without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for detailed report regarding the notified routes in the variation portion.

### **Item No.16**

Heard; the learned counsel represented the permit holder of stage carriage **KL-58-M-0670**. This is an application for variation of regular permit in respect of stage carriage KL-58-M-0670 permitted to operate on the route North Paravur-Thrissur VIA Moothakunnam, Kodungalloor, Vellangalloor, Irinjalakuda, Tana (without touching Irinjalakuda stand) Oorakam and Koorkkancherryas moffusil service on the strength of regular permit valid upto 15/05/2026. The permit is desired to be varied so as to operate all trips via Irinjalakkuda bus stand.

On perusal of the agenda, report and file this authority perceived that the proposed variation portion lying in the jurisdiction of RTA, Thrissur. Hence concurrence from sister RTA is necessary. So, without considering the merits and demerits of the application, the application is **adjourned** for concurrence of RTA, Thrissur.

### **Item No.17**

Heard; the learned counsel represented the permit holder of stage carriage KL-37-2000 (old Reg no KL-07-AW-9730). This is an application for variation of regular permit in respect of stage carriage KL-37-2000 (old Reg no KL-07-AW-9730) permitted to operate on the route Kakkanad- Poochakkal as Moffusil Service (Starting and Halting at Kakkanad) on the strength of regular permit valid upto 17/08/2024. The permit is desired to be varied so as to operate as Thavanakadavu-Kakkanad by extending the 1,2,3,4 trips from Poochakkal to Thavanakadavu and intend to change starting and halting place to Thavanakadavu instead of Kakkanad by re arranging the trips by introducing an additional trip from Thavanakadavu-Kakkanad in the early morning and also avoid the last trip from Poochakkal to Kakkanad

Regional Transport Authority, Ernakulam held on 26/09/2022 vide item no 11 considered the matter and adjourned the application for concurrence of RTA, Alappuzha, since proposed variation portion lies under the jurisdiction of RTA Alappuzha. Regional Transport Authority, Alappuzha held on 08/03/2023 vide item no.33 rejected the concurrence. Hence the application for variation in respect of stage carriage KL-37-2000 (old Reg no KL-07-AW-9730) is hereby **rejected**.

### **Item No.18**

Heard; the learned counsel represented the permit holder of stage carriage **KL-04-Q-2030**. This is the application for variation of regular permit in respect of stage carriage KL-04-Q-2030 permitted to operate on the route Eror Gate - Puthukkalavattom via Tripunithura Vytila South Boat Jetty Kaloor Pottakuzhi Deshabhimani Jn Elamakkara and Punnakkalas City service on the strength of regular permit valid upto 19/01/2025. The permit is desired to be varied so as to operate first, second, eighth and tenth trips from Thripunithura to Ameda..

On perusal of the agenda, report and file this authority perceived that the proposed variation violate the conditions raised by the notified scheme as per GO(P)No-08/2017 Tran dtd. 23/03/2017. Hence the application for variation in respect of stage carriage KL-04-Q-2030 is hereby **rejected**.

### **Item No.19**

Heard; the learned counsel represented the permit holder of stage carriage **KL 42 S 3775**. This is an application for variation of regular permit in respect of stage carriage **KL 42 S 3775** permitted to operate on the route North Paravur- High Court Junction Via Cherai, Nayarambalam, Elamkunnappuzha, Kalamukku, Vyppin, Varappuzha, Cheranellore and Andisseri Temple as ordinary mofussil service on the strength of regular permit valid upto 07.01.2026. The permit is desired to be varied so as to operate

1. Curtailing The 3<sup>rd</sup> Trip at 8.35 AM from North Paravoor to Cheranelloor at Cheranelloor Signal Junction and extending to High Court Junction via Container Road.
2. Curtailing the 4<sup>th</sup> trip from Cheranelloor to Vyppin via North Paravur
3. Introducing a new trip from High Court at 11.09 AM to reach Vypin at 11.20 AM and continue the existing trip at 11.25 to North Paravoor
4. Delaying the 15<sup>th</sup> trip which starts from High Court at 7.53 PM by 3 minutes, ie at 7.56 PM.

On perusal of the agenda, file and enquiry report this authority perceived that the proposed variation objectionably overlaps the notified routes in draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant the proposed variation. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for variation for the finalization of the above draft notification.

### **Item No.20**

Heard; the learned counsel represented the permit holder of stage carriage **KL42/5202**. This is the application for variation of regular permit in respect of stage carriage **KL42/5202** permitted to operate on the route Kunjithai- N Paravur- Cheranellooras Mofussil permit on the strength of regular permit valid upto 05/09/2023. The permit is desired to be varied so as to

1. Intends to add one additional round trip early in the morning and also in the late night from N Paravur to Kunjithai.

2. to extend the route up to High Court in one round trip in the 3rd and 9th Trips from Cheranelloor via Container Road.

On perusal of the agenda, file and enquiry report this authority perceived that the proposed variation objectionably overlaps the notified routes in draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant the proposed variation. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourn** the application for variation for finalization of the above draft notification.

### **Item No.21**

Heard; the learned counsel represented the permit holder of stage carriage **KL41A 6639**. This is the application for variation of regular permit in respect of stage carriage KL41A 6639 permitted to operate on the route Aluva-Chottanikkara Via Kalamassery, Edappally Signal, Palarivattom, Kaloor, Vyttila, Tripunithura as ordinary city permit on the strength of regular permit valid upto 01/05/2025.. The permit is desired to be varied so as to operate

- (1) 1<sup>st</sup> Trip from Aluva to Tripunithura via Bypass instead of Menaka with slight time change in existing timings.
- (2) 8<sup>th</sup> trip from Chottanikkara to Aluva via Bypass instead of Padma with slight change in existing timings.

On perusal of the agenda, file and enquiry report this authority perceived that in the proposed variation, the curtailment of the route portion will adversely affect the travelling public. Hence the application for variation is hereby **rejected**.

### **Item No.22**

Heard; the learned counsel represented the permit holder of stage carriage **KL 07 AQ 5390**. This is an application for variation of regular permit in respect of stage carriage KL 07 AQ 5390 permitted to operate on the route Ezhattumugham-Angamly-Airport as ordinary mofussil permit on the strength of regular permit valid upto 25-Jun-2024. The permit is desired to be varied by changing the trips.

On perusal of the agenda, file and enquiry report this authority perceived that the permit holder is intend to change almost all the existing trips. This will adversely affect the travelling public. Hence on the basis of public interest the application for variation is hereby **rejected**.

### **Item No.23**

Heard; the learned counsel represented the permit holder of stage carriage **KL 07 BD 7911**. This is an application for variation of regular permit in respect of stage carriage KL 07 BD 7911 permitted to operate on the route North Paravoor- High Court Via Vypin ,Goshreebridge as Mofussil service on the strength of regular permit valid upto 11/02/2026. The permit is desired to be varied so as to extending trip no.5 and 9 to High Court from Vypin and return.

On perusal of the agenda, file and enquiry report this authority perceived that for taking a decision in this matter, it is necessary to confirm whether the proposed variation objectionably overlaps the notified routes as in draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989. Hence now this authority is not in a position to grant the proposed variation. Consequently, without inclined to the merits and demerits of the application, this authority hereby **adjourns** the application for the variation for a detailed enquiry in view of the draft notification – B1/134/2022/Trans dtd.17/05/2023.

### **Item No.24**

Heard; the learned counsel represented the permit holder of stage carriage **KL 39 P 9132**. This is an application for variation of regular permit in respect of stage carriage KL 39 P 9132 permitted to operate on the route Kakkanad-PerumbalamVia Vazhakkala,Palarivattom, Kaloor,M G Road,ErnakulamSouth,Vyttila,Kumbalam,Aroor,Arookuty and Vaduthala School as Mofussil service on the strength of regular permit valid upto 19/01/2025. The permit is desired to be varied by deviating trip no.8<sup>th</sup> and 9<sup>th</sup> from Kadavanthra to Kaloor via KK Road without time change.

On perusal of the agenda, file and enquiry report this authority perceived that the proposed variation will adversely affect the travelling public. Hence the application for variation is hereby **rejected**.

### **Item No.25**

Heard; the learned counsel represented the permit holder of stage carriage **KL 32 B 8962**. This is an application for variation of regular permit in respect of stage carriage KL 32 B 8962 permitted to operate on the route Thuravoor-Ponekkara via Eramalloor,Kumbalam, Madavana, Kundannoor, Vyttila, M G Road, K K Road, Kaloor, Elamakkara, Puthukkalavattom as Mofussil service on the strength of regular permit valid upto 14/09/2023. The permit holder desired to be varied so as to change operate 7<sup>th</sup> trip as Eramalloor-Ponekkara(via) Vyttila, K K Road, Kaloor, Elamakkara, Puthukkalavattom and Ponekkara and return from Ponekkara as existing.

On perusal of the agenda, file and enquiry report this authority realized that there is a change in the 7<sup>th</sup> trip only. But in the proposed time schedule the intermediate point Ernakulam South is avoided from all the trips. Hence Secretary, RTA is entrusted to place the matter in the next meeting of this authority after obtaining detailed report showing the timings at each intermediate points and to ensure there is not any other change is proposed. Hence without inclined to the merits and demerits of the application, this authority hereby **adjourns** the item.

### **Item No.26**

Heard; the learned counsel represented the permit holder of stage carriage **KL 13 X 9639**. This is an application for variation of regular permit in respect of stage carriage KL 13 X 9639 permitted to operate on the route Kumbalanghy Ferry-Kaloor as Mofussil service on the strength of regular permit valid upto 06/11/2027. The permit is desired to be varied so as to operate All trips starting from Kaloor intend via K K Road instead of M G Road.

On perusal of the agenda, file and enquiry report this authority perceived that the permit intends to change almost all the existing trips. This will be adversely affecting the travelling public. Hence on the basis of public interest the application for variation is hereby **rejected**.

### **Item No.27**



Heard; the learned counsel represented the permit holder of stage carriage **KL-17-C-1101**. This is an application for renewal of regular permit and Replacement of vehicle of stage carriage KL-17-C-1101 issued with an inter district regular permit on the route Kodungalloor-High Court Jn Via N Paravur, Vypin, Munambam as moffusil service. The regular permit was valid upto **16/10/2018**, and the application for renewal of permit is filed on **29/01/2019**, which was not submitted 15 days before the expiry of permit.

