

DECISION OF REGIONAL TRANSPORT AUTHORITY MUVATTUPUZHA

HELD ON 23-09-2017

Present:(1)Sri.Muhammed Y Safirulla. I.A.S.-District Collector & Chairman RTA Muvattupuzha.
(2) Sri. A V George I.P.S- District Police Chief (Ernakulam Rural) &Member RTA Muvattupuzha.
(3)Sri.K.G.Samuel.-Deputy Transport Commissioner-CZ-II, Ernakulam &Member RTA Muvattupuzha.

Item No-1

Heard Advocate P Deepak , the learned counsel represented the applicant Sri A J Priyadarsan and Sri K V Gopinathan Nair, and Stalin Peter Davis the learned counsels represented the objectors . This is an application for fresh intra district regular permit in respect of S/c KL 40 F 2151 or suitable vehicle with seating capacity not less than 48 in all to operate on the route Pooyamkutty- Kothamangalam (Via) Chelad, Thattekkad, Kuttampuzha as ordinary moffusil service.

The counsels of the objectors alleged that the offered vehicle KL 40 F 2151 was covered by another permit and owned by another person.

The counsel of the applicant submitted the documents of a newly purchased vehicle by the applicant , like sale certificate and temporary registration etc. and requested the grant to the new vehicle owned by his client.

This authority considered the matter in detail. The other objections raised in the meeting are related with proposed timings. There is no other legal impediments to grant a permit as per laws governing to the grant of permit on a non notified route.

Hence regular permit on the proposed route is granted to the newly purchased vehicle bearing chasis Number 'MB1PBEHD5HEAY4971' subject to settlement of timings and production of current records of the vehicle within the time limit stipulated under Rule 159[2] of KMV Rules 1989.

Item No-2

Heard the representative of KSRTC . This is an application for the grant of fresh regular permit in respect of stage carriage KL-15 -A 2170 owned by KSRTC to operate on the route Muvattupuzha-Kaloor(Via) Kizhakmablam, Pattimattom and Kakkanad as ordinary moffusil service. The offered vehicle is a 2015 model one and the applicant is STU. Hence regular permit on the above route is granted with proposed set of timings to stage carriage KL-15 -A 2170.

Item No-3

Heard the representative of KSRTC . This is an application for the grant of fresh regular permit in respect of stage carriage KL-15 -A 2172 owned by KSRTC to operate on the route Muvattupuzha-Kaloor(Via) Kizhakmablam, Pattimattom and Kakkanad as ordinary moffusil service. The offered vehicle is a 2015 model one and the applicant is STU.

Hence regular permit on the above route is granted with proposed set of timings to stage carriage KL-15 -A 2172.

Item No-4

Heard Adv. Stalin Peter Davis, the learned counsel represented the applicant. This is an application filed for variation of regular permit in respect of S/C **KL 03 Z 9178** operating on the route Perumbavoor- Valiyapara (Via) Vaikkara, Methala, Cheruvattoor and Kothamanglam as Perumbavoor- Paraithottam with halt at Cheruvattoor. The proposed variation includes the change of halting place from Methala to Cheruvattoor and extension of route from Valiyapara to Paraithottam.

This authority elaborately considered the scope and applicability of the variation application in the light of enquiry report furnished by the field officer, objections raised by the public, KSRTC and connected file. There is an objection received from the president of Asamannoor Grama Panchayath against the proposed early departure of the service from Perumbavoor to Methala in the last trip. There is no additional overlapping in the proposed variation. The field officer reported that at present there is only one KSRTC service plying on the proposed extension portion.

Considering all these facts, this authority feels that the proposed variation will be beneficial to the travelling public as it covers more ill served area through the proposed extension. Hence the applied variation is granted subject to settlement of timings only in the variation portion .

Item No-5

Heard Adv. Deepak, the learned counsel represented the applicant and Sri G Prabhakarn the learned counsel represented the objector. This is an application filed for variation of regular permit in respect of S/C **KL 44 1541** operating on the route Kottappady-Kothamangalam- Perumbavoor and Muvattupuzha as ordinary service . The variation sought for includes the deviation of service in the 3rd trip from Perumbavoor to Kothamanglam (Via) Odackaly, Kuruppampady instead of (Via) Panachiyam and the 8th trip, desired to be operate from Kothamanglam (Via) Kottappady instead of Kannakkada to Perumbvaoor.

