

**MINUTES OF THE MEETING OF REGIONAL TRANSPORT
AUTHORITY ERNAKULAM HELD ON 23-12-2023**

Present:- Chairman-

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

Member:-

1.Sri.G Ananda Krishnan, Deputy Transport Commissioner

[Law], CZ- II, Ernakulam(Full Additional Charge).

2. Sri. Dr.Vaibhav Saxena IPS, District Police Chief,

Ernakulam Rural, Aluva & Member RTA Ernakulam

Item No.01

Heard; the learned counsel represented the applicant, Smt. Parvathee Devi M R, W/o AdithyanNamboodiri, Mangalathumana, Pazhoor East, Piravom - 686664. This is the application for the grant of fresh Intra district stage carriage permit on the route Koothattukulam – North Paravur via Vadakara, Thirumaradi, Kakkoor, Kakkayam, Periyappuram, Palachuvadu, Piravom, Peppathy, Arakunnam, Mulamthuruthy, Kandanad, Kureekad, Puthiyakavu, Tripunithura Stand, Kizhakkekotta, Maradu, Kundannoor, Vytila Hub, Palarivattam, Edappally, Varappuzha Bridge, Koonammavu, Cheriappilly, Vazhikulangara, North Paravurstandas Ordinary Moffusil Service.

On perusal of the agenda, report and file this authority perceived that for taking a decision in this matter it is to be ascertained whether the route portion is passing through the notified route Ernakulam-Muvattupuzha complete exclusion scheme with exceptional clauses vide GO(P) No-05/2017. Hence the item is hereby **adjourned** for specific report.

Item No.02

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

Aster Medicity via Makke Kadavu, Poochakkal, Aroor temple, Vyttila, Edappally, Kunnumpuram, Manjummel Kavala, Edayakunnam as Moffusil service..

The Secretary, Private Bus Owners Association, filed a representation against the grant of fresh permit and the variation of permit in the sector between Edappally-Aroor bypass. The reason stated is that the sector is well served by private stage carriage and KSRTC and there is a severe traffic gridlock during peak hours. Further, it is stated that, currently, there is no travel hassle in the said sector. The matter has been considered by RTA Ernakulam in its 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 Edappally-Aroorbyepass. 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).

Furthermore, in order to avoid inordinate delay in considering the matter, without taking into account the merits and demerits of the application for fresh regular permit, Secretary, RTA is entrusted with seeking concurrence from RTA, Alappuzha, since the route portion passes through RTA, Alappuzha,

Item No.03

Heard; the learned counsel represented the applicant, Sri.Mohammed Rasheed, Karukapadath House, Eriyad P O, Kodungalloor - 680666. This is the application for the grant of fresh Intra district stage carriage permit on the route Keetholi – Puthenvelikkara – North Paravur via Kottappuram Market, Thuruthippuram, Puthenvelikkara, Paliyamnada, Munduruthy, Thanippadam, North Paravuras Ordinary Moffusil Service.

On perusal of the agenda, report and file this authority perceived that there is an overlapping of 0.050 Km from fire station station road junction to

Chendamangalam junction with the Aluva – Vadakkumpuram Complete Exclusion Scheme No-27106-TA2/65/PW dtd.17-06-1965 SRO.No-265/65. As per the enquiry report this overlapping is due to a route arrangement in town by the North Paravur Municipality. Hence for taking a decision it is very necessary to ascertain the nature of route arrangement. Hence the item is hereby **adjourned** for specific report.

Item No.04

Heard; the learned counsel represented the applicant, Sri.Binoj Ks, KudililHouse,AvootiRoad,Nanthiattukunnam,Athani, North Paravoor. This is an application for grant of fresh intra district regular permit on the route North Paravoor- Vyttila Mobility Hub-Panagad Bus Stand (Via) Cheriyaipilly, Koonamavu, Varapuzha Bridge ,Cheranalloor Signal- Kunnumpuramjn, Edapallysignal- Pipeline jn, Medical Center VyttilaJn-Kundanoor-Madavana as Ordinary mofussil permit.

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 including notification G.O.(P) No-27/2023/TRANS dtd. 27/11/2023. 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 unsustainable. The objectives of the MV Act provide for liberalized schemes for grant of stage carriage permits on non-nationalised routes. Hence this Authority does not intend to limit the issue of permits on non-notified routes if there is no legal impediment in doing so.

Therefore, the regular permit is **granted** in favour of Sri. Sri.Binoj Ks, KudililHouse,AvootiRoad,Nanthiattukunnam,Athani, North Paravooron the applied route North Paravoor- Vyttila Mobility Hub-Panagad Bus Stand (Via) Cheriyaipilly, Koonamavu, Varapuzha Bridge ,Cheranalloor Signal- Kunnumpuramjn, Edapallysignal- Pipeline jn, Medical Center VyttilaJn-Kundanoor-Madavana as Ordinary mofussil permitin 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 RTA EKM 23-12-2023

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. Ajmal Ali Kiliyungal Veedu Kunnumpuram Road Kakkanad P O, Pin-682030. This is the application for the grant of fresh Intra district stage carriage permit on the route Perumbavoor-Vyttila Hub (via) Palakkattuthazham, Chembarkey, Pookatupady, Thevakkal, Kanagarapady, Navodaya, Kakkanad, Vallathol junction, Toll junction, Judgemukku, Edapally junction, Edapally gate, By Pass- Pipe line junction as Mofussil Service.

On perusal of the agenda, report and file this authority perceived that there is an overlapping of 1.6 Km with the schemes as per GO (P) NO 13/2023 trans dated 03-05-2023, which is very close to the permissible limit. Hence the item is hereby **adjourned** for specific route enquiry report, especially for the route portion under RTA, Muvattupuzha.

Item No.06

Heard; the learned counsel represented the applicant, Sri. Muhammed Saffar T A, Thamarassery, Vellattumpadam, Thrikkakkara P O, Vadacode - 682021. This is an application for grant of fresh intra district regular permit on the route Perumbavoor-Vyttila Hub (via) Vengola,Arakkapady,JaiBharatCollege, Pattimattam, Kizhakambalam,Pallikara, Kakkanad,Kinfra (Infopark),Vazhakala, Judgemukku,Tolljn,Edapally signal, By-Pass,Pipe line jn,Toshiba and HMT jnas Ordinary Mofussil Service.

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. Therefore, there is no legal impediment for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were unsustainable. The objectives of the MV Act provide for liberalized schemes for grant of stage carriage permits on non-nationalised routes.

Hence this Authority does not intend to limit the issue of permits on non-notified routes if there is no legal impediment in doing so.

Therefore, the regular permit is **granted** in favour of Sri. Muhammed Saffar T A, Thamarassery, Vellattumpadam, Thrikkakkara P O, Vadacode - 682021 on the applied route Perumbavoor-Vyttila Hub (via) Vengola, Arakkapady, JaiBharatCollege, Pattimattam, Kizhakambalam, Pallikara, Kakkanad, Kinfra (Infopark), Vazhakala, Judgemukku, Tolljn, Edapally signal, By-Pass, Pipe line jn, Toshiba and HMT jn as Ordinary Mofussil 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.07

Heard; the learned counsel represented the applicant, Sri.Thouseef Muhammed, S/O Muhammed, Alavakadu House, Thrikkakara P O, Desiya Kavala. Thoppil Road. Pin 682021. This is an application for grant of fresh intra district regular permit on the route Cheranalloor Private Bus stand-Vyttia Hub- North Paravoor via Cheriyaipilly-Koonamavu-Varapuzha- ManjummelKavala-Kunnumpuram-Edapallyjn-Pipeline jn-Medical center as Mofussil Service.

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. Therefore, there is no legal impediment for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were unsustainable. The objectives of the MV Act provide for liberalized schemes for grant of stage carriage permits on non-nationalised routes. Hence this Authority does not intend to limit the issue of permits on non-notified routes if there is no legal impediment in doing so.