On perusal of the agenda and file this authority realized that the permit holder remitted the compounding fee for permit less operation and requested to condone the delay in submitting the application. This authority also perceived that the applicant is failed to attend the personal hearing, since he met with an accident. The applicant produced the Medical Certificate.

This authority considered the applications in detail. As per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. The permit was issued before 09/05/2006. Therefore, the delay in filing application is **condoned**, The Secretary RTA is **permitted** to renew the regular permit.

This authority considered the application for replacement of vehicle in respect of Stage Carriage KL-17-C-1101 with later model stage carriage KL-03-M-6262. Both vehicles are owned by the permit holder.

On perusing the application, it is realized that there is no legal impediments to allowing the replacement of vehicle as applied. Hence the replacement is **granted** subject to the clearance of Government dues of both the vehicles, if any.

### **Item No.28**

Heard; the learned counsel represented the permit holder of stage carriage **KL-36-D-2097**. This is an application for renewal of regular permit of stage carriage KL-36-D-2097 issued with an inter district regular permit on the route Kakkanad-Kottayam Via Vazhakkala, Palarivattom, Kaloor, M G Road, Valanjambalam, Vytila, Tripunithura, Puthiyakavu, Puthenkavu, Kanjiramattom,

Meenpara, Kuruppamthara, Kuthanelloor, Ettumanoor, Athirampuzha, University, Ammancherry, Medical College And Gandhi Square as MOFFUSIL permit. The regular permit was valid till 28/03/2023, and the application for renewal of permit is filed on 18/01/2023, which is within the stipulated time limit.

This authority considered the application in detail. As per the report of the route enquiry officer, the route portion passing through 2 Km from Ammancherry Junction to Medical College bus stand, Kottayam objectionably overlapping Kottayam – Neendoor complete exclusion scheme as per Govt Notification no. 34626-TC2/64/PW dated 06/05/1965. Since the KSRTC failed to provide adequate service in the above notified route under complete exclusion scheme, the scheme is now under the perusal of Govt. of Kerala.

Hence this authority is not able to take a decision in this situation. This authority is decided to wait for further orders from the government in this regard. Hence the application for the renewal of regular permit is **adjourned**.

The Secretary RTA is permitted to issue temporary permits for durations of 4 months U/S 87[1]d of MV Act in favour of the permit holder to continue operation on the same route on public interest.

### **Item No.29**

Heard; the learned counsel represented the permit holder of stage carriage **KL-42-K-1203**. This is an application for **renewal** of regular permit on the route Vyppin-Gothuruth with extension to High Court Jn via Cherai, North Paravoor, and Vadakkumpuram as mofusil service for the period from 01/09/2012 to 31/08/2017, 01/09/2017 to 31/08/2022 and belated application for renewal of permit from 01/09/2022 to 31/08/2027.

This authority considered the application in detail and perused the permit file, the route is having the length of 36 Km in which 4.1 kms from Vadakkumpuram to Chendamangalam Jn Overlaps the notified Route Aluva – Vadakkumpuram Complete Exclusion Scheme vide Notification No 27106/TA2/65/PE Dated 17/06/1965, which is exclusively reserved for the State Transport Undertaking. Judgments of Hon'ble High Court of Kerala in WP© No.4435/2011 and connected cases, prohibited the renewal of regular permit issued on Aluva - Vadakkumpuram Complete exclusion scheme reserved for the State Transport Undertaking. Moreover, the KSRTC also objected the renewal of permits on the portions of Aluva-Vadakkumpuram Scheme.

This authority is of considered opinion that no regular or temporary permit can be granted on the portion of Aluva- Vadakkumpuram complete exclusion scheme. Therefore the application for the renewal of permit is liable to be rejected. Vide letter No.10689/B1/2014/Tran dtd 17/07/2014 the Government of Kerala has decided to formulate schemes under section 99 of the MV Act for making an objective assessment on the actual requirement of the KSRTC and in order to ensure sufficient travel facilities to the general public. Hence this authority is not able to take a decision in this situation. This authority is decided to wait for further orders from the government in this regard. Hence the applications for the renewal of regular permit are **adjourned**.

The permit holder failed to submit the NOC from the financier **PARAVUR TALUKCO-OPAGR&RURALDEVBANK**; Secretary, RTA is directed to instruct the applicant to produce no-objection certificate from the financier. Moreover, the Secretary RTA is permitted to issue temporary permits for durations of 20 days U/S 87[1]c of MV Act to continue operation on the same route on public interest.

### **Item No.30**

Heard; the learned counsel represented the permit holder of stage carriage **KL-07-BB-0333**. This is to consider the belated application for renewal of regular permit and to consider the request to condone the delay in filing application for renewal of permit of stage carriage KL-07-BB-0333 issued with a regular permit on the intra district route Kakkanad - Fort Kochi Via Palarivattom, Menaka, Boat Jetty, Thevara, Thoppumpadyas city service. The regular permit was expired on 19/01/2023, but application for renewal of permit is filed on 16/01/2023. Which was belated by 13days .

This authority considered the application in detail. As per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. The permit was issued before 09/05/2006. Therefore, the delay in filing application is **condoned**. The Secretary RTA is **permitted** to renew the regular permit.

### **Item No.31**

Heard; the learned counsel represented the permit holder of stage carriage **KL-11-AG-1899**. This is the application for **renewal** of regular permit on the route Mala - Ezhikkara via Malapallipuram, Chenthuruth, Poyya, Manalikkad, Puthanvelikkara, Elanthikkara, Kanakkankadavu, Kuthiathode, Chalakka, Vedimara, North

Paravur, Perumpadanna and Kadamangalam as moffusil service for the period from 09/11/2014 to 08/11/2019, 09/11/2019 to 08/11/2024.

This authority considered the application in detail and perused the permit file, the route is having the length of 34.6 Km in which from North Parur to Vedimara Overlaps the notified Route Aluva – Vadakkumpuram Complete Exclusion Scheme vide Notification No 27106/TA2/65/PE Dated 17/06/1965, which is exclusively reserved for the State Transport Undertaking. Judgments of Hon'ble High Court of Kerala in WP© No.4435/2011 and connected cases, prohibited the renewal of regular permit issued on Aluva - Vadakkumpuram Complete exclusion scheme reserved for the State Transport Undertaking. Moreover, the KSRTC also objected the renewal of permits on the portions of Aluva-Vadakkumpuram Scheme.

This authority is of considered opinion that no regular or temporary permit can be granted on the portion of Aluva- Vadakkumpuram complete exclusion scheme. Therefore the application for the renewal of permit is liable to be rejected. Vide letter No.10689/B1/2014/Tran dtd 17/07/2014 the Government of Kerala has decided to formulate schemes under section 99 of the MV Act for making an objective assessment on the actual requirement of the KSRTC and in order to ensure sufficient travel facilities to the general public. Hence this authority is not able to take a decision in this situation. This authority is decided to wait for further orders from the government in this regard. Hence the applications for the renewal of regular permit are **adjourned**.

The Secretary RTA is permitted to issue temporary permits for durations of 4 months U/S 87[1]d of MV Act in favour of the permit holder to continue operation on the same route on public interest.

### **Item No.32**

Heard; the learned counsel represented the permit holder of stage carriage **KL-07-AN-2554**. This is the application for renewal of regular permit and Replacement of vehicle of stage carriage KL-07-AN-2554 issued with an intra district regular permit on the route Aluva –Eloor –Kundanur as City Ordinary stage carriage service. The regular permit was valid upto 04/12/2018, and the application for renewal of permit is filed on 05.11.2018 in time.

This authority considered the applications in detail. As per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. The permit was issued before 09/05/2006. Therefore, The Secretary RTA is **permitted** to renew the regular permit.

This authority considered the application for replacement of vehicle in respect of Stage Carriage **KL-07-AN-2554** with later model stage carriage KL 07 AS 1450. Both vehicles are owned by the permit holder.

On perusing the application, it is realized that there is no legal impediments to allow the replacement of vehicle as applied. Hence the replacement is **granted** subject to the clearance of Government dues of both the vehicles, if any.

### **Item No.33**

Heard; the learned counsel represented the permit holder of stage carriage **KL-07-BA-4923**. This is to consider the belated application for renewal of regular permit and to consider the request to condone the delay in filing application for renewal of permit of stage carriage **KL-07-BA-4923** issued with a regular permit on the intra district route Kundannoor-Kundannoor (Anticlockwise Circular) Via Vyttila, Chakkaraparambu, Palarivattom, Bypass, Kaloor, Jetty, Pallimukku, Perumanoor Junction-Mattumel as stage carriage ordinary City Permit Service. The regular permit was expired on 12/08/2022, but application for renewal of permit is filed on 02/08/2022. Which was not submitted 15 days before the expiry of permit.

This authority considered the application in detail. As per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. The permit was issued before 09/05/2006. Therefore, the delay in filing application is **condoned**. The Secretary RTA is **permitted** to renew the regular permit.

### **Item No.34**

Heard; the learned counsel represented the permit holder of stage carriage **KL-07-BF-3807**. This is to consider the belated application for renewal of regular permit and to consider the request to condone the delay in filing application for renewal of permit of stage carriage **KL-07-BF-3807** issued with a regular permit on the intra district route Kadavanthra-Kadavanthra via Pallimukku, Boat Jetty, Kaloor, Palarivattom, Thammanam and Vyttila as stage carriage ordinary City Permit Service. The regular permit was expired on 09/02/2023, but application for renewal of permit is filed on 30/01/2023. Which was not submitted 15 days before the expiry of permit.

This authority considered the application in detail. As per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. The permit was issued before 09/05/2006. Therefore, the delay in filing application is **condoned**. The Secretary RTA is **permitted** to renew the regular permit.

The Secretary RTA is entrusted to take necessary steps to initiate action against pending check reports.

### **Item No.35**

Heard; the learned counsel represented the permit holder of stage carriage **KL 42 4970**. This is the application for renewal of regular permit of stage carriage **KL 42 4970** issued with an inter district regular permit on the on the route Munambam- KodungalloreVia Cherai, Perumpadanna, North Paravoor, Munambamkaval,Andippillikkavu, Moothakunnamas ordinary moffusil service. The regular permit expired on 16/07/2021, and the application for renewal of permit is filed on 28/07/2021. Due to outbreak of epidemic covid-19, the State government has extended validity of documents related with the motor vehicle act which expired on 01/02/2020 to 31/12/2021. The above application was filed on 28/07/2021, which was not submitted 15 days before the expiry of permit. But the delay condoned in view of the above order of State government.