This authority elaborately considered the scope and applicability of the variation application in the light of enquiry report furnished by the field officer, objections raised by the public, KSRTC and connected file.

So many objections have been received against the curtailment of service to Kannakkada, proposed in the 8th trip of service. On perusal of the file it is seen that, at the time of grant of regular permit it was reported that the service will be beneficial to public of Kannakkada area, since it is an ill served portion.

But the recent report of enquiry officer is not seen self explanatory to ascertain the effect of curtailment . Secretary RTA is directed to obtain a specific enquiry report from the field officer regarding the curtailment of route. Hence adjourned.

Item No-6

Heard Adv. Deepak, the learned counsel represented the applicant Sri M K Saleem. This is an application filed for variation of regular permit in respect of S/C KL 17 A 1989 operating on the route Kadappara- Perumbavoor- Vyttila Hub (Via) Malayattor new bridge, Akanad, Kuruppampady, Perumbavoor, Chembarakky, Pukkattupady, Kangarapady, Kakkanad, CSEZ, Padamugal, Palarivattam By pass and EMC, and Ponjaserry, Kitex, Kizhakkambalam, Pallikkara, Kakkanad as ordinary service . The permit is intend to be varied by deviating the route in the return trip from Vyttila (return of 1st trip) to Perumbavoor (Via) Kakkanad, Infopark, Edachira, Vayanasala Jn and Thevakkal instead of Navodaya Jn and Kangarappady.

This authority elaborately considered the scope and applicability of the variation application in the light of enquiry report furnished by the field officer, objections raised by the public, KSRTC and connected file.

The report of the enquiry officer is not seen self explanatory to ascertain the effect of curtailment . Secretary RTA is directed to obtain a specific enquiry report with neat route sketch from the field officer. Hence adjourned.

Item No-7

The applicant is absent. Hence adjourned.

Item No-8

Heard Adv. K V Gopinathan Nair the learned counsel represented the applicant and Sri Stalin Peter Davis, the learned counsel represented the objector. This is an application filed in respect of S/c KL 40 B 7347 to regularize the temporary variation granted by this authority on the route Pooyamkutty – Aluva via Kuttampuzha, Kothamangalam, Perumbavoor and S. Vazhakulam as Vellaramkuthu- Aluva without changing the settled timings.

This authority elaborately considered the scope and applicability of the variation application in the light of enquiry report furnished by the field officer, objections raised by the public, KSRTC and connected file. The Stage carriage KL 40 B 7347 was permitted to operate on the route Pooyamkutty – Aluva (Via) Kuttampuzha, Kothamangalam, Perumbavoor and S.Vazhakulam on the strength of a regular permit valid up to 25.04.2019. RTA held on 17/08/2016 granted temporary extension for four months on the above route and timings were settled on 05/01/2017.

The objection raised in the meeting was related with the timings of vehicle and this authority feels that this service will be helpful to the common public to travel directly from Pooyamkutty – Vellaramkuthu. It is also reported that the timings were already settled on 05/01/2017 and considered the objections and issued finally as per judgment in WP© 13740 of 2017 where in the hon'ble court. Hence regular variation is granted with the already settled set of timings.

Item No-9

Heard Adv. G Prabhakaran, the learned counsel represented the applicant Sri Ani. This is an application filed for renewal of regular permit in respect of S/C KL 06 D 2312 on the route Perumbavoor- Muvattupuzha (Via) Arackapady, Mangalathunada, Nellad and Vazhappilly as ordinary service. This authority in its earlier meeting held on 23/02/2017 considered the application and rejected since it violates the conditions of overlapping preferred in GO(p) No 42/2009/ Tran dated 14/07/2009.

Govt have modified & published the above scheme vide GO(p) No 08/2017/Tran dated 23/03/2017 where in, it is decided to allow existing and operating permits in the Private sector as on 14/07/2009 to overlap 5 km or 5% of the length of their own routes whichever is less on the notified routes.

Now the permit holder has submitted a request to grant the renewal of permit in the light of above govt order.

This authority elaborately considered the scope and applicability of the renewal of permit in the light of existing notifications and connected file

This is an intra district route having route length of 26.5 km, issued on 13/02/2007 and there is an overlapping of 3.1 Km from Vazhappilly Jn to Latha Bus stand (Aluva-Kattappana scheme) and 300 m at Perumbavoor town.

