

**DECISION OF THE MEETING OF THE REGIONAL TRANSPORT  
AUTHORITY, KASARAGOD HELD ON 05-07-2024 AT 11.00 AM  
AT DISTRICT COLLECTORATE CONFERENCE HALL, KASARAGOD**

Present:

1. SRI.K.INBASEKAR IAS (DISTRICT COLLECTOR & CHAIRMAN)
2. SRI.BIJOY P IPS (DISTRICT POLICE CHIEF & MEMBER)
3. SRI.R RAJEEV (DEPUTY TRANSPORT COMMISSIONER, NORTH ZONE & MEMBER)

**ITEM No: 1**

1. Perused the order of Hon'ble High Court Of Kerala in WP© No.6638/2023 of Hon'ble High court of Kerala dated 27-02-2024.
2. Heard. This is an application for reconsideration for fresh Regular stage carriage permit in respect of suitable vehicle (HPV S/C 38 in all) on the inter district route Adkasthala-Perla-Kasaragod- Railway Station - Badiadukka- Kumbala- Neerchal-Kalathipara as ordinary service. The matter was placed before the Meeting of the RTA, Kasaragod held on 11/01/2024 vide Item No. 4, and adjourned for want of modified proposal on a specific route and detailed report with the feasibility of timings. Aggrieved on the above decision, the applicant filed WP© No.6638/2023 before Hon'ble High court of Kerala and the Hon'ble Court in its judgment dated 27-02-2024 directed the Secretary, RTA to reconsider the matter, at any rate with in a period of two months, in accordance with law. Now the applicant filed a modified proposal with a fresh set of timings. The enquiry officer has reported that that limited services on the route Adkasthala-Perla- Kasaragod- Railway Station -Badiadukka- Kumbala- Neerchal- Kalathipara are

insufficient to the travel needs of the public and students. However, the route portion from Vidyanagar to Kasaragod, a distance of 4.2 km, lies in the Kannur Kasaragod NH falls under notified sector. During the meeting, objections were received from the bus owners against the proposal stating that the timings are in collision with the existing services. Upon detailed examination of the application, field officer's enquiry report and objections, the authority has found that the proposal is not for a full round trip on the entire route, focus of operation primarily lies between Kasaragod-Mundyathaduka- Badiyaduka and the proposed timings will conflict with the well-established schedules of existing stage carriages, particularly in the Kumbala, Badiyaduka areas. Granting this permit may lead to unhealthy competition among fellow operators, posing a significant threat to road safety. Considering the reasons highlighted above, the application for a fresh permit has been **rejected**.

### **ITEM No:2**

Heard. This is an application for grant of Regular stage carriage permit in respect of a suitable vehicle(S/C 38 in all) on the intra district route Kalikadavu-Thrikaripur- Thankayam Govt: Hospital- Thrikaripur South Kadapuram-Padanna-Kadapuram Via: Valiyaparamba as ordinary service. The enquiry officer reported that most of the area in this route is well served and it will create unhealthy competition between the existing operators including KSRTC. Upon detailed examination of the application, field officer's enquiry report and objections, the authority feels that there is not enough facility to turn the bus at the termini shown near Thankayam Govt Hospital and also at South Kadappuram.



Secretary, RTA is of the opinion that settlement of timings would be a hectic schedule since the major portions are well served. Moreover, several enroute operators vehemently objected the proposed timings on the ground that the proposal is in collision with existing services.

From the above facts, application for fresh regular stage carriage permit on the route Kalikadavu- Thrikaripur- Thankayam Govt: Hospital-Thrikaripur South Kadapuram- Padanna- Kadapuram is **rejected**.

### **ITEM No:3**

Heard. This is an the application for grant of Regular stage carriage permit in respect of suitable vehicle (S/C 38 in all) on the intra district Balamthode- Chamacochi- Uduma- Bandadukka- Poinachi- Chattanchal Via: Bendichal as ordinary service The enquiry officer has reported that on the route Balamthode -Chamacochi- Uduma- Bandadukka- Poinachi- Chattanchal Via: Bendichal a portion of the route from Poinachi to Poinachi Petrol Pump 0.5 km and from Poinachi to Mylatty 2.00 km on NH 66-overlapping with the scheme as per the Govt. Notification SI/No.30 of GO(P) 13/2023Trans dated 03-5-2023 in the notified sector Kannur- Kasaragod NH 66.