Therefore, the regular permit is **granted** in favour of Sri.Thouseef Muhammed, S/O Muhammed,Alavakadu House, Thrikkakara P O, Desiya Kavala. Thoppil Road. Pin 682021on the applied route Cheranalloor Private Bus stand-Vyttia Hub- North Paravoor via Cheriyaapilly-Koonamavu-Varapuzha-ManjummelKavala-Kunnumpuram-Edapallyjn-Pipeline jn-Medical center as Mofussil 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.08

Heard; the learned counsel represented the applicant, Sri. Neena Subramanyan ,Perumbilil House, 8/86 Pallilamkara , Hmt Colony P O, ThrikkakaraNorth.Pin 683503. This is an application for grant of fresh intra district regular permit on the route Govt Medical College-CSEZ –Karimugal (via) Toshiba-HMT junction-Vallathol junction-BharathMatha College junction-Kakkanad-Athani-Navodaya junction-Manakkakadavu-Pallikara-Morakala-Pazhamthottam-Kaninadu-Karimugal-Brahamapuram-Infopark and IMG junction as Mofussil Service.

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. Therefore, there is no legal impediment for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were unsustainable. The objectives of the MV Act provide for liberalized schemes for grant of stage carriage permits on non-nationalised routes. Hence this Authority does not intend to limit the issue of permits on non-notified routes if there is no legal impediment in doing so.

Therefore, the regular permit is **granted** in favour of Sri. Neena Subramanyan , Perumbilil House, 8/86 Pallilamkara , Hmt Colony P O, ThrikkakaraNorth.Pin 683503on the applied route Govt Medical College-CSEZ – Karimugal (via) Toshiba- HMT junction- Vallathol junction- BharathMatha College junction- Kakkanad- Athani- Navodaya junction- Manakkakadavu- Pallikara- Morakala- Pazhamthottam- Kaninadu- Karimugal –Brahamapuram - Infopark and IMG junction as Mofussil 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.09

Heard; the learned counsel represented the applicant, Sri.Bushra P.M, Chunagumthara House, ChandiroorPathuppalli, AlakutharaRoad,Ezhupunna,Alapuzha ,Pin 688537 This is the application for the grant of fresh Inter district Ordinary Mofussil permit on the route Kumbalam North-Medical CollegeviaKumbalam, Vytila Hub, Edapallyjn, Cheranalloor Private Bus Stand, Edapally Toll Jn, Valltholjn, HMTJn, Govt Medical College as Mofussil permit.

The Secretary, Private Bus Owners Association, filed a representation against the grant of fresh permit and the variation of permit in the sector between Edappally-Aroor bypass. The reason stated is that the sector is well served by private stage carriage and KSRTC and there is a severe traffic gridlock during peak hours. Further, it is stated that, currently, there is no travel hassle in the said sector. The matter has been considered by RTA Ernakulam in its 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).

Item No.10

Heard; the learned counsel represented the applicant, Sri. Afsal P.A. S/O Asharaf. 6/1487 B. Irumbichi Road. Kochi Vtc: Mattanchery P O, Pin 682002. This is the application for the grant of fresh Inter district Ordinary Moffussil permit on the route Chathamma-Irumpanam North (Via) Vyttila Hub, Edapally Junction, Manjummel, Glass Colony, Hmt Junction, Medical College And Kakkanad As **Mofussil Service**.

The Secretary, Private Bus Owners Association, filed a representation against the grant of fresh permit and the variation of permit in the sector between Edappally-Aroor byepass. The reason stated is that the sector is well served by private stage carriage and KSRTC and there is a severe traffic gridlock during peak hours. Further, it is stated that, currently, there is no travel hassle in the said sector. The matter has been considered by RTA Ernakulam in its 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 the application is passing through the sector Edappally-Aroorbyepass. 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).

Furthermore, this authority must decide whether the destination point, Chathamma, comes under the city service limits in light of the judgment in WP(C)No.18871/2023 dtd. 20/09/2023.

Item No.11

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 the application for the grant of fresh Inter district Ordinary Moffusil permit on the modified route Panangad Bus Stand – Thathapilly via Vyttila Hub, Edappally Jn., Manjummel Kavala, Varapuzha, Koonamavu, Kongorpilly and Karingamthuruthuas Ordinary Moffusil Service..

The Secretary, Private Bus Owners Association, filed a representation against the grant of fresh permit and the variation of permit in the sector between Edappally-Aroor bypass. The reason stated is that the sector is well served by private stage carriage and KSRTC and there is a severe traffic gridlock during peak hours. Further, it is stated that, currently, there is no travel hassle in the said sector. The matter has been considered by RTA Ernakulam in its 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 the application is passing through the sector Edappally-Aroorbyepass. 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).

Item No.12

Heard; the learned counsel represented the applicant, Sri.Basheer T M, ThurthelVeedu, Chittethukara, CSEZ P O, Kakkanad – 682037. This is an application for grant of fresh intra district regular permit on the route Chittethukara New Boat Jetty – Infopark Phase- II via Infopark south gate, Rajagiri College, SEZ, Kakkanad, Infopark 1st, Kinfra, Smart city and BBDPas Ordinary Moffusil Service.

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. Therefore, there is no legal impediment for the grant of proposed regular permit.

Several objections have been received against the grant of proposed permit. But the objections were unsustainable. The objectives of the MV Act provide for liberalized schemes for grant of stage carriage permits on non-nationalised routes. Hence this Authority does not intend to limit the issue of permits on non-notified routes if there is no legal impediment in doing so.

Therefore, the regular permit is **granted** in favour of Sri.Basheer T M, ThurthelVeedu, Chittethukara, CSEZ P O, Kakkanad – 682037 on the applied route Chittethukara New Boat Jetty – Infopark Phase- II via Infopark south gate, Rajagiri College, SEZ, Kakkanad, Infopark 1st, Kinfra, Smart city and BBDP 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.13

Heard; the learned counsel represented the applicant, Sri. Paul Charles, S/o Charles, Lenthaparambil House, North Chellanam P O, Pin-682008. This is the application for the grant of fresh Inter district Ordinary Moffusil permit on the route Ponekkara – Perumbalam Junction via Elamakkara, Kaloor, K.K.Road, Subash Chandrabose Road, Vytila Hub, Madavana, Aroor Temple Junction, and Vaduthala as Mofussil Service.

The Secretary, Private Bus Owners Association, filed a representation against the grant of fresh permit and the variation of permit in the sector between Edappally-Aroor bypass. The reason stated is that the sector is well served by private stage carriage and KSRTC and there is a severe traffic gridlock during peak hours. Further, it is stated that, currently, there is no travel hassle in the said sector. The matter has been considered by RTA Ernakulam in its 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).

Furthermore, without weighing the advantages and disadvantages of the application for fresh regular permit, the Secretary RTA is entrusted with seeking concurrence from RTA, Alappuzha, given that the route portion passes through RTA, Alappuzha, in order to prevent an excessive delay in processing the matter.

Item No.14

Heard; the learned counsel represented the permit holder of stage carriage **KL-32-F-1713**. This is the application for variation of regular permit in respect of stage carriage KL-32-F-1713permitted to operate on the route Pallithode Beach - Kaloor via Chavady,Vellethode,Ezhupunna,Eramalloore,Aroor Temple,Aroor Jn,Kumbalam,Vyttila, Mg Roadas moffusil serviceon the strength of regular permit valid upto 26/11/2027. The permit is desired to be varied so as to deviate all trips via K K Road instead of padma.

Perused the agenda, report and file. The enquiry officer stated that the curtailment of trips via M.G. Road will not affect the travelling public in that sector because there are a lot of stage carriages operating on this route with a 2-minute gap. But the enquiry officer has not mentioned the time gap on K.K. Road, which is very necessary to compare the advantages and disadvantages of the proposed variation. Hence the application for variation is **adjourned** for specific report showing the time gap of stage carriage service in K.K. Road.

Item No.15

Heard; the learned counsel represented the permit holder of stage carriage **KL-37-2000**. This is the application for variation of regular permit in respect of stage carriage **KL-37-2000** permitted to operate on the route Kakkanad - Poochakkal Via Ngo Qrt, Palarivattom Boat Jetty South Vyttila Kumbalam Aroor Temple And Arookuttyas Moffusil service on the strength of regular permit valid RTA EKM 23-12-2023

upto 17/08/2024. The permit is desired to be varied so as to deviate fifth trip, starting from Kakkanad to Arookutty via Kaloor, KK road, Vyttila instead of Kaloor, Padma, Vyttila.

Perused the agenda, report and file. This authority perceived that to compare the advantages and disadvantages of the proposed variation, it is necessary to be aware of the time gap between stage carriage services on both routes. Hence the application for variation is **adjourned** for specific report showing the time gap of stage carriage services on both routes.