On 21.01.2023, the permit holder submitted a request stating that she contacted the Financier, Reliance Capital Limited, Commercial Financial Division, 4<sup>th</sup> Floor, BAB Towers, Atlantis, Kochi 682015 and came to know that the said branch is not in existence. She requested to renew her permit without insisting of Financier's NO Objection Certificate. In order to ascertain the genuiness of her statement, letter to the concerned branch and Head Quarters at Santa Cruz, Mumbai was sent and both the letters were returned with remarks " Addressee left". Then Secretary, RTA conducted an enquiry through the field officer and he reported that the firm stopped functioning 6 years ago and not in existence in the above mentioned address.

On 17.04.2023, permit holder appeared for personal hearing and she submitted affidavit on 25.04.2023 stating that she has never defaulted loan amount during the period of functioning of the firm and she is ready to remit the balance amount defaulted as and when the financier demands to do so. She also requested to renew her permit accepting the affidavit.

This authority perused the above procedures for getting the no-objection certificate from financier and considered the affidavit submitted by the permit holder. More over as per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. The permit was issued before 09/05/2006. Therefore, The Secretary RTA is **permitted** to renew the regular permit.

### **Item No.36**

Heard; the learned counsel represented the permit holder of stage carriage **KL 08 AF 7299**. This is to consider the belated application for renewal of regular permit and to consider the request to condone the delay in filing application for renewal of permit of stage carriage **KL 08 AF 7299** issued with a regular permit on the inter district route N Paravur-Aroor  
Via Thekkenaluvazhi,  
Koonammavu, varapuzha Bridge, manjummel Kavala, Edappally, palarivattom, Bypass,  
as Moffusil service. The regular permit was expired on 24/03/2023, but application for renewal of permit is filed on 02/05/2023. Which was not submitted 15 days before the expiry of permit. The permit holder requested to condone the delay since he was ill during the period. Medical certificate is submitted.

This authority considered the application in detail. As per the report of the route enquiry officer, there is no legal impediment exist for the renewal of permit and the renewal will not disturb the scheme of nationalization. Therefore, the delay in filing application is **condoned**. The Secretary RTA is **permitted** to renew the regular permit subject to the remittance of compound fee for permit less operations.

The Secretary RTA is entrusted to take necessary steps to initiate action against pending e-chalans.

**Item No.37**

Heard; the learned counsel represented the permit holder of stage carriage **KL-06-C-5812**. This is to consider the request for condoning the delay in production of current records on the application for renewal of Permit in respect of the stage carriage **KL-06-C-5812** operating on the route Thevakkal-Wisland-Kakkand as ordinary city permit.

Application for renewal of permit in respect of the stage carriage KL-06-C-5812 operating on the route Thevakkal-Wisland-Kakkand as ordinary city permit was granted by the Regional Transport Authority Ernakulam held on 01/02/2020. Decision communicated to the applicant on 18/06/20,20 and the applicant produced the current records on 30/09/2022 along with request letter.

The applicant has submitted a request to condone the delay in production of current records and NOC from the financier in respect of the stage carriage KL-06-C-5812. This matter was considered by this authority on 23/01/2023 and adjourned for more specific reason for delay occurred.

On 29/05/2023 the applicant produced Medical Certificate from Dr.AB.Namboothiri,BAMS,DSM,AMAPart.A Reg,No.5301 VidyarathnamOushadhasala,Kakkanad . As per medical report the applicant was suffering from certain illness wef.11/10/2021.

This authority perused the medical certificate and the delay condonation application in detail. On the basis of the above, **condoned** the delay occurred for production of current records in respect of the stage carriage **KL-06-C-5812**.

**Item No.38**

Heard; the learned counsel represented the permit holder of stage carriage **KL 17 B 6937**. This is to consider the request of registered owner in respect of S/C **KL 17 B 6937** to **condone the delay** in submitting the current records for effecting the transfer of permit in respect of stage



carriage KL 17 B 6937 conducting service on the route North Paravur-Kaloor as Mofussil permit.

Both the applicants of transfer of permit attended for a personal hearing before Secretary, RTA and informed that the stage carriage KL 17 B 6937 was under Form-G ,so they failed to produce the current records within the prescribed time limit.

This authority perused the delay condonation application in detail. On the basis of the above, **condoned** the delay occurred in production of current records in respect of the stage carriage **KL17B 6937**.

#### **Item No.39**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-17-D-2133**, operating on the route Kadavanthara - Kadavanthara [Circular] Via Vyttila, Thammanam, Palarivattom, Kaloor, Boat Jetty, Valanjambalmas city service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.40**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-41-K-1809**, operating on the route Aluva - Fort Kochi Via Muttom, Kalamassery, Edappally, Palarivattom, Kaloor, High Court, Jetty, Thevera, Thoppumpadyas city service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.41**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-42-502**, operating on the route N Paravur- H Court Jn Via Cherai, Kalamukku And Vypinas moffusil service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.42**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-07-CD-108**, operating on the route

Thuthiyoor - Naval Airport - Chottanikkara Via Palachuvadu,Padamugal,Ng  
Qrs,Kakkanad,Cepz,Palarivattom,Kaloor,Mg Road,Ekm  
South,Vyttila,Thripunithura,Thiruvamkulam,Chottanikkara,Jetty,Thevaraas  
cityservice, is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.43**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-49-A-1515**, operating on the route Mundamveli - Aluva Via Via Kalamassery Edappally Kaloor Menaka Thoppumpadyas cityservice, is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.44**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-33-B-300**, operating on the route Fort Kochi - Pookkattupadyas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.45**

Heard; the learned counsel represented the proposed transferee. **Transfer of Permit (Death Transfer)** in respect of Stage carriage **KL-23-B-0036** operating on the route Kadappara--Aluva Via Malayattoor, Kalady, Kanjoor, Swargom And Shuttle Trip Between Kalady&Sreemoolanagaram Via Sreeboothapuram as moffusil service, is **allowed** as applied for subject to the clearance of dues to Government, if any .

**Item No.46**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-13-T-1677**, operating on the route Fort Kochi - Pookkattupadyas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.47**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-38-1233**, operating on the route

MATTANCHEERRY - PALARIVATTOM [VIA] MENAKAas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.48**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-32-F-1181**, operating on the route FORT KOCHI - ALUVA VIA THOPPUMPADY AND JETTYas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.49**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-36-0135**, operating on the route N Paravur-Kaloor Via Koonammavu Varapuzha Bridge Edapally, Punnakkal And Elamakaraas moffusilservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.50**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-41-A-45**, operating on the route Pookkattupady - Mattancherry Via Edapally Toll Mg Road And Thooppumpady, 4th And 6th Trip Via Menaka Instead Of Padmaas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.51**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-17-F-707**, operating on the route Vyttila-Vyttila Via Kadavanthra, Soth Jn, Boat Jetty, Highcourt Jn, Kaloor, Palarivattom And Chakkaraparambu Starting And Halting Place Is Chottanikkaraas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.52**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-40-D-2250**, operating on the route Vyttila - Vyttila Circular Via Chakkaraparambu Pipeline Jn Palarivattom Kaloor Highcourt

Jn Boatjetty Ernakulam South Kadavanthara Vyttlaas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.53**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-06-E-1435**, operating on the route Kadavanthara - Kadavanthara [Circular] Via Tripunithura Vyttla, Palarivattom, Boat Jetty And Valanjambalmas cityservice is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.54**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 05 AA 2557**, operating on the route Thrrippunithura - Aluva via Hill Palace, Ambalamugal, Karimugal, Pallikkara, Kizhakkambalam, Pookkattupady and Choondy starting and halting at Thaqdees Hospital on the strength of regular moffusil permitis **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.55**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 AR 2777**, operating on the route Piravom - Kaloor via Maneed, Thiruvaniyoor, Sasthamugal, Thiruvankulam, Karingachira, Thrrippunithura, S N Junction, Vyttla, Padma on the strength of regular moffusil permitis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.56**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 AX 4309**, operating on the route Fort Kochi- Edakochi via Willingdon Island, Thoppumpady, KumbalanghiVazhi, Perumpaadappu on the strength of regular city permitis **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.57**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BF 4343**, operating on the route North Paravur- Vyttila Hub via Edappally, Cheranellore, Varappuzha, Koonammavu, Cheriappilli, Thekkenaluvazhi on the strength of regular moffusil permit is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.58**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BL 4633**, operating on the route Aluva-Thoppumpady via Kalamasserry, HMT Junction, South Kalamasserry, Edappally, Kaloor, M G Road on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.59**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 CL 4964**, operating on the route Panangad- North Paravoor via Vyttila, Edappally, Bypass, Varappuzha Bridge and Koonammavu on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.60**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 12 C 3123**, operating on the route Kavumthazham- Amrutha Hospital via Vadavucode, Kainady, Karimugal, Thrrippunithura, Vyttila, Kadavanthra, M G Road, K K Road, Kaloor and Edappally on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.61**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 17 A 4066**, operating on the route Chittethukara- Kakkanad via Thiruvankulam, Karingachira, Hill Place, Thrrippunithura, Vadakkekotta Junction, Vyttila, Jose Junction , Menaka, Kaloor, Palarivattom, Kakanad city permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

### **Item No.62**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 17 D 4500**, operating on the route Kanakkankadavu -Manjapra via Angamaly,Thuravoor, Athani, Mekkad, Chengamanad, Kurumasserry on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

### **Item No.63**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 17 G 4575**, operating on the route Peruva - Kaloor via Piravom, Peppathy, Arakkunnam, Mulamthuruthy, Nadkkavu, Thrippunithura, Petta, Vyttila, M G Road, K K Road, HPC Vellor on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

### **Item No.64**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 24 4816**, operating on the route Puthukkalavattom- Chottanikkara via Desabhimani, High Court, Menaka, Vyttila, East Fort, Thrippunithura Bus Stand, Thiruvankulam on the strength of regular city permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

### **Item No.65**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 27 A 2607**, operating on the route Manjaly – Aluva via Kunnukara, Chengamanadu, Athani on the strength of regular moffusil permitis **allowed** as applied for subject to the clearance of dues to Government, if any.