Upon detailed examination of the application, field officer's enquiry report and objections, the authority has found that the proposal is not for a full round trip on the entire route, focus of operation primarily lies between Bandadukka Poinachi and Chattanchal and the proposed timings will conflict with the well established schedules of existing stage carriages, particularly in the Bandadukka Poinachi and Chattanchal areas. Granting this permit may lead to unhealthy competition among fellow operators,

posting a significant threat to road safety.

Considering the reasons highlighted above, the application for a fresh permit has been rejected

#### **ITEM No:4**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle (MPV S/C 33 in all) on the intra district route Moosahaji Mukku -Padanna-Cheruvathur-Padanna kadapuram- Payyannur- Thrikaripur- Pulimutt-Kizhakkemuri as ordinary service. The Enquiry officer has reported that most portion of the route is not well served area. There is no direct service from Cheruvathur to Pulimutt through this route. Hence it is highly beneficial to the travelling a public and students of this region to Cheruvathur Bus Stand and Govt. Hospital. During the meeting, objections received including from KSRTC, with regard to the proposed timings. The route portion from Olavara Bridge to Payyanur Bus stand lies in the jurisdiction of sister RTA, Kannur (in Kannur District), for which prior concurrence is to be obtained from that authority.

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

#### **ITEM No:5**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle (MPV S/C 28 in all) on the inter district route Chavaragiri- Pulingome -Vellarikundu



Via:-Palavayal- Nallompuzha- Chittarikkal- Kunnumkai- Bheemanady- Narkilakkad as ordinary service. The Motor Vehicle Inspector submitted that the introduction of new service is more beneficial to the travelling public in the sector. Representation received from HM St. Johns HSS Palavayal, St.Thomas HSS, Thomapuram in favour of introduction of the new service. Route portion from Palavayal Bridge to Pulingome Bus stand, 300 meters, lies in the jurisdiction of RTA, Kannur.

Upon detailed examination of the application, field officer's enquiry report and objections, the authority has found that the proposal is not for a full round trip upon the entire route; focus of operation primarily lies between Palavayal and Chittarikkal. The very applicant hold a regular permit on the route akin to the proposal, i.e. Cherupuzha Chittarikkal Kunnumkai Vellarikkund on the SC KL 59T7463, and the same was sold out during the month of May 2024 and sanction accorded for transfer of permit by the RTA. The objections put forth by the enroute operators were that the intention of the applicant is to procure the permit and to sell it out. On perusal of the proposed timings, it is revealed that the number of trips proposed by the applicant in the ill served area Chavagiri, as compared to the other (well served sector) is meagre. Hence, the applicant is directed to submit a modified set of timing proposal, providing more reasonable number of trips to Chavagiri. On receipt of such a proposal from the applicant, the secretary, shall conduct an enquiry regarding its feasibility and place the matter before this authority for reconsideration. The Secretary shall also conduct enquiry regarding the objections raised against the applicant.

For the compliance of the above directions, the decision on the application is adjourned.

**ITEM No:6**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle (MPV S/C 28 in all) on the inter district route Chavaragiri- -Vellarikundu Via:- Palavayal-Nallompuzha-Chittarikkal-Kunnumkai-Bheemanady-Narkilakkad as ordinary service. The Motor Vehicle Inspector who conducted enquiry submitted that the introduction of new service is more beneficial to the travelling public in the sector. During the meeting several representation are received in favour and against the new proposal.

The objections put forth by the enroute operators were the intention of the applicant is to procure the permit and to sell it out. The Secretary shall conduct enquiry regarding the objections raised against the applicant.

For the compliance of the above directions, the decision on the application is adjourned.