Item No.16

Heard; the learned counsel represented the permit holder of stage carriage **KL-40-2232**. This is the application for variation of regular permit in respect of stage carriage KL-40-2232 permitted to operate on the route Perumbavoor-Thevara Jn. Via Chemberkey, Pukkattupady, Kakkanad, Kaloor, M G Roadas MOFFUSIL service on the strength of regular permit valid upto 21/04/2027. The permit is desired to be varied so as to deviate 8th trip as Perumbavoor - Vyttila Hub deviating from Pipeline Jn to Vyttila Hub via Edapally bypass and return 9th trip as eight by curtailing route portion from pipeline jn to thevara.

Perused the agenda, report and file. This authority perceived that the curtailment will adversely affect the travelling public. It is incorrect to assume that limiting stage carriage service will ease traffic during rush hours. Moreover, the time change in the proposed variation from 8.00 pm to 7.15 pm on the 10th trip will adversely affect late-night travelers. Hence the application for variation is hereby **rejected**.

Item No.17

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 Jetty as 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.

Perused the agenda, report and file. This authority perceived that the curtailment will adversely affect the travelling public. It is incorrect to assume that limiting the number of stage carriage services will help alleviate traffic at peak hours. Moreover it is necessary to be aware of the time gap between stage carriage services on both routes. Hence the application for variation is **adjourned** for specific report showing the time gap of stage carriage services on both routes.

Item No.18

Heard; the learned counsel represented the permit holder of stage carriage **KL-43-A-2466**. This is the application for variation of regular permit in respect of stage carriage KL-43-A-2466 permitted to operate on the route Kumbalanghy-Cheranalloore Via Thoppumpady, Menaka, Southchittooras City service on the strength of regular permit valid upto 28/04/2027. The permit holder is desired to be varied so as to extend trip no 6 [Chittoor - Perumpadappu] from perumpadappu to kumbalanghy.

On detailed perusal of the agenda, report and file this authority perceived that the proposed variation is beneficial for the travelling public and there are not any legal impediments. Hence the variation in respect of stage carriage **KL-43-A-2466** is hereby **granted** as applied subject to the settlement of timings.

Item No.19

Heard; the learned counsel represented the possessor of stage carriage **KL-18-2170**.

This authority verified the connected files, perused the judgments of the Hon'ble High Court and STAT in detail. The objections and representations for and against the application were considered as per law.

This is to re-consider the application for Renewal of regular permit in respect of the stage carriage KL-18-2170 on the route on the route Pallissery-Thiruvairanikulam.

The application for renewal of permit is submitted within the stipulated time limit and the permit is issued before 14.07.2009. The

application for renewal was initially considered by this authority on 18.02.2021 vide Item No.27 after following the lawful procedures and rejected on the ground that the permit was not in operation since 2011 since the vehicle was under Form-G and that the non-operative permit have become infructuous. The State Transport Appellate Tribunal through the Judgment in M.V.A.A No.50/2021 set aside the decision of the RTA citing that the RTA has no authority to reject an application for renewal of permit on grounds other than those specified in Section 81(4) of MV Act. The judgment also directed the RTA to consider the application afresh and in accordance with law.

On verification of records and files it is revealed that the application for variations of conditions of permit is submitted while the application for renewal of permit was under consideration. Along with that the intimation regarding the death of permit holder has been submitted and procedure prior to the consideration of the same has also been completed.

Notwithstanding the above facts, on verification of files and records by this authority it has come to note that the permit holder was not conducting service on the route for which the permit was granted since 2011 solely on the basis of economic considerations. On a common discussion on the application by this authority we are of the view that a permit is granted primarily for the service to the general public. Keeping the permit inoperative indefinitely based on economic considerations deprives the general public of the service on the route for which the permit was granted. Also it is worth noting that during the pendency of the application for renewal of permit, the life of the stage carriage has expired and the permit holder is bound to produce a suitable vehicle which has not been done so far. Furthermore, while considering the application for renewal, this Authority finds that even if the renewal is granted as requested, the permit expires on 25/07/2022. The applicant has not submitted any application to renew the permit further. If the intention of the permit holder was genuine he ought to have produced the records of suitable vehicle for consideration

of the applications in accordance with the provisions of law and for renewal of permit within the stipulated time.

Rule 152 of Kerala Motor Vehicles Rules provides that it shall be a condition of the permit of every transport vehicle that the vehicle shall be so maintained as to be available for the service for which permit was granted for the entire period of the currency of the permit and the permit is liable to be suspended or cancelled, after due notice to the permit holder, if the vehicle has not been used for the purpose for which the permit was granted for any day, in the case of a stage carriage. Section 86(1)(a) of MV Act so provides that the Transport Authority which granted a permit may cancel the permit or may suspend it for such period as it thinks fit on the breach of any condition specified in Section 84 or of any condition contained in the permit. Here the permit holder has not taken efforts to submit timely application for renewal of permit and also failed to produce a suitable vehicle to service his permit, thus violating the permit conditions laid out in Rule 152 of KMVR and the permit is liable to be cancelled as per Sec 86(1)(a) of MV Act.

In the event we strongly feel the permit which has already expired has become infructuous and this authority cannot go with the capricious turn of mind of the applicant to make live his permit after a long inoperative period of 13 years. On taking into account all the facts of this case into consideration this is a fit case warranting cancellation of permit. Hence Secretary, RTA is directed to issue notice to the applicant why his permit shall not be cancelled and to hear him in person.

Hence the matter is **adjourned** for next sitting.

Item No.20

Heard; the learned counsel represented the permit holder of stage carriage **KL 40 3646**. This is the application for variation of regular permit in respect of stage carriage KL 40 3646 permitted to operate on the route Kumbalam-

Eloor Depot Via Vytila, Boat Jetty, Kalamasserry on the strength of regular permit valid upto 19/12/2026. The permit holder is desired to be varied so as to operate 2nd trip and 8th trip from Kumbalam to Eloor Depot will deviate from HMT Junction to Medical College and goes to Eloor Depot as same, 3rd trip from Eloor Depot to Kumbalam North will deviate from HMT Junction to Medical College and goes to Kumbalam North as same and 5th trip from Eloor Depot to Kumbalam will operate up to Vytila Hub by curtailing the portion from Vytila to Kumbalam.

On detailed perusal of the agenda, report, and file, this authority perceived that in the proposed variation, the extension to Medical College in the 2nd, 3rd, and 8th trips is beneficial to the travelling public, and is allowed. However, the curtailment in 5th trip will adversely affect the travelling public, and is, therefore, rejected. Hence, this application for variation of the regular permit in respect of stage carriage KL 40 3646 is partially **granted**.

Item No.21

Heard; the learned counsel represented the permit holder of stage carriage **KL 17 C 9730**. This is the application for variation of regular permit in respect of stage carriage KL 17 C 9730 permitted to operate on the route Kaninad –CEPZ - Kalamassery –HMT via Peechingachira, Karimugal, Brahmapuram Bridge, Kinfra, Kakkanad, Vallathole JN, Thoshiba Jn as Mofussil service on the strength of regular permit valid upto 15/01/2028. The permit holder is desires to be vary the route so as to deviate existing 4th trip HMT-Kaninadu limiting up to Karimugal and introduce additional trip as Karimugal-Infopark and return to Kaninad to resume the existing trip at 7.41 from Kaninad, the 14th trip from Kakkanad-Kinfra extending up to Infopark phase II (PadathikaraThuruth) via Memberpadi JN and return up to Kakkanad by avoiding the portion Kakkanad to HMT Jn (only this trip) and intend to operate additional trip Kakkanad to Infopark II and return to Kakkanad and resumes the trip to CEPZ in the existing time 3.20. Also additional last trip Kaninadu to Inforpark II, and return to Kaninadu and halt as usual.

On perusal of the agenda, report and file this authority perceived that the curtailment will adversely affect travelling public. The disadvantages by the proposed variation outweigh the advantages by a wide margin. Hence on public interest the application for variation is hereby **rejected**.