### **Item No.66**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 31 3153**, operating on the route

Kodungalloor-High Court Junction via Moothakunnam, Mani Bazar, Cherai, Elamkunnapuzha, Kalamukku on the strength of regular moffusil permitis **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.67**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 31 3162**, operating on the route Ernakulam Highcourt Junction- Kodungalloor via Gosree Bridges, Vyppin, Kalamukku Junction, Njarakkal, Cherai, North Paravoor, Moothakunnam, Maliankara Bridge on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.68**

Heard; the learned counsel represented the proposed transferee. Perused the application for **Transfer of Permit (Death Transfer)** in respect of Stage carriage **KL 40 L 2847** operating on the route Koothattukulam-Kaloor Via Edayar, Piravom, Peppathy, Arakkunnam, Mulamthuruthy, Chottanikkara, Thiruvankulam, Karingachira, Puthiya Road, S N Junction, Petta, Vyttlaas ordinarymoffusilservice.

The applicant filed Writ Petition Civil no 5765/2023 before Hon'ble High Court of Kerala for considering his transfer of permit (death) application and statement of facts furnished on 22.02.2023. The final judgment of the Hon'ble High Court of Kerala not received yet. This authority perceived that the matter is under the consideration of Hon: High Court of Kerala. Hence now RTA is not in a position to take a decision in this matter. So, the application for **Transfer of Permit (Death Transfer)** in respect of Stage carriage **KL 40 L 2847** is hereby adjourned.

But for ensuring continuous service, in view of public interest, Secretary, RTA is permitted to issue temporary permit in respect of Stage carriage **KL 40 L 2847** operating on the route Koothattukulam-Kaloor Via Edayar, Piravom, Peppathy, Arakkunnam, Mulamthuruthy, Chottanikkara, Thiruvankulam, Karingachira, Puthiya Road, S N Junction, Petta, Vyttlaas ordinarymoffusilservice U/S 87(1)C for a duration of 20 days each to the possessor of the Stage carriage.

**Item No.69**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit application in respect of Stage carriage **KL 43 B 2554**, operating on the route Puthukkalavattom – Fort Kochi via 1<sup>st</sup> and last trips as Palarivattom to Fortkochi and one trip as Kaloor-Fortkochi Via Menaka and Puthukkalavattom Trips via Kaloor, Puthukkalavattom Trips via Kaloor, Desabhimani and Punnakkal on the

strength of regular city permit is considered by this authority. On perusal of the agenda this authority perceived that the stage carriage is under active hypothecation and no Objection Certificate from financier not produced. Hence this authority hereby **adjourn** the item for the want of no Objection Certificate from financier.

**Item No.70**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 58 D 3339**, operating on the route Vypin-High Court-Kodungalloor via Kalamukku, Collectors Square, Gosree ,Njarakkal, Cherai, North Paravur, Moothakunnam on the strength of regular moffusil permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.71**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 17 E 2789**, operating on the route Vyttila – Vyttila (Anticlock wise) via first and last trip to Irumbanam and Thrippunithura on the strength of regular city permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.72**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 31 A 3949**, operating on the route Njarakkal-Vypin-High Court Junction via Valappu ,Valappu Beach, Puthu Vype Beach, Murikkumpadam, Beach and Murikkumpadam Junction, Elamkunnappuzha, Kalmukku and Gosree Bridges on the strength of regular moffusil permit is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.73**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-06-D-5870**, operating on the route Karimugal-W Island is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.74**



Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-06-D-5267**, operating on the route Munambam-High Court Jn is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.75**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BB 5065**, operating on the route Kadavantra-Kadavantrais **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.76**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 24 A 5959**, operating on the route Chittethukara-CSEZ-Thevara Ferry-Mundamvelyas City permit is **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.77**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 42 7448**, operating on the route Nedungad-High Court Jn is **not allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.78**

1) Heard; the learned counsel represented the permit holder of stage carriage **KL 36 6359**. This is the application for **condone the delay** in submitting the current records within the time limit for Variation of Regular permit in respect of stage carriage **KL 36 6359** operating on the Route ThalyolaparambuKaloor as Mofussil permit. On perusal of the agenda and file this authority perceived that the permit holder take much more time to produce the current documents of the stage carriage, which is beyond the permissible limit specified U/R 159[2] of KMV Rules-1989. More over the permit holder have no sustainable reason for the delay occurred. Hence the application for delay condonation is hereby **rejected**.

2) Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 36 6359**, operating on the route Thalyolaparambu -Kalooras Mofussil Permis **allowed** as applied for subject to the clearance of dues to Government, if any.

**Item No.79**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BG 5631**, operating on the route Pukkattupady-Edakochi as City Permit is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.80**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BA 5556**, operating on the route Edachira-Edakochi is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.81**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-43-5103**, operating on the route Thalayolaparambu-University Centre as Mofussil permis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.82**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 35 7111**, operating on the route Edachira-Fort Kochias Mofussil permis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

**Item No.83**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BC 7114**, operating on the route Aluva-Thevaraas Mofussil permis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.84**

Heard; the learned counsel represented the proposed transferee. **Transfer of Permit (Death Transfer)** in respect of Stage carriage **KL 06 F 6602** operating on the route Munambam-Vyppin-High Court Jn, is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.85**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-08-AL-6966**, operating on the route Chappakadappuram-Vyppin-High Court Jn as mofussil permitis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.86**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 03 Q 5999**, operating on the route **Pookkattupady-Fort Kochi** as mofussil permitis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.87**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BF 7586**, operating on the route Aluva – Ernakulam South as Town/City Serviceis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.88**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 38 H 9082**, operating on the route Vyttila-Vyttila Circular as Town/City Serviceis **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.89**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BA 8921**, operating on the route Mulavukad - Ernakulam High Court Junction as Mofussil Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.90**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BH 8008**, operating on the route Aluva-Fort Kochi as Town/City Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.91**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 AS 9571**, operating on the route Kakkanad - Thevara Ferry via Palarivattom, Kaloor, Menaka, Boat Jetty as Town/City Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.92**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 08 AC 8907**, operating on the route Infopark Phase 2-Tripunithura as Mofussil Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.93**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 13 U 0045** (Old no. KL 03 L 7607), operating on the route Marottichodu-Fort Kochi ViaHMT JN-Edappally, Palarivattom, Menaka, Thoppumpady as Town/City service is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.94**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BH 7650**, operating on the route Kothad Ferry- Thevara Junction as Town/City Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.95**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BA 7767**, operating on the route Pooyappilly-North Paravoor-Vytila Hub via Edappally,Cheranelloor Junction,Varapuzha,Koonammavu,NorthParavoor,Pathalam,Panayikkulam,Chit tattukara as Mofussil Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.96**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 42 L 9091**, operating on the route Munambam-Ernakulam High Court viaCherai,Njarakkal,Kalamukku,GosriBridge,Vypinas Mofussil Service is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.97**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 39 N 9590**, operating on the route Vattappara – Kaloor via Mulamthuruthy, Chottanikkara, Thiruvankulam, Tripuithura, Vytila and Kathrikkadavuas Mofussil Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.98**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BA 8403**, operating on the route Kumbalangi-Ponekkara Via Perumpadappu,Chellanam,Kannamaly,Menaka and Kaloor as Mofussil service is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.99**

Heard; the learned counsel represented both the transferor and proposed transferee and perused the file. Transfer of permit in respect of Stage carriage KL 40 F 7853, operating on the route Kumbalangi –South Chittoor via Perumpadappu,W/Island and Ernakulam South as City ordinary service is **allowed** as applied for subject to the clearance of dues to Government, if any.

#### **Item No.100**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage KL 13 U 8082, operating on the route Edakochi-Aluvavia Thoppumpady,South,Menaka as Town/City Service is considered by this authority. On perusal of the agenda and file it is revealed that the permit holder not produced the no-objection certificate from the financier. Hence the item is hereby **adjourned** for the want of no-objection certificate from the financier.

#### **Item No.101**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BG 9566**, operating on the route South Chittoor-Tripunithuraas Town/City Service is **allowed** as applied for subject to the disposal of active e-chalan and clearance of dues to Government, if any.

#### **Item No.102**

Heard; the learned counsel represented the permit holder of stage carriage KL-58-6525. This is the application to consider the request of RTA, Alappuzha for concurrence for variation of Regular permit in respect of stage carriage KL-58-6525 operating on the route Mathilakam – Vytila via KVM, Cherthala Pvt. Stand, Vayalar, Thuravoor, Chavady, Eramalloor, Aroor Church and Kumbalam.

Secretary ,Private Bus Owners Association had filed a representation against grant of fresh permit and Variation of permit in the sector between EdappallyAroorbyepass.The reason stated that the sector is well served by Private Stage Carriage and KSRTC. During peak hours a heavy traffic jam is occurred. Moreover, currently there is no travel hassle in the said sector. The matter has considered by RTA, Ernakulam in it's meeting dtd. 26/04/2022 vide supplementary item No-5 and adjourned for detailed study.

This authority considered the application for concurrence for variation of Regular permit in respect of stage carriage KL-58-6525 operating on the route Mathilakam – Vytila via KVM, Cherthala Pvt. Stand, Vayalar, Thuravoor, Chavady, Eramalloor, Aroor Church and Kumbalamand realized that the route portion in this application is passing through the sector EdappallyAroorbyepass . Hence the application for

concurrence is **adjourned** for the final decision of the above item. (Supplementary item No-5 of RTA, Ernakulam meeting dtd. 26/04/2022 ).

Secretary, RTA is entrusted to expedite the detailed study regarding the Supplementary item No-5 of RTA, Ernakulam meeting dtd.26/04/2022 and also directed to place the matter before this authority in the next meeting. If the report is not received within the next meeting, all the members of the committee should appear in person before this authority and explain the reason for non- submission of the report.

### **Item No.103**

Heard; the learned counsel represented the permit holder of stage carriage KL-32-C-6180. This is an application to consider the request of RTA, Alappuzha for concurrence for variation of Regular permit in respect of stage carriage KL-32-C-6180 operating on the route Cherthala – Edappally Railway station via Thavanakkadavu, Thaikkattussery, Poochakkal, Thaliparambu, Arookkutty, Aroor Church, Kumbalam and Vyttila.