**ITEM NO.7**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle (S/C 33 in all) on the intra district route-Mundyathadukka- Badiyadukka- Yathadukka-Kayarpadavu as ordinary service. The enquiry officer has reported that the route portion Mundyathadukka Kanyappadi Badiadika is well served, Badiyadukka – Vidyagiri, a distance of 3 km is virgin portion and Vidyagiri Muniyoor, 2.5 kms is also ill served. Some portions are not well served, hence, it is beneficial to the travelling public and school children in the enroute area. Several objections are received from the existing operators against the



proposal. Some portions from Badiadukka to Muniyoor Junction Via: Berla Vidyagiri, road is very narrow and sharp curves are included and average width of the road in some portion is 3 meters only and MPV Stage carriage services are recommended.

Upon detailed examination of the application, field officer's enquiry report and objections, the authority has feels that more clarification is required for the feasibility new stage carriage service on the route portion Badiadukka to Muniyoor Junction Via: Berla Vidyagiri and portion from Badiadka to Muniyoor is virgin portion.

Hence, Secretary is directed to obtain (i) a detailed report feasibility of stage carriage operation on the route portion Badiadukka to Muniyoor Junction Via: Berla Vidyagiri (ii) road fitness certificate issued by the concerned road authorities on the virgin portion in the proposed route between Badiadka and Muniyoor in accordance the prevailing decision of STA, Kerala dt.21.04.2018.

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

### **ITEM NO:8**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle( S/C 33, MPV) on the intra district route Ukkinadukka Medical College-Perla-Kumbala Via: Badoor- Kattathadukka- Seethamgoli- Dharmathadukka- Kaniyala- Ballur- Berippadavu - Kuddupadavu- Saradukka as ordinary service. The enquiry officer has reported that on the route Ukkinadukka Medical College -Perla- Kumbala in this route some portions are not well served, hence, it is beneficial to the

travelling public and school children in the enroute area. It is an enclaved route from Beripadavu to Saradukka Via: Kuddupadavu, 12 km lies in Karnataka State. Sec.88 of CMV Act,1989 authorizes the validation of permits for use outside region provides that where both the starting point and the terminal point of a route are situate within the same state, but part of such route lies in any other state and the length of such part does not exceed 16 kilometers, the permit shall be valid in the other State in respect of that part of the route which is in that other state notwithstanding that such permit has not been countersigned by the STA or the RTA of that other State. During the meeting, KSRTC and Private Bus Operators' Association objected the proposed timings, Representation is received from the Manager Sree Durga Parameswari Aided HSS Dharmathadukka, Manglapady in favour of the proposal.

Hence, fresh regular stage carriage permit is **granted**, subject to settlement of timings and remittance of application fees (if applicable) and production of current records of a suitable sage carriage within one month from the date of communication of the decision, failing which grant of permit will be treated as revoked.

#### **ITEM NO:9**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle (HPV S/C 38 in all) on the intra district route Adoor- Mulleria- Badiyadukka- Kumbala Via: Seethamgoli- Padyathadukka and Athanadi as ordinary service. Motor Vehicles Inspector has reported that major route portions are ill served area and introduction of a new service



is beneficial to the travelling public. Total route length is 43 kms, fully intra district. Objections are received against the proposed timings, which can be settled as per KMVR 212. Hence, fresh regular stage carriage permit is **Granted** on the route Adoor- Mulleria-Badiyadukka-Kumbala Via: Seethamgoli-Padyathadukka and Athanadi subject to settlement of timings and remittance of application fee if not paid and production of current records of a suitable stage carriage within one month from the date of communication of the decision, failing which grant of permit will be treated as revoked.

### **Item No.10.**

Heard. This is an application for grant of Regular stage carriage permit in respect of suitable vehicle (HPV S/C 38 in all) on the intra district route Perla-Badiyadukka-Kumbala Via: Pallathadukka as ordinary service. The Motor Vehicles Inspector has reported that on the route the portion from Kumbala, Seethamgoli to Badiyadukka- and Badiyadukka to Perla are well served route. During the meeting severe several objections are received from enroute operators against the proposal. Secretary, RTA has informed that the route in question is provided with sufficient stage carriage services having a time gap of average 5 minutes gap between Badiyaduka Kumbala and Badiyaduka Kumbala sector and the even if the permit is granted, the fixing of timing would be a hectic schedule. Granting this permit may lead to unhealthy competition among fellow operators, posing a significant threat to road safety. Thus this authority is highly concerned on the safety issues of the commuters and hence the decision on the application for fresh stage carriage permit is **rejected**.