In the above circumstances this authority feels no impediment to renew the permit for continuous operation in view of GO(p) No 08/2017/Tran dated 23/03/2017. Hence renewal of regular permit is granted to Stage Carriage KL 06 D 2312 on the route Perumbavoor- Muvattupuzha subject to conditions laid down in GO(p) No 08/2017/Tran dated 23/03/2017.

Item No-10

Heard the learned counsel represented the applicant Sri Jijo Antony. This is an application filed for renewal of regular permit in respect of S/C KL 58 A 4603 to operate on the route Chettinada temple- Angamaly (Via) Choondakuzhy, Aimury, Kuruppampady, Pattal, Perumbavoor, Kalady and Marottichodu as ordinary service. This authority in its earlier meeting held on 23/02/2017 considered the application and rejected since it violates the conditions of overlapping preferred in GO(p) No 42/2009/ Tran dated 14/07/2009.

Govt have modified & published the above scheme vide GO(p) No 08/2017/Tran dated 17/11/2016 where in, it is decided to allow existing and operating permits in the Private sector as on 14/07/2009 to overlap 5 km or 5% of the length of their own routes whichever is less on the notified routes.

Now the permit holder has submitted a request to grant the renewal of permit in the light of above govt order.

This authority elaborately considered the scope and applicability of the renewal of permit in the light of existing notifications and connected file

This is an intra district route having route length of 29.6 km, issued on 14/08/2006 and there is an overlapping of 15.4 Km with the notified schemes Kottayam- Kozhikode and Trvandrums- Palakkad.

In the above circumstances this authority feels no impediment to renew the permit for continuous operation in view of GO(p) No 08/2017/Tran dated 23/03/2017.

Hence renewal of regular permit is granted to Stage Carriage KL 58 A 4603 to operate on the route Chettinada temple- Angamaly, subject to conditions laid down in GO(p) No 08/2017/Tran dated 23/03/2017.

Item No-11

Heard Adv. Deepak, the learned counsel represented the applicant Sri Gips Mathew. This is an application for renewal of regular permit in respect of stage Carriage KL 17 D 2134 to operate on the route Vadattupara- Thodupuzha (Via) Kothamanglam, Varappetty, Vazhakulam, Kalloorkkad, Nagapuzha and Vengalloor as ordinary service.

This authority elaborately considered the scope and applicability of the renewal of permit in the light of existing notifications and connected file. This is an inter district route and the regular permit was issued on 16/07/2012. The total route length is 65.5km out of which 8.7 Km lies under the jurisdiction of RTA Idukki. The sister RTA, vide its decision dated 20/06/2016 enhanced general concurrence for inter district permit renewals up to 50 km. There is an overlapping of 2.9 Km with the notified scheme, Aluva- Kattappana published vide GO(P) No. 42/2009/Tran dtd. 14.7.2009 and later modified vide GO(p) No 08/2017/Tran dated 23/03/2017.

Since the STU has not filed new application on this route till date, there is no impediment to renew the permit for continuous operation in view of GO(p) No 8/2017/Tran dated 23/03/2017 and the judgment of Hon'ble High Court of Kerala in WP(C) No. 14793/2006 and connected cases.

Hence renewal of regular permit granted to Stage Carriage KL 17 D 2134 to operate on the route Vadattupara- Thodupuzha subject to the effect of clause (4) of GO(p) No 8/2017/Tran dated 23/03/2017.

Item No-12

Heard Adv. G Prabhakaran, the learned counsel represented the applicant Smt Kousalya Wilson. This is an application filed for renewal of regular permit in respect of S/C KL 06 C 1434 to operate on the route Muvattupuzha- Thodupuzha (Via) Arakuzha, Pandappally, Arikuzha and Manakkad as ordinary service. This authority in its earlier meeting held on 17/08/2016 considered the application and rejected since it violates the conditions of overlapping preferred in GO(p) No 42/2009/Tran dated 14/07/2009.

Govt have now modified & published the above scheme vide GO(p) No 08/2017/Tran dated 17/11/2016 where in, it is decided to allow existing and operating permits in the Private sector as on 14/07/2009 to overlap 5 km or 5% of the length of their own routes whichever is less on the notified routes. Now the permit holder has submitted a request to grant the renewal of permit in the light of above govt order.

This authority elaborately considered the scope and applicability of the renewal of permit in the light of existing notifications and connected file.