This authority perused the application and enquiry report in detail and perceived that a detailed report showing the variation in the jurisdiction of RTA, Ernakulam is necessary for take a decision in this matter. Hence it is **adjourned** for detailed report.

### **Item No.104**

Heard; the learned counsel represented the permit holder of stage carriage KL-32-L-6080. This is the application to consider the request of RTA, Alappuzha for concurrence for variation of Regular permit in respect of stage carriage KL-32-L-6080 operating on the route Cherthala – Edappally via Vayalar,Thuravoor, Chavady, Eramalloor, Aroor Church, Kumbalam and Vyttila.

This authority perused the application and enquiry report in detail and perceived that a detailed report showing the variation in the jurisdiction of RTA, Ernakulam is necessary for take a decision in this matter. Hence it is **adjourned** for detailed report.

### **Item No.105**

Heard; the learned counsel represented the permit holder of stage carriage KL-47-C-9990. This is the application to consider the request of RTA, Thrissur for concurrence for variation of Regular permit in respect of stage carriage KL-47-C-9990 operating on the route Ernakulam – Guruvayoor via Padma, Kaloor as LSOS.

This authority perused the application and enquiry report in detail and perceived that as per the variation the permit holder has sought for the curtailment of 16 Km from Koonammavu to Kunnumpuram via Muttar Bridge by deviating 8 km from Koonammavu to Kunnumpuram via Edappally Bridge. But in the report it is mentioned that the termini is considered as Vyttila Mobility Hub instead of Kaloor. But infact the change is only a temporary traffic arrangement and it is not a permanent change in the permitted route.

More over this authority have to make clear that whether the proposed variation objectionably overlap routes in the draft notification – B1/134/2022/Trans dtd.17/05/2023, published under sub-section (1) of section 99 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) read with the rule 236 of the Kerala Motor Vehicles Rules, 1989 or not. Hence a detailed report in this matter is very necessary for take a decision. Hence the application is hereby **adjourned** for detailed report.

#### **Item No.106**

Heard; the learned counsel. This is an application to consider the request of RTA, Kottayam for concurrence of this RTA for fresh permit application on the route Cherukolpuzha – Vyttila Hub.

This authority perused the application and enquiry report in detail and perceived that the total route length under jurisdiction of this authority is 24.6 Km and the total overlapping in the notified scheme as per GO(P)No-08/2017 Tran dtd. 23/03/2017 is 2.4 Km. Since the fresh permit application is filed before RTA, Kottayam; this authority is not inclined to the matter of entire route length and entire notified portion. On further perusal of the matter this authority realized that there are not any legal impediments to grant the concurrence. Hence the application for concurrence of RTA, Kottayam is hereby **granted** without prejudice to the



right of the primary authority to decide the nature of service depending on the route length.

**Item No.107**

Heard; the learned counsel represented the grantee of regular permit Mr.IjasAhammed, Manankeriyl House, Edavanakkad, Ernakulam. Perused the judgment in MP No-51/2023 in MVAA No-6/2023 dtd.16/01/2023 ,508/2023 in MVAA No-6/2023 dtd.13/03/2023 of Hon: STAT.

Mr.IjasAhammed, Manankeriyl House, Edavanakkad, Ernakulam had submitted an application for the grant of fresh intra district regular permit in respect of a suitable stage carriage to operate on the route North Paravur – High Court Jn- Vypin via Cherai, Nayarambalam, Elamkunnapuzha, Kalamukku as Ordinary Moffusil Service in the vacant timing of Stage Carriage KL 42 K 4580.

The above application was considered by RTA, Ernakulam in it's sitting dtd.26/09/2022 vide item No-04 and regular permit was granted in favour of IjasAhammed in respect of a suitable stage carriage with seating capacity not less than 33 in all to operate on the route North Paravur – High Court Jn- Vypin via Cherai, Nayarambalam, Elamkunnapuzha, Kalamukku as Ordinary Moffusilin the vacant timing of Stage Carriage KL 42 K 4580, subject to settlement of timings and production of current records of the vehicle within the time stipulated under Rule 159[2] of KMV Rules ,1989.

The applicant had submitted the current records of stage carriage KL-09-Q-1783 within the stipulated time. A timing conference was scheduled to be held on 17/01/2023 for settlement of timings, but the same was adjourned for various reasons. Then on 19/01/2023 the applicant submitted a copy of judgment in MP No-51/2023 in MVAA No-6/2023 dtd.16/01/2023 of Hon: STAT with a request to issue permit as per the above judgment. As per the above judgment Hon: STAT ordered that the rider imposed in the impunged order J1/KL220225T493537/2022/E dtd. 26/09/2022 (Decision of RTA, Ernakulam dtd. 26/09/2022 vide item No-

04) is stayed making the grant subject to settlement of timings for a period of two months. Then on 27/03/2023 the applicant produced the judgment in MP No-508/2023 in MVAA No-6/2023 dtd.13/03/2023 of Hon: STAT ordered to stay the rider imposed in the order of RTA, Ernakulam dtd.26/09/2022 vide item No-04 by the judgment in MP No-51/2023 in MVAA No-6/2023 dtd.16/01/2023 extended for a period of two months ; that is making the grant subject to settlement of timings; and also directed to Secretary, RTA to issue permit in respect of stage carriage KL 09 Q 1783 with the vacant timings of stage carriage KL 42 K 4580 on the route North Paravur – High Court Jn in respect of stage carriage KL 09 Q 1783 for a period of two months from 13/03/2023.

Considering the judgment in MP No-51/2023 in MVAA No-6/2023 dtd.16/01/2023 , 508/2023 in MVAA No-6/2023 dtd.13/03/2023 of Hon: STAT; this authority hereby **direct to issue** the already granted permit with the vacant timings of stage carriage KL 42 K 4580 on the route North Paravur – High Court Jn- Vypin via Cherai, Nayarambalam, Elamkunnappuzha, Kalamukku as Ordinary Moffusil Service subject to ascertaining the existence of vacancy of timings of stage carriage KL 42 K 4580 through a filed officer.

#### **Item No.108**

Heard; the learned counsel represented the applicant. This is an application to insist electronic fare collection, including QR code payment gateways in Stage Carriage. This authority is inclined to involve in this case, since it attracts public interest.

But before taking a decision in this matter the opinion of stake holders is very necessary. Hence the matter is hereby **adjourned** with a direction to Secretary, RTA to conduct a meeting with stake holders in this regard and to place the matter after getting the opinion of stake holders.

#### **Item No.109**

Heard; the learned counsel represented the applicant. This is a request of North Eruvely Residents Association to allow a bus-stop in between Chottanikkara bus stand and Eruvely bus stop.

The matter was considered by RTA this authority on 18/09/2019 and adjourned for want of bus-bay at the proposed bus stop. Now on 18/04/2023 North Eruvely Residents Association submitted a request, stating that the bus-bay and waiting shed are built by them. In view of the request an enquiry has been conducted through Joint Regional Transport Officer, Tripunithura. On perusal of the report it is perceived that, there is a necessity of bus stop at Eruvely near Euro kids. There is bus bay and waiting shed on both sides. Hence the proposed bus stop, which is at a distance of 600 M from Chottanikkara bus stand and 500 M from Eruvely Bus stop is **allowed** for the stoppage of Ordinary Moffusil buses only. Secretary, RTA is entrusted to inform the matter to concerned Police authorities.

#### **Item No.110**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam with regard to surrender of the regular permit in respect of Stage Carriage KL-67-1800 which was operating on the route Kottayam-Panathur Via Medical College, Ettumanoor, Kalathoorkavala, Vempally, Vytila, Palai, Nellapara, Thodupuzha, Madakkathanam, Muvattupuzha, Mannoor, South Vazhakkulam, Aluva, Kadungalloor, Edayar, Koonammavu, N Parur, Kodungalloor, Irinjalakuda, Trissur, Edappal, Kuttipuram, Kozhikode, Vadakara, Mahe, Thalassery, Kannur, Thaliparambu, Payyannur, Neeleswaram, Kanhangad, And Rajapuram as LSOS. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam. \_

#### **Item No.111**

Heard; the learned counsel represented the permit holder of stage carriage **KL-67-C-1006**. This is the application for 4 months temporary permit U/s 87[1]d on the route Manimala -Payyavoor Via Kanjirappally, Erattupetta, Pala Koothattukulam, Piravom, Ernakulam, N.ParavoorKodungallur GuruvayoorKozhikkode Kannur Thaliparambu as LSOS service having route length 494 Kmin respect of the stage carriage KL-67-C-1006.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL-67-C-1006 is 494 km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Manimala-Payyavoor in respect of the stage carriage KL-67-C-1006. Hence the application is hereby **rejected**.

#### **Item No.112**

Heard; the learned counsel represented the permit holder of stage carriage **KL-67-C-1009**. This is an application for 4 months temporary permit U/s 87[1]d on the route Manimala -Payyavoor Via Kanjirappally, Erattupetta, Pala Koothattukulam, Piravom, Ernakulam, N.ParavoorKodungallur GuruvayoorKozhikkode Kannur Thaliparambu as LSOS service having route length 494 Kmin respect of the stage carriage KL-67-C-1009.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL-67-C-1009is 494 km and its route portion is objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Manimala-Payyavoor in respect of the stage carriage KL-67-C-1009. Hence the application is hereby **rejected**.

**Item No.113**

Heard; the learned counsel represented the permit holder of stage carriages **KL-07-CD-0819**. This item is to take action against the regular permit in respect of Stage Carriage KL-07-CD-0819 operating on the route Edachira – F Kochi as city permit, in connection with an accident with a motor cycle bearing registration number KL-07-AC-0087 and its driver named Antony was seriously injured in the accident and died due to the severity of the injury.

As per the first Information Report of Ernakulam Police station dated 10/02/2023, the accused person who was the driver in charge of the vehicle KL-07-CD-0819 on the date 10/02/2023 was driving the vehicle and met with an accident with a motor cycle bearing registration number KL-07-AC-0087 and its driver named Antony was seriously injured in the accident and died due to the severity of the injury.

A detailed enquiry was conducted through Motor Vehicles Inspector of Regional Transport Office, Ernakulam in this regard and enquiry report reveals that the irresponsibility and non-humanitarian approach of the bus crew including driver leads to cause of death of motorbike rider, Antony. Hence Motor Vehicles Inspector recommended action against the regular permit of KL-07-CD-0819.