## II.VARIATION OF PERMIT.

### Item No.11

**Heard.** This is an application for regular variation of permit in respect of S/C KL 79 A 6832 operating service on the intra district route Thayannur- Kanhangad- Pannikkur- Udayapuram-7<sup>th</sup> mile-Parakalayi as ordinary service. The proposed variations applied are 1) Kanhangad departure at 9.43 am and arrival at 10.21 am at 7<sup>th</sup> Mile 2).From 7<sup>th</sup> Mile departure at 10.30am to Kanhangad arrival at 11.08 am.

2) Extention of trip from Kanhangad ( Via: Iriya) Departure at 9.43 am to arrival at Kanhirayadukkam at 10.23am .2 From Kanhariyadukkam (Via;Iriya )departure at 10.28 am to Kanhangad arrival at 11.08 am( Iriya to Kanhiriyadukkam – 3.1 km).The enquiry officer reported that variation of permit and proposed to extend the service at 9.43 am at Kanhangad and 10.28 am at Kanhiradukkam, and curtailment of trip from Kanhangad at 9.43 to 7<sup>th</sup> Mile and 10.30am trip from 7<sup>th</sup> Mile to Kanhangad.

Upon detailed examination, considering the field officer's enquiry report, the authority found that the adverse effect of curtailment is not seen reported. The Secretary RTA is directed to submit a detailed specific report impact of curtailment to the travelling public including students of the curtailment portion.

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

### Item No: 12

**Heard.** This is an application for regular variation of permit in respect of S/C KL 11 AA0250 operating on the intra district route Yethadka-Badiadka-Perla-Kumbla-Kasargod as ordinary service.

The permit holder applied for Variation of permit by extending the route from extension of trips (1) one round trip form Yethadka-



Badiadka, (2) Badiyadka-Perla and (3) Badiadka-Kumbala. (This application was considered in the RTA meeting held on 11/01/2024-item no.13- and adjourned. New proposal submitted.) On detailed enquiry in this regard, revealed that, one round trip from Yethadka to Badiadka is the first trip from Yethadka to Badiadka is highly beneficial to travelling public.

The enquiry officer has reported that the most portion of the route is not well served area. There are only two Buses in this route proposed the additional trip of the route Badiadka-Yethadkka-Perla-Kumbala is **highly beneficial** to travelling public and student of the region. During the meeting, objection received from KSRTC and Private Operators with regard to time clash.

Hence, the variation is granted subject to settlement of timings subject to (1) stipulations laid down in G.O(P) No.13/2023/Trans dt 03.05.2023 & remittance of application fee if not paid.

### Item No 13

**Heard.** This is an application for regular variation of permit in respect of S/C KL 14 L2626 operating on the intra district route Kasaragod-Kanhangad- via Chattanchal-Kalanad as ordinary service. The permit holder applied for Variation of permit by extending the 4 Km trip variation from Mangad to Uduma via Mullacheri as extension of 4 Km trip variation from Mangad to Uduma via Mullacheri.

The enquiry officer reported that the variation of permit result unhealthy competition and beneficial to the travelling public. During the meeting objections received from enroute operators stating the variation badly affect their service.

Hence the Secretary, RTA is directed to submit a specific report regarding the impact of variation with frequency of service on the

route.

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

#### **Item No 14.**

**Heard.** This is an application for regular variation of permit in respect of S/C KL 14 G 4737 operating on the intra district route Kasaragod-Ethadka VIA Badiadka-Agalpady as ordinary service. The permit holder applied for Variation of permit by extending the route from 5 kms extending from Yethadka to Kinningar and curtailing One round trip from Badiyadka to Yethadka (4<sup>th</sup> and 5<sup>th</sup> trips ) as 1) Curtailing One round trip from Badiyadka to Yethadka (4<sup>th</sup> and 5<sup>th</sup> trips ) 2) Extension of 5 kms extending from Yethadka to Kinningar . The enquiry officer has been reported over all variation is beneficial to the travelling public. During the meeting, objections received are connected with timing only.