Item No.22

Heard; the learned counsel represented the permit holder of stage carriage **KL 07 BA 7767**. This is the application for variation of regular permit in respect of stage carriage KL 07 BA 7767 permitted to operate on the route Pooyappilly-North Paravoor-Vyttila Hub via Edappally, Cheranelloor Jn, Vrappuzha, Konammavu, North Paravoor, Pathalam, Panayikkulam and Chittattukara as Mofussil service on the strength of regular permit valid upto 19/10/2027. The permit holder desires to be vary the route of the permit so as to extend two trips from Edappally to Vyttila Hub and return and also adding one single trip from North Paravoor to Pooyappilly.

On detailed perusal of the agenda, report and file this authority perceived that the proposed variation is beneficial for the travelling public and there are not any legal impediments. Hence the variation in respect of stage carriage **KL 07 BA 7767** is hereby **granted** as applied subject to the settlement of timings.

Item No.23

Heard; the learned counsel represented the permit holder of stage carriage **KL 32 B 8962**. This is the application for variation of regular permit in respect of stage carriage KL 32 B 8962 permitted to operate on the route Thuravoor-Ponekkara as Mofussil service. The permit holder desires to be vary the route so as to extend 7th trip 3 kms from Elamakkara to Ponekkara.

On detailed perusal of the agenda, report and file this authority perceived that the proposed variation is beneficial for the travelling public and there are not any legal impediments. Hence the variation in respect of

stage carriage **KL 32 B 8962** is hereby **granted** as applied subject to the settlement of timings.

Item No.24

Heard; the learned counsel represented the permit holder of stage carriage **KL 39 T 9007** (Old reg no KL 07 AZ 710). This is the application for variation of regular permit in respect of stage carriage KL 39 T 9007 (Old reg no KL 07 AZ 710) permitted to operate on the route West Morkkala Aluva - Tripunithura Via Pallikar, Kizhakambalam, Pukkattupady, Choondy, Kakkanad, HMT Jn, Irumbanam, Karingachira as Mofussil Service on the strength of regular permit valid upto 27/08/2025. The permit holder desires to be vary the route so as to deviate the 14th trip from Kakkanad to Kalamassery jn and return from HMT Jn to Kakkanad as 15th trip.

On perusal of the agenda, report and file this authority perceived that due to the variation the last trip will become 40 minutes earlier, which will adversely affect the late night travelling public. Hence on public interest the application for variation is hereby **rejected**.

Item No.25

Heard; the learned counsel represented the permit holder of stage carriage **KL 39 A 9190**. This is the application for variation of regular permit in respect of stage carriage KL 39 A 9190 permitted to operate on the route Eramallore-Ernakulam Kaloor Stand as Mofussil service on the strength of regular permit valid upto 30/06/2025. The permit holder desires to vary the route such that to curtail trip from Vyttila to Kaloor and to extend it from Vyttila to Edapally Railway in trip no. 3rd, 4th, 5th, 6th of the permit and other trips remains the same.

On perusal of the agenda, report and file this authority perceived that the curtailment will adversely affect travelling public. The permit holder intends to change the trips 3rd, 4th, 5th, 6th. Hence the variation should be treated as a fresh permit application. The disadvantages brought about by the proposed variation far outweigh the advantages it provides. Hence on public interest the application for variation is hereby **rejected**.

Item No.26

Heard; the learned counsel represented the permit holder of stage carriage **KL 40 A 8765**. This is the application for variation of regular permit in respect of stage carriage **KL 40 A 8765** permitted to operate on the route Tripunithura-Cheranalloor via Petta,Maradu,Kundannoor as City permit service on the strength of regular permit valid upto 16/01/2025. The permit is desired to be varied so as to conduct 1st , 3rd and 5th trip from Cheranalloor to Tripunithura via Menaka, South,Vyttila,Chambakkara,Petta will deviate from Vyttila Jn to Petta Jn via Kundannoor and Maradu by curtailing the portion from Vyttila Jn to Petta Jn via Chambakkara and 2nd, 8th trip from Tripunithura to Cheranalloor via Petta,Maradu,Kundannoor, Vyttila,Menaka, Kaloor, Palarivattom, Edappally, Manjummel Kavala will deviate via by -pass by curtailing the portion Menaka, Kaloor and Palarivattom.

Perused the agenda, report and file. The route enquiry officer stated that curtailment of trips via Chambakara, Menaka and Palarivattom will not affect the travelling public in that sector because lot of stage carriages operating in this route in 2 mts gap. But the time gap between stage carriage services in the deviated route through Kundannoor, Maradu , by-Pass and Medical center is not mentioned.

This authority perceived that to compare the advantages and disadvantages of the proposed variation, it is necessary to be aware of the time gap between stage carriage services on both routes. Hence the application for variation is **adjourned** for specific report showing the time gap of stage carriage services on both routes.

Item No.27

Heard; the learned counsel represented the permit holder of stage carriage KL 40 F 8475. This is the application for variation of regular permit in respect of stage carriage KL 40 F 8475 permitted to operate on the route Kongorppilly-Kadamakudy - Vyttila Hub -Amrutha Hospital via Koonammavu, Varappuzha Bridge, RTA EKM 23-12-2023

Manjummel Kavala, Edappally Bypass, Kunnumpuram and Edappally North road as Ordinary Moffussil Service on the strength of regular permit valid upto 23/02/2025. The permit is desired to be varied so as to extend 11 th trip from Vyttila Hub to Kunnumpuram up to Varapuzha Bus stand.

This authority perused the application and enquiry report in detail and realized that, in order to make a decision in this matter, it first needs to determine whether the proposed modification objectionably overlaps with the notified route vide notification G.O.(P) No-27/2023/TRANS dtd. 27/11/2023 or not. Hence the application is hereby **adjourned** for detailed report.

Item No.28

Heard; the learned counsel represented the permit holder of stage carriage KL-07-BF-2070. This is the application to re-consider the renewal of regular permit on the route Gothuruth, Ezhikkara(via) N Parur and Perumpadanna as Moffussil Service for the period from 03/01/2014 to 02/01/2019, for the period from 03/01/2019 to 02/01/2024 and to consider the application for renewal of the above regular permit for the period from 03/01/2024 to 02/01/2029.

This authority considered the application in detail and perused the permit file, the route is having the length of 16.3 Km in which N Paravur to Vadakkampuram(via) Bharanimukku which is 4.4 Km in length is objectionably overlaps with 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.29

Heard; the learned counsel represented the permit holder of stage carriage **KL 07 AR 4107**. This is the application for **Renewal** of regular permit in respect of S/C **KL 07 AR 4107** on the route Manalimukku - Aroor Junction Via Co-Operative Medical College, HMT Junction, Kakkanad, Kinfra, Irumbanam, Thrippunithura, Thrippunithura Bypass, Maradu, Kundannoor, Vyttila, Bypass and Pipe line Junction as Ordinary moffusil Service. The regular permit was valid upto 06/11/2023, and the application for renewal of permit is filed on 03/10/2023, which is within the stipulated time limit.

This authority considered the application in detail. As per the report of the route enquiry officer, there is no legal impediment to the renewal of permit and the renewal will not disturb the scheme of nationalization. Therefore, the Secretary RTA is **permitted** to renew the regular permit subject to the clearance of any dues to Government.

Item No.30

Heard; the learned counsel represented the permit holder of stage carriage **KL 40 2633**. This is the application to re-consider the renewal of regular permit on the route Angamaly Town -- North Paravoor via Telk, Athani, Chengamanad, Chalakka, Manjaly Bridge and Vedimara through Kariyad as moffusil Service for the period from 05.01.2016 to 04.01.2021 and to consider the application for renewal of the above regular permit for the period from 05.01.2021 to 04.01.2026.

This authority considered the application in detail and perused the permit file, the route is having the length of 21 Km in which 1.5 km from Vedimara to Chendamangalam junction is objectionably overlaps with 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.31

Heard; the learned counsel represented the permit holder of stage carriage **KL 42 3700**. This is the application for **Renewal** of regular permit in respect of stage carriage **KL 42 3700** on the route Eramalloor - Cheranelloor Via Chandiroor, Aroor, Madavana, Kundannoor, Vyttila, South, Padma, Kaloor, Palarivattom, Edappally, Manjummal Kavala. The regular permit was valid upto 29/04/2023, and the application for renewal of permit is filed on 05/04/2023, which is within the stipulated time limit.