A show cause notice was issued to permit holder of KL-07-CD-0819 on 05/05/2023. The permit holder had submitted an explanation to the issued show cause notice before this authority on 26/05/2023 with a request not to take any action against the regular permit of the vehicle KL-07-CD-0819.

This authority perused the agenda, F.I.R No. 0462/2023 dated 10/02/2023 of Ernakulam Police Station, detailed enquiry report of Motor Vehicles Inspector of Regional Transport Office, Ernakulam and perceived that the irresponsibility and non-humanitarian approach of the bus crews lead to cause of death of motorbike rider. Hence the driver and conductor of the stage carriage is liable to be punished. Hence Licensing Authority, Ernakulam is directed to **take action** against the Motor

Driving License of the driver and Conductor License of the conductor, who were in charge on the day of accident.

Moreover, the explanation submitted by the permit holder against the show cause notice is not sustainable and substantiative. This authority perceived that the permit holder violated the conditions as per Rule-153 of Kerala Motor Vehicles Rules 1989. Considering the seriousness of the mishap this authority hereby **suspend** the permit of the stage carriage KL-07-CD-0819 (7/20034/1995) on the route Edachira – F Kochi for a period of three months from 15/08/2023. Secretary, RTA is permitted to issue substitute temporary permits of 20 days duration U/S 87(1)C, in place of stage carriage KL-07-CD-0819 to co-operators for the above suspension period subject to the receipt of application.

#### **Item No.114**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam with regard to surrender of the regular permit in respect of Stage Carriage **KL-35-E-1647** was operating on the route Pala - Ernakulam (KaloorBusstand) Via Marangattupally, Kurichithanam, Uzhavur, Kurianad, Monippally, Mutholapuram, Elanji, Piravam, Mulanthuruthy, Kolencherykadavu New Bridge, Nadakkavu, Puthiyakavu, Tripunithura, Vyttila And MG Road. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam. \_

#### **Item No.115**

Heard; the learned counsel represented the permit holder of stage carriage **KL 05 AN 3699**. This is the application for 4 months temporary permit U/s 87[1]d on the route Kumaly-Kunnakkad as LSOS service having route length more than 140 Kmin respect of the stage carriage KL 05 AN 3699.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage **KL 05 AN 3699** is more than 140 Km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Kumaly-Kunnakkad as LSOS in respect of the stage carriage KL 05 AN 3699. Hence the application is hereby **rejected**.

### **Item No.116**

Heard; the learned counsel represented the permit holder of stage carriage **KL-05-AP-3738**. This is an application for 4 months temporary permit U/s 87[1]d on the route Kottayam -- Perikkalloor Via Medical College, Ettumanoor, Pala, Uzhavoor, Koothattukulam, Piravom, MulamthuruthyKandanad, Thrippunithura, Ernakulam, Koonammavu, N.Paravoor, Kodungalloor, Iringalakuda, Thrissur, Edappal, Kuttippuram, Kozhikkode, Adivaram, Lakkidi, Kalpatta, Meenangady, S. Battery & Pulppally as LSOS service having route length is 457 Km in respect of the stage carriage KL-05-AP-3738.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL-05-AP-3738 is more than 140 Km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Kottayam -- Perikkalloor Via Medical College, Ettumanoor, Pala, Uzhavoor, Koothattukulam, Piravom, MulamthuruthyKandanad, Thrippunithura, Ernakulam, Koonammavu, N.Paravoor, Kodungalloor, Iringalakuda, Thrissur, Edappal, Kuttippuram, Kozhikkode, Adivaram, Lakkidi, Kalpatta, Meenangady, S. Battery & Pulppally

as LSOS in respect of the stage carriage KL-05-AP-3738. Hence the application is hereby **rejected**.

**Item No.117**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam with regard to surrender of the regular permit in respect of Stage Carriage **KL 05 X 2601** was operating on the route Parappuram-Kalady – Aluva Via Chowara, Kanjoor and Swargam. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam. \_

**Item No.118**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam as granted renewal of regular permit in respect of Stage Carriage **KL 06 G 4345** conducting service on the intra district route Chathanad-Ernakulam Kaloor Bus Stand via Ezhikkara, Kaitharam, Cheriappilly, Koonammavu, Varappuzha Bridge, Edappally, Palarivattom. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam. \_

**Item No.119**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam with regard to surrender of the regular permit in respect of Stage Carriage **KL 35 J 3152** was operating on the route Pala-Ernakulam Kaloor Bus Stand. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam. \_

**Item No.120**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam as granted renewal of regular permit in respect of Stage Carriage **KL 41 D 3618** conducting service on the intra district route Manjapra-Aluva via Manickamangalam, Kalady, Manakkapady, Puthiyadom, Sreemoolanagaram and Swargam. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam.

**Item No.121**



Heard; the learned counsel represented the permit holder of stage carriage **KL-36-H-6630**. This is an application for 4 months temporary permit U/s 87[1]d on the route Kaloor-NjarakkadavuVia Edappally,FACT,NorthParvur,Kodungalloor, Irinjalakkuda, Trissur, Edappal , Kottakkal, Karanthur, Thamarassery, lakkidi, Kalpetta, Pachilakkadu, mananthavadyas LSOS servicehaving route length is 343Kmin respect of the stage carriage KL-36-H -6630.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL-36-H -6630is more than 140 Kmand its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Kaloor-NjarakkadavuVia Edappally,FACT,NorthParvur,Kodungalloor, Irinjalakkuda, Trissur, Edappal , Kottakkal, Karanthur, Thamarassery, lakkidi, Kalpetta, Pachilakkadu, mananthavadyas LSOS service in respect of the stage carriage KL-36-H -6630. Hence the application is hereby **rejected**.

### **Item No.122**

Heard; the learned counsel represented the permit holder of stage carriage **KL-9-T-5555**. This item is to take action against the regular permit in respect of Stage Carriage **KL-9-T-5555** operating on the route Aluva-Fort Kochi, against the excess bus fare charged by the conductor on 08/07/2022 and on 06/01/2023.

The stage carriage KL-09-T-5555 is conducting service on the route Aluva-Fort Kochi on the strength of a regular permit No.7/222/1995 valid up to 04/12/2025. On 11/07/2022 a complaint received through E-mail from Sri.Venugopala Pillai P V, Subash Nagar, Edappally, Kochi-24 stating that while he was travelling in this bus from Boat Jetty to High School on 08/07/2022 at

1.10pm, the conductor charged excess fare Rs 15/- instead of Rs.13. The matter was enquired through a field officer and it is reported that the complaint was genuine and recommended for further action.

The matter considered by this authority in its meeting dtd. 23/01/2023 and adjourned with a direction to Secretary, RTA to issue show cause notices to the concerned and to place the matter before the next sitting along with the explanations from the concerned.

In compliance with the decision; Secretary, RTA issued a show cause notice to the permit holder of Stage Carriage **KL-9-T-5555** on 02/05/2023. But no explanation received from the concerned. Meanwhile on 06/01/2023 an another complaint received from Sri.Venugopala Pillai P V, Subash Nagar, Edappally, Kochi-24 stating that while he was travelling in this bus from Boat Jetty to High School on 06/01/2023 at 1.15pm, the conductor charged excess fare Rs 15/- instead of Rs.13. Then a show case notice was served to the concerned person through the circle officer on proper acknowledgment. This time also there was no response from the permit holder.

On perusal of the matter this authority perceived that there is a violation of conditions of section 84 of the Motor Vehicles Act, 1988 occurred. Considering the gravity of offence committed by the permit holder and repeated violation of permit conditions, as the permit holder has failed to response on repeated show cause notice issued, this authority realized that the permit holder is a repeated offender. Hence the permit issued to Stage Carriage KL-9-T-5555 is hereby **suspended** by this authority for a period of 30 days from 20/08/2023 as per section 86 (a) of the Motor Vehicles Act, 1988. However, the permit holder is given an option to compound the offence by remitting Rs.15,000/- on or before 15/08/2023 in lieu of suspension of permit.

### **Item No.123**

Heard; the learned counsel represented the permit holder of stage carriage **KL-40-B- 5791**. This item is to take action against the regular permit in respect of Stage Carriage **KL-40-B- 5791** operating on the route Aluva-Ernakulam South, against the excess bus fare charged by the conductor on 08/07/2022.

The stage carriage **KL-40-B- 5791** is conducting service on the route Aluva-Ernakulam South having regular permit No.7/957/2002 valid up to 10-Apr-2025. On 07/02/2023 was received from Sri.Venugopala Pillai P V, Subash Nagar,

Edappally, Kochi-24 stating that while he was travelling in this bus from Boat Jetty to High School on 08/07/2022 at 1.10pm ,the conductor charged excess fare Rs 15/- instead of Rs.13. In view of the complaint Secretary, RTA issued a show cause notice to the permit holder of Stage Carriage **KL-40-B-5791**on 22/05/2023.

The permit holder of the stage carriage submitted an explanation in response show cause notice on 06/06/2023.He has admitted that the mistake happened due to his ignorance and assured that he will not repeat this mistake again.

On perusal of the matter this authority perceived that there is a violation of conditions of section 84 of the Motor Vehicles Act, 1988 occurred. The explanation submitted by the permit holder is not sustainable, considering the gravity of offence committed by the permit holder the permit issued to stage carriage **KL-40-B-5791**is hereby **suspended** by this authority for a period of 15 days from 20/08/2023 as per section 86 (a) of the Motor Vehicles Act, 1988. However, the permit holder is given an option to compound the offence by remitting Rs.7,500/- on or before 15/08/2023 in lieu of suspension of permit.

#### **Item No.124**

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam with regard to surrender of the regular permit in respect of Stage Carriage **KL-42-N-6143**was operating on the route **High Court -N Paravur-Thatthappally**. On perusing the case this authority hereby **ratify** the action taken by the Secretary, RTA, Ernakulam.