Hence, the variation is granted subject to settlement of timings subject to (1) stipulations laid down in G.O(P) No.13/2023/Trans dt 03.05.2023 & remittance of application fee if not paid.

### **III. TRANSFER OF PERMIT**

#### **ITEM NO: 15**

**Heard.** Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.



**ITEM NO:16**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:17**

Applicant is absent while considering the application for transfer of permit. Hence adjourned.

**ITEM NO:18:**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:19**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:20**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:21**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:22**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:23**

Heard. Transfer of permit allowed subject to clearance of government dues if any, and on production of NOC from HP Company, if applicable.

**ITEM NO:24**

Heard. This is a memorandum of Secretary RTA Kasaragod to revoke the decision of the grant of Regular stage carriage permit in respect of S/C KL-55-U-5191 on the intra district route VELLACHAL-CHEEMENI-VELLERIKUNDU-RAJAPURAM-MALAKALLU-KOLICHAL-BANDADUKKA as ordinary service. As per Rule 159, of Kerala Motor Vehicles Rules, 1989, when the applicant is unable to produce the certificate of registration on the date of his application for permit, owing to the fact that he is not on that date in possession of the vehicle duly registered, or for some other reason, the applicant shall within one month of the sanctioning of the application by the Transport Authority or such longer period or periods not exceeding four months in the aggregate as the Authority may specify, produce the certificate of registration of the vehicle before that Authority so that the particulars of the registration mark may be entered in the permit. In the event of any applicant failing to produce the certificate of registration within the period specified by the Transport Authority, the Authority may revoke its sanction of the application.

Obviously, the applicant has failed to produce the current



records of a suitable vehicle within the maximum permissible period of four months , allowed as per rule 159(2) of KMV Rules, 1989. Hence the request of the applicant is rejected and the grant of permit stands revoked.

## ITEMNO:25

Heard. This is an application for grant a further time extension to produce the current records of Regular stage carriage permit granted in respect of suitable vehicle (DOR S/C 33 in all) on the intra district route CHEEMENI-NILESWAR-CHERUVATHUR-KARI-MADAKKARA-KAYYOOR-PADANNA Via:-Valiyapoil- Kaithakkad-Kadangod- Chembarakanam- Alamthatta as ordinary service. The said application was considered in the meeting of the RTA held on 14/12/2023 as Item NO 3 and RTA **granted** the Fresh Permit and issued proceedings to the applicant to produce current records on 19/01/2024. But the applicant neither produced current records nor attended the timings conference held on 16/02/2024. Now the applicant applied for grant of further time extension to produce the current records.

As per the KMV Act 159(2) says that when the applicant is unable to produce the certificate of registration on the date of his application for permit ,owing to the fact he is not on that date in possession of the vehicle duly registered, or for some other reason, the applicant shall within one month of the sanctioning of the application by the Transport Authority or such longer period or periods not exceeding 4 months in the aggregate as the Authority may specify, produce the certificate of registration of vehicle before that Authority so that the particulars of the registration mark may be entered in the permit. In the event of any applicant failing to produce the certificate of registration within the period specified by the Transport Authority, the authority may revoke its sanction of the application. In the instant case, the grantee has barely failed to produce the current records of a vehicle to the granted permit within

the stipulated period of time.

Obviously, the applicant has failed to produce the current records of a suitable vehicle within the maximum permissible period of four months , allowed as per rule 159(2) of KMV Rules, 1989. Hence the request of the applicant is rejected and the grant of permit stands revoked


#### **IV -Countersignature of EIB Permits of Other states**

##### **Item No.26:**

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

##### **Item No:27**

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



1. Sri. K Inbasekar IAS ( District Collector & Chairman RTA )



2. Sri. Bijoy P, IPS ( Disrtict Police Chief & Member RTA)

**Signed by**

3. **R. Rajeev** ( Deputy Transport Commissioner NZ & Member RTA)

**Date: 20-07-2024 12:24:16**

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