This authority perused the application, enquiry report and file in detail and it is perceived that as per the enquiry report 17.9 Km of route portion objectionably overlaps with the notified scheme as per GO(P)42/2009 dated 14/07/2009 modified as per GO(P) 8/2017/Tran dated 23/03/2017. The above scheme was again modified as per GO (P) NO 13/2023/Trans dated 03-05-2023 and published as S.R.O.No. 537/2023. Since the permit was issued in the year 2013, it is critical to determine whether the route portion of this permit objectionably overlaps with notified scheme as per GO (P) NO 13/2023 Trans dated 03-05-2023 and satisfies the clauses laid out in the new scheme. Hence this application for renewal of regular permit in respect of stage carriage **KL 42 3700** on the route Eramalloor - Cheranelloor Via Chandiroor, Aroor, Madavana, Kundannoor, Vyttila, South, Padma, Kaloor, Palarivattom, Edappally, Manjummal Kavala is hereby **adjourned** for specific report.

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 AW 4364**. This is the application to re-consider the renewal of regular permit on the route Munambam-Manjaly via North Paravoor, Cherai with trips to Angamaly via Manjaly Bridge, Maikkad, Athani With Halting at Patanam as Ordinary moffusil Service for the period from 27/10/2018 to 26/10/2023 and to consider the application for renewal of the above regular permit for the period from 27/10/2023 to 26/10/2028.

This authority considered the application in detail and perused the permit file, the route is having the length of 32 Km in which 1.2 Km from Vedimara to Chendamangalam junction is objectionably overlaps with 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.33

Heard; the learned counsel represented the possessor of stage carriage **KL 43 B 5814**.

1.This is the the application for **Renewal** of regular permit in respect of stage carriage KL43B 5814 on the route Cheranelloor-Mattancherry as ordinary city permit. The regular permit was valid upto 04/12/2023, and the application for renewal of permit is filed on 11/09/2023, which is within the stipulated time limit.

This authority considered the applications in detail. As per the report of the route enquiry officer, there is no legal impediment against the renewal of permit and the renewal will not disturb the scheme of nationalization. Therefore, the Secretary RTA is **permitted** to renew the regular permit subject to the clearance of any dues to Government.

2. Heard; the learned counsel represented the proposed transferee. **Transfer of Permit (Death Transfer)** in respect of Stage carriage **KL 43 B 5814** operating on the route Cheranelloor-Mattancherry as ordinary city, is **allowed** as applied for subject to the clearance of dues to Government, if any .

Item No.34

Heard; the learned counsel represented the permit holder of stage carriage **KL 39 7979**. 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 39 7979 issued with a regular permit on the inter district route Pallithodu-Mundamveli as Moffussil ordinary permit. The regular permit was expired on 15/05/2023, but application for renewal of permit is filed on 26/10/2023. Which was not submitted 15 days before the expiry of permit. The application submitted was belated for 179 days. 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 to 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 and subject to the clearance of any dues to Government.

Item No.35

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-40-L-1870**, operating on the route Eramallur - perumbavoor via Pukkattupady-Chembaraky-Kangarapady-Navodaya-Kakkanad-Kaloor-Padma-Vyttila & Kumbalam Permit is varied so as to operate one evening trip from Thevara Jn. at 6.48as MOFFUSIL service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.36

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-47-F-1069**, operating on the route Kottuvally South-Kodungallur Via Kaitharam, Thonniyakavu, N Parur, Munambam, Kavala, Moothakunnamas Moffusil service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.37

Heard; the learned counsel represented both the transferor and proposed transferee. NOC from financier Thirukochi motor vehicle owners credit co-operative society Ltd produced before this authority. Transfer of permit in respect of Stage carriage **KL-02-AG-0072**, operating on the route South Chittoor - Kakkanad Via Thripunithura,Vyttila,Boat Jettyas CITY service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.38

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-03-R-1896**, operating on the route Perumbavoor-Munnoorppilly Via Kalady, Angamaly, Karukutty, And Palisseryas moffusil service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.39

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-07-CC-0602**, operating on the route Kakkanad - Tripunithura Eramallor Via Medical College,Irumpanam,Vyttila,Padma,Seaport Airport Road,EdappallyAsMoffusil 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-07-AS-1450**, operating on the route Aluva - Kundannoor via Kalamassery Eloor, Edapally Palarvattom, Menaka Thevara And Santhinagaras 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-07-BM-351**, operating on the route Aluva - Kalady - Angamaly Via Mattoor Jn Nayathodu Marottichuvadu Kanjoor Chowara Swargam Kunnumpuram And Paravur Kavalaas 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-11-AE-2268**, operating on the route Kumbalanghy - South Chittoor via Perumpadappu, Thoppumpady, Boat Jetty And Kacheripadyas City service, 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-17-E-1579**, operating on the route Munambam-N Paravur-Kakkanadas Moffusil Service, 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-34-0543**, operating on the route Poothotta-Perumbavur Via Kakkanad ,Irumpanam, With One Trip Via M.G.Road [Starting And Halting At Irimpanam, & extending Trip from Kakkanad-Kaloor] The permit is varied so so as to operate trip nos 7&11 Kaloor to Tripunithura via K K Road,Vyttila instead of via Kakkanad ,Irumpanamas MOFFUSILservice, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.45

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-38-H-0833**, operating on the route Kakkanad – Fortkochikumbalanagy Via W Island , Menaka And Padma, Kaloor,Palarivattaomas city 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-40-A-0599**, operating on the route Vyttila - Vyttila Circularas City service, 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-40-E-0363**, operating on the route Kanjiramattam - Millungal -Kaloor Via Poothotta,Puthenkavu,Nadakkavu,Puthiyakavu,Thripunithura,Petta,Vyttila Hub,South Ernakulam,Mg Road,Kalooras Moffusil service, 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. NOC from financier Hdb Financial Services Limited produced before this authority.
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Transfer of permit in respect of Stage carriage **KL-42-B-1771**, operating on the route Aluva - Kmp Nagar Via Kalamassery, Palarivattom, Kaloor, Padma, Thevara, Thoppumpady, Kumbalangivazhi as City service, 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 in respect of Stage carriage **KL-43-B-0175**. This is the application to condone the delay in production of registration certificate after effecting transfer of ownership of the vehicle for endorsing **Transfer of permit** in respect of the stage carriage **KL-43-B-0175** operating on the route Aluva-Perumpadappu Via Thoppumpady, Boat Jetty, Palarivattom And Kalamassery as City service. On perusal of the matter this authority hereby **condoned** the delay occurred.

Item No.50

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-59-B-0501**, operating on the route Palankadavu - University Centre Via Chembu, Poothotta, Tripunithura, Vytila, South, Jetty, High Court, Kaloor, Kalamassery, as Moffusil service, 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 07 AT 4678**, operating on the route Ameda - Ponekkara Via Puthiyakavu, Thrrippunithura, Vytila, Ernakulam, South, High Court, Edappally, Ponekkara on the strength of regular city permit, 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 07 BC 4026**, operating on the route North Paravur - Ernakulam High Court via Cherai, Njarakkal, Kalamukku Junction,

Vyppin, 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.53

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 BH 2832**, operating on the route Thrippunithura- Thrippunithura via Alinchuvad, Kaloor, Jetty, Menaka, Valanjambalam, Vyttila and Petta, 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 07 BN 3436**, operating on the route Fort Kochi – Kumbalanghy via Perumpadappu, Thoppumpady, First trip as Perumpadappu to Fortkochi on the strength of regular city permit, is **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 CD 3033**, operating on the route Thuthiyoor- Kadavanthra via Kakkanad, Palarivattom, Padma and Menaka on the strength of regular city permit, is **allowed** as applied for subject to the 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 08 AP 4141**, operating on the route Irumpanam-Kakkanad via Karingachira, Thrippunithura, Vyttila, Ernakulam South, Menaka, Palarivattom on the strength of regular city permit, is **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 17 B 3648**, operating on the route Poothotta - Eloor via Thrippunithura, Boat Jetty, Kaloor, Palarivattom, Edappally, Kalamasserry 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 33 D 2945**, operating on the route Mulakkulam-Kaloor via Piravom,Peppathy, Arakkunnam, Chottanikkara, Thiruvankulam, Irumbanam, S N Junction, Petta, Vytila, M G Road on the strength of regular moffusil permit, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.59