#### **Item No.125**

Heard; the learned counsel represented the permit holder of stage carriage **KL 05 AT 5669**. This is the application for 4 months temporary permit U/s 87[1]d on the route Kumily-Konnakkad via Vandiperiyar, Mundakkayam,Ponkunnam, Koorali, Pallickathode, Palai, Karimkunnam, Thodupuzha, Muvattupuzha, Kothamangalam, Perumbavoor, Aluva, North ParavurKodungalloor, Irinjalakkuda, ThrissurNH, Kunnamkulam, Edappal, Kutti-ppuram, Valancherry, KottakkalNH, Kakkad, University, Ramanattukara, KozhikodQuilandy, Vadakara, Mahe, Thalasserry, Kannur, Thaliparambu, Payyannur, Kanjankadu, Parappelly, Odayanchal, Edathotta, Parappu, Vellarikundu and Melap as LSOSservice having route length is 457 Kmin respect of the stage carriage **KL 05 AT 5669**.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL 05 AT 5669 is more than 140 Km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Kumily-Konnakkad via Vandiperiyar, Mundakkayam, Ponkunnam, Koorali, Pallickathode, Palai, Karimkunnam, Thodupuzha, Muvattupuzha, Kothamangalam, Perumbavoor, Aluva, North Paravur, Kodungalloor, Irinjalakkuda, ThrissurNH, Kunnamkulam, Edappal, Kuttippuram, Valancherry, KottakkalNH, Kakkad, University, Ramanattukara, Kozhikod, Quilandy, Vadakara, Mahe, Thalasserry, Kannur, Thaliparambu, Payyannur, Kanjankadu, Parappelly, Odayanchal, Edathotta, Parappu, Vellarikundu and Melap as LSOS in respect of the stage carriage KL 05 AT 5669. Hence the application is hereby **rejected**.

#### **Item No.126**

Heard; the learned counsel represented the permit holder of stage carriage **KL 07 BF 9824**. This item is to take action against the regular permit in respect of Stage Carriage KL 07 BF 9824 operating on the route Aluva-Fort Kochi via Kalamassery, Palarivattom, Menaka, Thoppumpady as Town/City Service, against the excess bus fare charged by the conductor on 29/09/2022.

The Stage Carriage KL 07 BF 9824 is conducting service on the route Aluva-Fort Kochi via Kalamassery, Palarivattom, Menaka, Thoppumpady as Town/City Service having regular permit No.7/5300/1995 valid up to 21/02/2025. On 07/10/2022 a complaint received from Sri.Venugopala Pillai P V, Subash Nagar, Edappally, Cochin-24 stating that on 29/09/2022, excess fare charge had collected from him for a journey to Ernakulam Boat Jetty, neglecting the order of RTA as well as STAT – Menaka and Jetty are identical stops. The matter was enquired through a field officer and it is reported that the complaint is genuine.

This authority thinks that mistake occurred from the part of the conductor and the permit holder of the stage carriage is liable to be punished. But some procedures are to be complied. Hence Secretary, RTA is directed to issue show cause notices to the concerned and to place the matter before the next sitting along with the explanations from the concerned. The item is hereby **adjourned**.

### **Item No.127**

Heard; the request of the permit holder of stage carriage **KL 07 BF 8061** to exempt e chalan in respect of the stage Carriage KL 07 BF 8061 (Regular permit no.7/101/1997) operating on the route Edakochi-Kakkanadu-Edachira via Palarivattom as Town/City Service.

On 16/02/2023 the permit holder has submitted a request for exempting the e-chalan dtd 13/02/2023 for the offense of trip curtailment vide e chalan no.KL104011230213162650 of Rs.15,000/-.

But at the time of personal hearing the permit holder admitted the offense against the permit conditions and he also apologized in this regard and requested to exempt from this e chalan.

On perusal of the agenda this authority realized that there are 13 numbers of e chalans are pending with this vehicle for various offences and all are not paid. So it is clear that the permit holder is a repeated offender and the permit holder of the stage carriage is liable to be punished. But some procedures are to be complied. Hence in view of pending e-chalans; Secretary, RTA is directed to issue show cause notices to the permit holder and to place the matter before the next sitting along with the explanations from the concerned. The item is hereby **adjourned**.

### **Item No.128**

Heard; the request of the Secretary, RTA, Ernakulam to grant permission to take Judicial steps against the order in M.P No.504/2023 in .MP No.63/2023 in M .V .A.A No.109/2020 dated 13/03/2023 of Hon'ble STAT.

KL 05 AP 7620 is conducting service on the route Uthimoodu -Ernakulam South Via VechuchiraMandamaruthiRanniErumelyKanjirappallyErattupettaThodupuzhaMoovattupuzhaPattimattamkizhakkambalamkakkanadpalarivattamkaloor M G Road as LSOS

On 29/06/2021 , the registered owner of stage carriage KL 05 AP 7620 Sri.Cijo Cherian had requested to pass clearance /permit less certificate by cancelling the lease agreement in the RC Book of the vehicle and pass necessary orders in the applications submitted for renewal, replacement and transfer of permit. In obedience to the Judgment and observations of the Hon'ble High Court Of Kerala in in WP(C) 26678/2021 dated 17/03/2021, the Secretary RTA, Ernakulam cancelled the lease agreement in respect of stage carriage KL 05 AP 7620 between the permit holder and Sri.Cijo Cherian. Then the permit has come under the purview of suspended animation. But as per the Judgment in writ appeal 2486/2015, 2455/2015 and 2769/2015 dtd 11/04/2016 of Hon'ble High Court of Kerala suspended animation has been disposed. Hence this permit is liable to be cancelled. But as per interim order in M V A A No 109/2020 dated 19/02/2021 , the Hon'ble STAT ordered "not to cancel the permit as pending disposal of the above appeal". A letter has been submitted before the Sheristadar, Hon'ble STAT of Ernakulam on 26/08/2021 for necessary arrangements to vacate the interim stay.

An interim stay of cancellation of permit on the route Uthimoodu- Ernakulam is granted for a period of two months in M.P No.515/2022 in M.V.A.A No.113/2022 dated 22/06/2022 was ordered by the Hon'ble STAT, from the date of this order. And also validated the regular permit u/S 214(2) of the MV Act for a period of two months from the date of order in M.P No.517/2022 in M.V.A.A No.113/2022 dated 22/06/2022.

The interim stay order for cancellation is extended for a period of two months from 23/07/2022 vide Order no. M.P No.613/2022 in M .V .A.A No.109/2020 dated 18/07/2022 and also validated the regular permit u/S 214(2) of MV Act for a period of two months from the date of order in M.P No.601/2022 in M .V .A.A No.113/2020 dated 13/07/2022 so as to operate the service on the route Uthimoodu- Ernakulam South in respect of Stage carriage KL 34 G 2577, notwithstanding the expiry of the basic permit.

As per order no M.P No.504/2023 in .MP No.63/2023 in M .V .A.A No.109/2020 dated 13/03/2023 the interim order granted related to the cancellation of permit is extended for a period of two months from 16/03/2023 and also extended the validation of permit on the said route in respect of Stage carriage KL 34 G 2577 for the period of two months from 16/03/2023 vide order no.M.P No.721/2022 in M.V.A.A No.112/2022 dated 17/08/2022.

So, this authority realized that the extension of validation of the above permit is against the Judgment in writ appeal 2486/2015, 2455/2015 and

2769/2015 dtd 11/04/2016 of Hon'ble High Court of Kerala and it is also against the conditions of modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023.

Hence Secretary, RTA is **permitted** to take Judicial steps against the order in M.P No.504/2023 in .MP No.63/2023 in M .V .A.A No.109/2020 dated 13/03/2023 of Hon'ble STAT.

### **Item No.129**

Heard; the request of the permit holder of stage carriage **KL 07 BB 9030** to exempt e chalan in respect of the stage Carriage KL 07 BB 9030 (Regular permit no.7/1000039/2003) operating on the route Aluva-W/Island via Boat Jetty,Ernakulam South as City ordinary Service.

On 14/03/2023 the permit holder has submitted a request for exempting the e-chalan dtd 18/02/2023 for the offense of trip curtailment vide e chalan no.KL104011230218194859 of Rs.15,000/- .He has stated that on the day of Sivarathri festival ie on 18.02.2023, there was traffic block at Aluva region and the vehicle reached Aluva very late.

On perusal of the agenda this authority realized that there are 11 numbers of e chalans are pending with this vehicle for various offences. So it is clear that the permit holder is a repeated offender and the permit holder of the stage carriage is liable to be punished. But some procedures are to be complied. Hence in view of pending e-chalans; Secretary, RTA is directed to issue show cause notices to the permit holder and to place the matter before the next sitting along with the explanations from the concerned. The item is hereby **adjourned**.

### **Item No.130**

Heard; the learned counsel represented the permit holder of stage carriage **KL-05-AT-8341**. This is the application for 4 months temporary permit U/S 87[1]d on the route Nedumkandam- Karikkottkkari Via UdumbancholaSanthanparaPoopararajakkadPonmudiAdimaliNeriyamangalam Kothamangalam Perumbavoor Chembraerkey South Vazhakulam GTN AluvaKodungalloorN.ParavoorkodungalloorIrinjalakudaThrissoorKunnamkulamEda ppalKottakkalKozhikkode Vadakara MaheThalasseryKannoorThaliparambuOduvallyNaduvilChempanthottiSreekandapuramIrikkoorIritty&Eddoor (return via KunnamkulamGuruvayoorVadanappallyKodungalloor North ParurKongorppilli

FACT ManjummelEdappallyKaloor Ernakulam South  
KaloorVazhakkalaPukkattupady- ALUVA-Chemberkky -Perumbavoor &  
Kothamangalam) as LSOS having route length 685 km. in respect of the stage  
carriage **KL-05-AT-8341**.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL-05-AT-8341 is more than 140 Km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Nedumkandam- Karikkottkkari Via UdumbancholaSanthanparaPoopararajakkadPonmudiAdimaliNeriyamangalam Kothamangalam Perumbavoor Chembaerkey South Vazhakulam GTN AluvaKodungalloorN.ParavoorkodungalloorIrinjalakudaThrissoorKunnamkulamEdappalKottakkalKozhikkode Vadakara MaheThalasseryKannoorThaliparambuOduvallyNaduvilChempantthottiSreekandapuramIrikkorIritty&Eddoor (return via KunnamkulamGuruvayoorVadanappallyKodungalloor North ParurKongorppilli  
FACT ManjummelEdappallyKaloor Ernakulam South  
KaloorVazhakkalaPukkattupady- ALUVA-Chemberkky -Perumbavoor &  
Kothamangalam) as LSOS in respect of the stage carriage **KL-05-AT-8341**. Hence the application is hereby **rejected**.