Heard; the learned counsel represented both the transferor and proposed transferee. This is an application for transfer of permit in respect of Stage carriage **KL 36 C 4300**, operating on the route Poothotta - Kaloor via Udayamperoor, Nadakkavu, Puthiyakavu, Thrippunithura, Vytila, Menaka on the strength of regular moffusil permit is **allowed** as applied for subject to the production of No-objection certificate from financier 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 40 3355**, operating on the route Medical College-Kakkanad-Infopark-Hill Place via Fact CD, Thrippunithura, Kadavanthra, K K Road, Edappally. HMT Junction, Menaka, Bypass on the strength of regular moffusil permit, is **allowed** as applied for subject to the 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 40 A 4849**, operating on the route Eroor Gate – Puthukkalavattom Via Thrippunithura, , Boat Jetty, Deshabhimani Road and Elamakkara (permit varied so as to operate one round trip between Puthukkalavattom and Thrippunithura avoiding to Eroor Gate and one round trip between Eroor Gate and Kathrikkadavu avoiding to operate to Puthukkalavattom as per decision of RTA ,Ernakulam dated 18/03/2008 vide Item No 4) on the strength of regular city permit, is **allowed** as applied for subject to the 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 41 A 4345**, operating on the route Pookkattupady - Fortkochi viaKangarappady,Edappally, Palarivattom, Kaloor, Menaka, Thevara, Thoppumpadi on the strength of regular city permit, is **allowed** as applied for subject to the 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 43 B 2554**, operating on the route Puthukkalavattom – Fort Kochi via 1st 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 **allowed** as applied for subject to the 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 51 2716**, operating on the route Kadamkkudy – Vyttila via Devasampadam, North Paravur, Chettibhagam, Varappuzha Bridge, Manjummal Kavala, Edappally Junction, Palarivattom Signal on the strength of regular moffusil permit, is **allowed** as applied for subject to the 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 58 4412**, operating on the route Kizhakkambalam- Kunnumpuram-Thrippunithura - Aroor Junction Via Pallikkara, Veegaland, Kakkanad, Edappally Junction , Vyttila, Kaniampuzha, Eroor, S N Junction, Kundannoor on the strength of regular moffusil permit, is **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 58 D 4720**, operating on the route Chottanikkara – Aluva via ThiruvankulamThrippunithura, Vyttila, Menaka, Palarivattom and Kalamassery on the strength of regular city permit, is **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 13 U 3063**, operating on the route Aluva – Thevara Ferry via Edappally, High Court, Menaka, Thevara Junction on the strength of regular city permit, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.68

Heard; the learned counsel represented both the transferor and proposed transferee. This is an application for transfer of permit in respect of Stage carriage **KL 05 Q 7363**, operating on the route Poothotta-Aluva as CityPermit is **allowed** as applied for subject to the production of No-objection certificate from financier and clearance of dues to Government, if any.

Item No.69

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 05 S 6915**, operating on the route **Edachira-Mattancherry** as City Permit, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.70

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL 07 AX 6444** ,operating on the route Irumpanam-Kakkanad as City Permit, is **allowed** as applied for subject to the 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 07 BA 6179**, operating on the route N Paravur-Vyppin-High Court Jn, is **allowed** as applied for subject to the 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 **KL07BD 6097**, operating on the route Tripunithura-Tripunithura as City 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. This is an application for transfer of permit in respect of Stage carriage **KL 07 BE 5155**, operating on the route S Chittoor Ferry-Arookutty as Mofussil Permit is **allowed** as applied for subject to the production of No-objection certificate from financier and 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 07 BY 6604**, operating on the route Cheranelloor-Mattancherry, 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. This is an application for transfer of permit in respect of Stage carriage **KL 07 BY 5126**, operating on the route Vyttila-VyttilaasMofussil Permit is **allowed** as applied for subject to the production of No-objection certificate from financier and 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 **KL08AF 6364**, operating on the route Poothotta -Kakkanad-Ponekkara as 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. This is an application for transfer of permit in respect of stage carriage **KL356636**, operating on the route Kumbalangi-South Chittoor Ferry as City Permit. This is SC/ST reserved Permit with bonnet No.CPR-01.On perusal of the agenda this authority perceived that the second applicant belongs to the SC Community. Hence the application for transfer of permit is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.78

Heard; the learned counsel represented both the transferor and proposed transferee. This is an application for transfer of permit in respect of Stage carriage **KL35C 7431** (OLD No.KL17F 3671) , operating on the route Kaippuzhamuttu-Kalooras Mofussil Permit is **allowed** as applied for subject to the production of No-objection certificate from financier and 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 40 B 6566**, operating on the route **Aluva-W Island-Mundamveli**, is **allowed** as applied for subject to the 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 42 6113**, operating on the route **N Paravur-High Court Jn** as Mofussil Permit, is **allowed** as applied for subject to the 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 42 C 6262**, operating on the route **High Court Jn-Munambam** as Mofussil Permit, is **allowed** as applied for subject to the 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 42 G 6973**, operating on the route **Munambam-Cherai-N Paravur**, is **allowed** as applied for subject to the 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 **KL445055** , operating on the route **Aluva-Thevara**, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.84

Heard; the learned counsel represented both the transferor and proposed transferee. Transfer of permit in respect of Stage carriage **KL-56-6399**, operating on the route **Munambam-Cherai-N Paravur-Kunjithai**, is **allowed** as applied for subject to the 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 **KL63D 6066**, operating on the route **Devagiri-Perumbavur**, is **allowed** as applied for subject to the 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 05 V 9000**, operating on the route Kollamkudimughal-Fortkochi-KMP Nagar via Kakkanad,Palarivattom,Kaloor,BoatJetty,Padma, Ernakulam South, Thoppumpady's Town/City service, is **allowed** as applied for subject to the 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 05 Y 8066**, operating on the route Poothotta – Kaloor’as Town/city service, is **allowed** as applied for subject to the 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 07 BC 8162**, operating on the route Puthuvankunnu-Thevara Junction’ as Moffusil service, is **allowed** as applied for subject to the 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 BJ 9452, operating on the route Panangad –Aluva ’as Moffusil Service, is **allowed** as applied for subject to the 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 13 P 7677, operating on the route Thevara Ferry – Eloor Timber Depot as Town/City service, is **allowed** as applied for subject to the 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 13 U 8082**, operating on the route Edakochi-Aluva via Thoppumpady,South,Menaka as

Town/City Service, is **allowed** as applied for subject to the 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 16 B 9696**, operating on the route Mulamkuzhy-Parakkadavu' as Mofussil Service, is **allowed** as applied for subject to the 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 33 P 8408**, operating on the route Cherthala-Kalooras Mofussil 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 34 8299**, operating on the route Malayattoor-Attara-Elavoor as City ordinary service, is **allowed** as applied for subject to the 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 39 J 9798**, operating on the route Thalayolaparambu-Kalooras Mofussil Service, is **allowed** as applied for subject to the 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 40 9599**, operating on the route Edachira-Thevara Ferry via Kakkanad, Palarivattom, Madavapharmacy, Padma, South, Menaka as Town/City 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 40 A 8339**, operating on the route South Chittoor-Mattanchery as Town/City Service, is **allowed** as applied for subject to the 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 41 A 8853**, operating on the route Aluva-Konthuruthyas Town/City 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. Transfer of permit in respect of Stage carriage **KL 43 D 9420**, operating on the route Chellanam-Cheranallooreas 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 S 8700**,

operating on the route Poothotta –Vytila-Vytila’ as Town/City service, is **allowed** as applied for subject to the clearance of dues to Government, if any.

Item No.101

This is the request submitted by Sri. M S Sreelan before Chief Ministers Complaint Redressal cell to shift the bus stops at Palarivattom. On perusal of the agenda and enquiry report this authority perceived that for shifting the bus stop it is very necessary to know the exact position of the proposed bus stop and it’s distance from the existing bus stop.

More over it is also very essential to check in detail whether there is a possibility of the bus stop change causing accidents. Hence the item is hereby **adjourned** for specific report.

Item No.102

1.Perused the judgment in WP(C) No- 18871/2023.

2. This authority perused the application and enquiry report in detail and realized that this is an application submitted by Sri. Sajith Saksan, Thoundayil house, Maradu, Nettoor P O, Ernakulam – 682040 to fix the city limit for stage carriage service in Kochi city.