### **Item No.131**

Heard; the learned counsel represented the permit holder of stage carriage **KL 33 L 9394**. This is the application for 4 months temporary permit U/S 87[1]d on the route Kaloor-Narakkadavu Via Edappally, FACT, North Paravoor, Kodungallur, Irinjalakkuda, Thrissur, Edappal, Kottakkal, Kzhikkode, Karanthur, Thamarassery,



Lakkidi,Kalpetta,PachilakkaduMananthavady as LSOS having route length 344 km. in respect of the stage carriage **KL 33 L 9394**.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL 33 L 9394 is more than 140 Km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Kaloor-Narakkadavu Via Edappally, FACT, North Paravoor, Kodungallur, Irinjalakkuda, Thrissur, Edappal, Kottakkal, Kzhikkode, Karanthur, Thamarassery, Lakkidi, Kalpetta, Pachilakkadu Mananthavady as LSOS in respect of the stage carriage KL 33 L 9394. Hence the application is hereby **rejected**.

### **Item No.132**

Heard; the learned counsel represented the permit holder of stage carriage **KL 05 AV 3789 in place of Stage carriage KL 05 AA 8474**. This is the application for 4 months temporary permit U/S 87[1]d on the route Kottayam - Perikkalloor Via Medical College Ettumanoor Pala Uzhavoor Koothattukulam Piravom Mulamthuruthy Kandanad Thrippunithura Eranakulam koonammavu N. Paravoor kodungalloor Iringalakuda Thrissur Edappal Kuttippuram Kozhikkode Adivaram Lakkidi Kalpatta Meenangady S. Battery & pulppilly as **LSOS** having route length **457 km**. in respect of the stage carriage KL 05 AV 3789 in place of Stage carriage KL 05 AA 8474.

Now the Government of Kerala approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned

in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service.

The route length of the stage carriage KL 05 AV 3789 in place of Stage carriage KL 05 AA 8474 is more than 140 Km and its route portion objectionably overlaps the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

In this circumstance this authority is not in a position to grant a temporary permit U/s 87[1]d on the route Kottayam - Perikkalloor Via Medical College Ettumanoor Pala Uzhavoor Koothattukulam Piravom Mulamthuruthy Kandanad Thrippunithura Eranakulam koonammavu N. Paravoor kodungalloor Iringalakuda Thrissur Edappal Kuttippuram Kozhikkode Adivaram Lakkidi Kalpatta Meenangady S. Battery & pulpply as **LSOS** in respect of the stage carriage KL 05 AV 3789 in place of Stage carriage KL 05 AA 8474. Hence the application is hereby **rejected**.

### **Item No.133**

Heard; the request of the permit holder of stage carriage **KL 43 D 9420** to exempt e chalan in respect of the stage Carriage KL 43 D 9420 (Regular permit no.7/313/1999) operating on the route Chellanam-Cheranalloore via Thoppumpady, Boat Jetty and Chittoor as City ordinary Service

On 18/05/2023 the permit holder has submitted a request for exempting the e-chalan dtd 09/01/2023 for the offense of trip curtailment vide e chalan no.KL105294230109171734. The checking was based on a complaint. The permit holder argued that, it was a fake complaint and the stage carriage is conducting service as per permit condition.

But as per the enquiry report of the field officer it is reported that the complaint is genuine. Since this vehicle was parked at road side trip curtailment has been convinced by the Secretary, Regional Transport Authority, Ernakulam.

On perusal of the agenda this authority realized that there are 5 numbers of e chalans are pending with this vehicle for various offences. So, it is clear that the permit holder is a repeated offender and the permit holder of the stage carriage is liable to be punished. But some procedures are to be complied. Hence in view of pending e-chalans; Secretary, RTA is directed to issue show cause notices to the

permit holder and to place the matter before the next sitting along with the explanations from the concerned. The item is hereby **adjourned**.

#### **Item No.134**

Heard; the request of the Secretary, RTA, Ernakulam to grant permission to take Judicial steps against the order in MP No.892/2023 in M .V .A.A No.150/2020 dated 03/05/2023 of Hon'ble STAT.

This authority perused the agenda and file. It is perceived that, the stage carriage KL 05 AA 8474 covered by a regular permit has been operating on the route Kottayam - Perikkalloor Via Medical College Ettumanoor Pala Uzhavoor Koothattukulam Piravom Mulamthuruthy Kandanad Thrippunithura Ernakulam koonammavu N.Paravoorkodungalloor Iringalakuda Thrissur Edappal Kuttippuram Kozhikkode Adivaram Lakkidi Kalpatta Meenangady S. Battery & pulppilly as **LSOS**. The route is an inter district **route having length of 457 km**.

Now vide interim order in MP No.892/2023 in M .V .A.A No.150/2020 dated 03/05/2023 of Hon'ble STAT, the Secretary RTA Ernakulam is directed to validate the permit u/S 214(2) of MV Act in respect of Stage carriage KL 05 AL 3699 on the route Kottayam-Perikkalloor as **LSOS**, notwithstanding the expiration of the permits specified therein, continued to be operated so as to conduct service with Stage carriage KL 05 AV 3789 for a period of two months from 03/05/2023.

The Government of Kerala Approved and published the modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023. According to GO(P) No.13/2023/Trans, private stage carriage operators who conduct service through any of the 31 nationalized routes mentioned in the annexure of said scheme, cannot operate their service beyond 140 Km in route length and all operators should have to operate their service as ordinary service instead of Limited Stop Ordinary Service. The route length of the stage carriage KL-05-AA-8474 is beyond 140 km and its route portion objectionably overlapping the nationalized routes mentioned in the annexure of GO (P) No.13/2023/Trans dated 03/05/2023.

So this authority realized that the validation of the above permit is against the conditions of modified scheme of GO(P) No.08/2017/Trans dated 23/03/2017 as GO(P) No.13/2023/Trans dated 03/05/2023.

Hence Secretary, RTA is **permitted** to take Judicial steps against the order in MP No.892/2023 in M .V .A.A No.150/2020 dated 03/05/2023 of Hon'ble STAT.

**Item No.135**

Heard; the learned counsel represented the permit holder of Autorickshaw **KL 42 V 4190**. This is the application for the fresh contract carriage permit in respect of Autorickshaw KL 42 V 4190 parking place at MuncipalLimit(MuncipalJunction,Paravur KSRTC Stand &Perumpadanna Junction).

On perusal of the application this authority perceived that Joint Regional Transport Officer, North Paravur has the delegated power to issue Autorickshaw permit at Muncipal Limit. There is not any legal perspective to restrict Autorickshaw permit at Muncipal Limit.

Hence Secretary, RTA is instructed to return the application to Joint Regional Transport Officer, North Paravur with a direction to use the delegated power in this matter.

**Item No.136**

Heard; the learned counsel represented the permit holder of stage carriages **KL-07-BW-1819**. This item is to take action against the regular permit in respect of Stage Carriage **KL-07-BW-1819** operating on the route Aluva – F Kochi as city Permit, in connection with an accident with a motor cycle bearing registration number KL-43-B-0410 and pillion rider named Beena Varghese was seriously injured in the accident and died due to the severity of the injury.

A detailed enquiry was conducted through Motor Vehicles InspectorInspector of Regional Transport Office, Ernakulam in this regard and enquiry report reveals that the irresponsibility and non-humanitarian approach of the bus crews including driver leads to cause of death of motorbike pillion rider named Beena Varghese. Hence Motor Vehicles Inspector recommended action against the regular permit of KL-07-BW-1819.

A show cause notice dtd.17/11/2022 issued to permit holder of KL-07-BW-1819. The permit holder of KL-07-BW-1819 had submitted explanation to the issued show cause notice before this authority on 13/01/2023. In the explanation the permit holder Sri Junaid P J requested not to take any action against the regular permit of the vehicle KL-07-BW-1819.

This authority perused the agenda, F.I.R No. 0647/2022 dated 22/10/2022 of ElamakkaraPoliceStation, detailed enquiry report of Motor Vehicles Inspector of Regional Transport Office, Ernakulam and perceived that the irresponsibility and non-humanitarian approach of the bus crews leads to cause of death of pillion rider of motor cycle bearing registration number KL-43-B-0410. Hence the driver and conductor of the stage carriage is liable to be punished. Hence Licensing Authority, Ernakulam is directed to **take action** against the Motor Driving License of the driver and Conductor License of the conductor, who were in charge on the day of accident.

Moreover, the explanation submitted by the permit holder against the show cause notice is not sustainable and substantiative. This authority perceived that the permit holder violated the conditions as per Rule-153 of Kerala Motor Vehicles Rules 1989. Considering the seriousness of the mishap this authority is hereby **suspend** the permit of the stage carriage **KL-07-BW-1819**(7/10157/2005) on the route Aluva – F Kochi as city Permit for a period of three months from 15/08/2023. Secretary, RTA is permitted to issue substitute temporary permits of 20 days duration U/S 87(1)C, in place of stage carriage KL-07-BW-1819 to co-operators for the above suspension period subject to the receipt of application.

Since the permit of stage carriage KL-07-BW-1819 on the route Aluva – F Kochi is decided to be under suspension, taking decision in the matter of transfer of permit of the above stage carriage permit in these circumstances is infructuous. Hence the application for transfer of permit in respect of permit of stage carriage KL-07-BW-1819 is hereby **adjourned**.

#### **Item No.137**

This authority is hereby **ratified** all the action taken by Secretary, RTA.

#### **Item No.138**

**No other items** allowed by Chairperson RTA

#### **Item No.139**

This authority hereby fixed **16/08/2023** as the date for next meeting of RTA, Ernakulam.

**SupplementaryItem No. 1**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 40 F 5143**, operating on the route Edachira – Kakkanad – Edakochi as City permit is **allowed** as applied for subject to the clearance of dues to Government, if any.

**SupplementaryItem No. 2**

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 41 8753**, operating on the route Poothamkutty – Akanad via Mookkannoor, Angamaly, Kalady as Moffusil Serviceis **allowed** as applied for subject to the clearance of dues to Government, if any.

***Sd/***

**Chairman, RTA, Ernakulam.**

**Sri. N S K Umesh I.A.S., The District Collector, Ernakulam**

***Sd/***

**Member, RTA, Ernakulam.**

**Sri.G Ananda Krishnan, Deputy Transport Commissioner  
[Law], CZ- II, Ernakulam(Full Additional Charge).**