This authority has no jurisdiction to fix the city service limit. The power to fix the city service limit is vests in Hon: Government. The Government on 01/02/1999, KMVR- 2(ca) inserted by Notification G.O(P) No-4/99/Tran. Dtd. 01/02/1999 published as SRO No-118/99 in K.G. Ext. No-228 dtd. 03/02/1999 with immediate effect. As per the KMVR- 2(ca) ‘City or Town service means a service plying within the perimeter of a City or Municipal Town, notified as City or Town service, by the Government and both the terminals of which shall not extend beyond five kilometers from the city or town limit. This rule is being followed by this authority as well.

In this case this authority realized that the applicant has particularly submitted the request for fixing the city service limit, to know whether Chathamma is comes under city service limit or not. On perusal of the enquiry report this authority perceives that the point Chathamma is beyond the city service limit.

This authority rigorously adheres to KMVR- 2(ca) to determine city service limits and also hereby given explicit instructions to the Secretary, RTA to follow KMVR- 2(ca) for that purpose.

Item No.103

Secretary ,Private Bus Owners Organisation Vypin-Paravur Unit, Room No 22,Municipal Bus Stand building, North Paravur ,Ernakulam 683 513 submitted a representation before District Collector and Chair man RTA As per the representation, it is alleged that the sector between Edappally - Aroor bypass is well served by private stage carriages, K.S.R.T.C.Heavy traffic jam is existing in the said sector during peak hours. It is further alleged that the existing time gap is just 1 minute at present. The matter was considered by the RTA in it's sitting dtd. 26/04/2022 vide supplementary item No-5and RTA directed to the Secretary RTA to conduct a detailed enquiry and place the matter in the next sitting with a detailed report. Hence, adjourned.

In compliance with the above decision Secretary, RTA constituted a committee; in which including one Joint Regional Transport Officer, two Motor Vehicles Inspectors, and two Assistant Motor Vehicles Inspectors under this jurisdiction for conducting a detailed enquiry in this matter. As per the report of the committee: -

- 1)Stage carriages plying in the route Aroor side to Vyttila during peak hours 09.25 am to 10.15am -31 numbers – average time gap is 1.61 minutes.
- 2) Stage carriages plying in the route Vyttila to Aroor side during peak hours 9.00 am to 10.00 am – 42 numbers- Average time gap is 1.43 minutes.
- 3) Stage carriages plying in the Aroor side to Vyttila during non peak hours 10.58 am to 11.59 am -29 numbers- Average time gap is 2.10 minutes.
- 4) Stage carriages plying in the route Vyttila to Aroor side during non-peak hours 11.00 am to 12.00 am – 42 numbers- Average time gap is 2.14 minutes.

The stage carriages service in every one or two minutes in a four track highway will not create traffic block. More stage carriages and better service should be encouraged for strengthening the public Transportation. More public transportation will reduce the use of personal vehicles which in turn reduce the traffic block and beneficial to society in respect of improvement of safety and reduction of pollution.

This authority conducted deep perusal of the matter and report of the committee and perceived the followings:-

There is no provision of law to restrict a fresh stage carriage permit application in a non-notified route. Prohibition of stage carriage permit should be against the objectives of Motor Vehicles Act-1988. The act leads to the liberalized issue of stage carriage permit on the non-notified route.

From the report of the committee, this authority is realized that the new stage carriage permit in that sector will be beneficial for the people in the sector. More over several schools, colleges, churches, and temples are also situated in the above sector. Stage carriage service to this area will be helpful to develop the traditional trades of people and facilitate their daily travel to livelihood, education, etc. The fresh stage carriage services in the route are essential to decrease the effort of ordinary citizen physically and economically.

More over allowing more stage carriage permits in this route will leads to the mode shift of the travelling public. That means the public who were travelling in their own private vehicles such as Motor Cars, Motor Cycles and the public who were travelling in Three wheelers and Motor Cabs may be shifted to their mode of travelling to stage carriages. This will leads to reduction of traffic block and congestion and vehicular pollution in the mentioned route.

In addition to the above the route portion from Edappally - Aroor byepassare the feeder routes of Metro Rail. Hence the restriction of permit in that route may adversely affect the development of a Mass Rapid Transit System (MRTS) project in Kochi, that is Kochi Metro services. Kochi Metro project is a flagship infrastructure project undertaken jointly by the Kerala Government and the Centre Government for meeting the city's growing travel demand.

Being these are the facts the petition submitted by The Secretary ,Private Bus Owners OrganisationVypin-Paravur Unit is not sustainable and the petition has not forwarded any legal impediments to restrict the granting of fresh regular stage carriage permit in the non- notified route Edappally - Aroor byepass Since the petition deserves not any merit, this authority is hereby **rejected** the petition submitted by The Secretary ,Private Bus Owners OrganisationVypin-Paravur Unit.

Item No.104

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-18-D-2221 was operating on the route Munambam – N Paravur – High Court Jn via Cherai, Njarakkal, Kalamukku Jn, Bolgatty, Cheranelloor Signal and Thekkenaluvazhy. On perusing the case this authority hereby **ratified** the action taken by the Secretary, RTA, Ernakulam.

Item No.105

Heard; the request of permit holder of stage carriage **KL-41-C-1299**. Perused the e-chalan file in respect of stage carriage **KL-41-C-1299** operating on the route Aluva- Thoppumpady Via Illichode, Edappally, Kaloor, Mg Raod, Ernakulam South as CITY service. An e-chalan has been prepared for the above stage carriage for the offense of curtailment of trip, thereby violating permit condition.

In response to the above e-challan, the permit holder had requested to cancel the e-challan as the vehicle could not conduct service on 18/02/2023 due to mechanical failure. This authority conducts an enquiry through the Joint regional Transport officer, Aluva for ascertaining the version of the permit holder. But in the enquiry report the inspecting officer has reported that no mechanical defects were detected on the vehicle and owner has failed to submit any documentary evidence regards to the purchase of spare parts or the repairing of the vehicle.

Considering the gravity of offence committed by the permit holder, the permit issued to stage carriage **KL-41-C-1299** is hereby **suspended** by this authority for 10 days in respect of E-challan number KL104011230218200502 dated 18/02/2023, after 15 days of receipt of this decision. However, the permit holder is given an option to compound the offences by remitting Rs.10000/- within 15 days of receipt of this decision in lieu of suspension of permit.

Item No.106

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-56-F-0243 was operating on the route South Chittoor – Mattancherry via Kacheripady Boat Jetty and Thoppumpady. On perusing the case this authority hereby **ratified** the action taken by the Secretary, RTA, Ernakulam. _

Item No.107

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-C-1006 was operating on the route Manimala -Payyavoor Via Kanjirappally, Erattupetta, Pala Koothattukulam, Piravom, Ernakulam, N.ParavoorKodungallurGuruvayoorKozhikkode Kannur Thaliparambuas LSOS. On perusing the case this authority hereby **ratified** the action taken by the Secretary, RTA, Ernakulam.

Item No.108

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-C-1009 was operating on the route Manimala -Payyavoor Via Kanjirappally, Erattupetta, Pala Koothattukulam, Piravom, Ernakulam, N.ParavoorKodungallurGuruvayoorKozhikkode Kannur Thaliparambuas LSOS. On perusing the case this authority hereby **ratified** the action taken by the Secretary, RTA, Ernakulam.

Item No.109

This is an application to revoke the sanction granted to transfer the permit in respect of stage carriage **KL 05 Q 2975** operating on the route Ezhupunna Ferry- Kaloor via Eramalloor, Kumbalam, Vytila and Padma on the strength of regular moffusil permit no KL77/1045/1994 valid up to 08.03.2024.

On perusing the case this authority realized that there is not any legal impediments to revoke the sanction granted to transfer the permit in

respect of stage carriage KL 05 Q 2975. Hence this authority hereby **revoked** the sanction.

Item No.110

Heard; the request of permit holder of stage carriage **KL 07 BB 9030**. Perused the e-chalan file in respect of 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.

This matter has been considered by this authority in the sitting dtd. 17/06/2023 and adjourned with a direction to Secretary, RTA to issue show cause notices to the permit holder. In compliance with the decision Secretary, RTA issued show cause notice to the permit holder and the same was acknowledged. But no explanations offered by the permit holder.

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.

Considering the gravity of offence committed by the permit holder, the permit issued to stage carriage KL 07 BB 9030 is hereby **suspended** by this authority for 15 days in respect of e-chalan dtd 18/02/2023 for the offense of trip curtailment vide e chalan no.KL104011230218194859, after 15 days of receipt of this decision. However, the permit holder is given an option to compound the offences by remitting Rs.15000/- within 15 days of receipt of this decision in lieu of suspension of permit. The Secretary, RTA is directed to take appropriate steps to dispose the remaining e chalans.

Item No.111

Heard; the request of permit holder of stage carriage **KL 07 BF 8061**. Perused the e-chalan file in respect of 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.

This matter has been considered by this authority in the sitting dtd. 17/06/2023 and adjourned with a direction to Secretary, RTA 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. In compliance with the decision Secretary, RTA issued show cause notice and explanation received from the permit holder.

On perusal of the agenda this authority realized that there are 13 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. The explanation furnished by the permit holder is not sustainable.

Considering the gravity of offence committed by the permit holder, the permit issued to stage carriage KL 07 BF 8061 is hereby **suspended** by this authority for 15 days in respect of e-chalan dtd 13/02/2023 for the offense of trip curtailment vide e chalan no.KL104011230213162650, after 15 days of receipt of this decision. However, the permit holder is given an option to compound the offences by remitting Rs.15000/- within 15 days of receipt of this decision in lieu of suspension of permit. The Secretary, RTA is directed to take appropriate steps to dispose the remaining e chalans.

Item No.112

Heard; the learned counsel represented the grantee of transfer of permit in respect of stage carriage KL 07 BA 8921. This authority considered the matter in detail. The stage Carriage KL 07 BA 8921 is conducting service on the route Mulavukad - Ernakulam High Court Junction as Mofussil Service on the strength of Regular Permit valid up to 06/06/2025. The Regional Transport Authority held on 17.06.2023 vide item no 89 granted the application for Transfer of Permit (Permit No. 7/2167/2010) from the name of 1st applicant Sri.VargheseNibin P A, Panakkathara, Mulavukad, Ernakulam to the name of 2nd applicant Sri. Ratheesh P B, S/o Balan, Ponath Light House, Azhikode, Thrissur.

The above decision of RTA was communicated to the applicants on 19/08/2023. The grantee has submitted a request to allow maximum time to produce the current records for the transfer of permit granted by the RTA since the vehicle is undergoing engine related works and thereby causes delay in producing valid fitness certificate.

Many objections are received against allowing maximum time to the grantee for the production of current records of the of stage carriage KL 07 BA 8921. But the objections are not sustainable.

Hence considering the request, this authority hereby **granted** maximum time specified U/R 159[2] of KMV Rules-1989 with effect from the date 19/08/2023; for the production of the current records of stage carriage KL 07 BA 8921. The Secretary RTA is entrusted to issue transfer of permit, if the applicants has obeyed the above decision.

If the applicant has not produced current records of the vehicle within the above time limit, the grant of transfer of permit stands revoked.

Item No.113

Heard; the learned counsel represented the permit holder of stage carriages KL 39 B 7909. This item is to take action against the regular permit in respect of Stage RTA EKM 23-12-2023

Carriage KL 39 B 7909 having regular permit No7/32/1996 operating on the route Aluva – Fortkochi via Kalamaserry and Menaka as City permit service which involved in an accident on 13/10/2023.

On scrutiny of the agenda this authority perceived that, vide letter number 1908/TD/2023/EB , the Sub Inspector of Police , Ernakulam Town South Police Station,Kochi City has informed that on 13.10.2023 at 6.00 pm the stage carriage KL 39 B 7909 while conducting service near Pallimukku Bus stop occurred an accident. In this incident one passenger has thrown to road from this bus due to the rash and negligent driving of the driver. The door was open while driving and taken the bus without ensuring all the passenger has entered in to the bus. At that time that passenger was hitting with another bus which was stopped here and he has thrown to road and hardly injured. Hence the Sub Inspector of Police, Ernakulam Town South Police Station has recommended totake action against (Permit cancellation) the permit of this stage carriage KL 39 B 7909.

But on detailed perusal this authority realized that the secretary, RTA has not conducted a detailed study in this regard and has not issued a show cause notice to the permit holder. Hence Secretary, RTA is directed to conduct detailed study in this matter and to issue show cause notices to the permit holder and also directed to place the matter before the coming sitting of this authority after getting the explanations from the concerned. The item is hereby **adjourned**.

Item No.114

Heard; the request to correct the mistake in the digital system kept in the office regarding the route and time schedule in respect of stage Carriage KL 05 U 8997is conducting service on the route Kaitharam -Vyttila via North Paravoor, Thekkenalvazhy,Cheriyapilly,Koonammavu,Chettibagam, Varappuzha,Edappally,Bypass as Mofussil Service on the strength of Regular Permit valid up to 01/12/2026.

On perusal of the agenda this authority perceived that the variation of permit in respect of stage Carriage KL 05 U 8997is granted by RTA held on 29.11.2012, subject to settlement of timings. Timing conference has conducted and a clash free set of timings issued vide order no C1/11358/2011/E dated 21/03/2013.

Since the permit variation details not entered in the software, this variation details did not included in the permit details. The renewal of permit also affected same as this.

On 22/05/2023, the former permit holder, Smt.BijiJolly, KoramangalathHouse, Kongorpilly P O,Koonammavu has filed a request to correct the mistake in the digital system kept in the office regarding the route and time schedule.

But there are a number of stage carriages operating in this sector, the schedule of timings involves not only one stage carriage, but the total plan of all stage carriages with their relative spacing in time. "Timing" conveys the idea of one vehicle preceding or succeeding the other, thereby making a planned programme of arrival and departures of Stage carriages. This relative spacing in time of all Stage carriages on a given route is the "timings" of the services. Hence changing the time schedule of any trip of any stage carriages needs detailed study for getting a clash free time schedule for all stage carriages in the sector.

Hence before making the correction of route and time schedule in respect of stage Carriage KL 05 U 8997 a detailed study is to be conducted to make sure that whether the stage carriage is conducting service as per the variation granted by the RTA dtd.29.11.2012 and also to make sure that whetherthe stage carriage is conducting service as per thetimings issued vide order no C1/11358/2011/E dated 21/03/2013. Hence the item is hereby **adjourned** for detailed report.

Item No.115

This item is to ratify the action taken by the Secretary, Regional Transport Authority Ernakulam with regard to renewal of Regular Permit in respect of stage carriage KL 56 C 7707 conducting service on the route 'Vytila Hub-North Paravoor via Bye pass,Edapally,Manjummal Kavala, Varappuzha Bridge, Koonammavu, Cheriapally, Thekkenaluvazhy as asMoffusil Service. On perusing the case this authority hereby **ratified** the action taken by the Secretary, RTA, Ernakulam.

Item No.116

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

Item No.117

No other items allowed by Chairperson RTA

Item No.118

This authority hereby fixed **22/02/2024** as the date for next meeting of RTA, Ernakulam.

Supplimentary Item No. 01

1. Perused the Judgment in WP(C)-43390/2023 dtd.21/12/2023 Hon: High Court of Kerala.
2. Heard; the learned counsel represented the applicant, Sri. Nassar O V, Onodipothiyil House, West Vengola P O, Perumbavoor- 683556. This is the application for the grant of fresh Intra district stage carriage permit on the route Perumbavoor - Vyttila (Via) Pookkattupadi- Kankarapadi-Mundam Palam -Athani-Kakkanad- Pipeline Chakkaraparamb as Mofussil Service.

On perusal of the agenda, report and file this authority perceived that for taking a decision in this matter it is to be ascertained the feasibility and of the proposed timings. The enquiry officer has not reported the same. The running time in the proposed timings may not be matched with actual running time as per **D3/875/STA/2005**. There are a number of stage carriages operating in this sector, the schedule of timings involves not only one stage carriage, but the total plan of all stage carriages with their relative spacing in time. "Timing" conveys the idea of one vehicle preceding or succeeding the other, thereby making a planned programme of arrival and departures of stage carriages. This relative spacing in time of all Stage

carriages on a given route is the “timings” of the services. Hence the item is hereby **adjourned** for specific report.

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).

Sd/-

Member, RTA, Ernakulam.

**Sri. Dr.Vaibhav Saxena IPS, District Police Chief,
Ernakulam Rural, Aluva & Member RTA Ernakulam**