This is an inter district route having route length of 27 km, issued on 18/08/2006 out of which 11 km lies in Idukki dt, and the sister RTA, vide its decision dated 20/06/2016 enhanced general concurrence for inter district permit renewals up to 50 km.

There is an overlapping of 2 km with the notified scheme Aluva- Kattappana at Muvattupuzha town.

In the above circumstances this authority feels no impediment to renew the permit for continuous operation in view of GO(p) No 08/2017/Tran dated 23/03/2017.

Hence renewal of regular permit is granted to Stage Carriage KL 06 C 1434 to operate on the route Muvattupuzha- Thodupuzha, subject to conditions laid down in GO(p) No 08/2017/Tran dated 23/03/2017.

Item No-13

A) Heard the learned counsel represented the applicant Sri Soy P P . This is a request for condonation of delay for submitting the renewal of permit application in respect of S/C KL 02 S 3300 operating on the route Thonippara- Perumbavoor- Kothamangalam (Via) Vavely, Kottappady, Kuruppampady, Uppukandam, Nagancherry and Ayiroorpadam as ordinary service. This authority satisfied the explanation of the applicant and request allowed.

B) This is an application for renewal of regular permit in respect of stage Carriage KL 02 S 3300 operating on the route Thonippara- Perumbavoor- Kothamangalam (Via) Vavely, Kottappady, Kuruppampady, Uppukandam, Nagancherry and Ayiroorpadam as ordinary service. RTA held on 17/08/2016 considered the application and adjourned for want of NOC from financier preferred by rule 171(2) of KMV rules and now it is reported that the requirement is satisfied.

This authority elaborately considered the scope and applicability of the renewal of permit in the light of existing notifications and connected file . This is an intra district route with route length 24 km and the regular permit was issued prior to 14/07/2009 . There is no overlapping with any of the notified schemes.

Hence delay on submitting the renewal of permit application is condoned and renewal of regular permit granted to Stage Carriage KL 02 S 3300 operating on the route Thonippara- Perumbavoor- Kothamangalam as ordinary service.

Item No-14

A) Heard the representative of KSRTC . This is a request for condonation of delay for submitting the renewal of permit application in respect of S/C KL-15 -9243 owned by KSRTC to operate on the route Neriamangalam- Koothattukulam (Via) Kothamangalam and Muvattupuzha as O.S . This authority satisfied the explanation of the applicant and request allowed.

B) This is an application for renewal of regular permit in respect of stage carriage KL-15 - 9243 owned by KSRTC to operate on the route Neriamangalam- Koothattukulam (Via) Kothamangalam and Muvattupuzha as O.S . The applicant is STU and there is no impediment to renew the permit on a non notified route. Hence renewal of regular permit is granted to S/C KL-15 -9243 to operate on the above route.

Item No-15

A) Heard the representative of KSRTC . This is a request for condonation of delay for submitting the renewal of permit application in respect of S/C KL-15 -9235 owned by KSRTC to operate on the route Palakuzha- Ernakulam (Via) Muvattupuzha, Kolencherry and Thripunithura as O.S . This authority satisfied the explanation of the applicant and request allowed.

B) This is an application for renewal of regular permit in respect of stage carriage KL-15 - 9235 owned by KSRTC to operate on the route Palakuzha- Ernakulam (Via) Muvattupuzha, Kolencherry and Thripunithura as O.S. The applicant is STU and there is no impediment to renew the permit on a non notified route. Hence renewal of regular permit is granted to S/C KL-15 -9235 to operate on the above route.

Item No-16

A) Heard the representative of KSRTC . This is a request for condonation of delay for submitting the renewal of permit application in respect of S/C KL-15 -9231 owned by KSRTC to operate on the route Neriamanglam-Muvattupuzha- Kizhakamablam- Piravom touching Paigottoor (Via) Kothamanglam as O.S. This authority satisfied the explanation of the applicant and request allowed.

B) This is an application for renewal of regular permit in respect of stage carriage KL-15 - 9231 owned by KSRTC to operate on the route Neriamanglam-Muvattupuzha-Kizhakamablam- Piravom touching Paigottoor . The applicant is STU and there is no impediment to renew the permit on a non notified route. Hence renewal of regular permit is granted to S/C KL-15 -9231 to operate on the above route.

Item No-17

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 50 5253 operating on the route Ramamangalam- Aluva. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-18

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 44 C 2799 operating on the route Peringasserry- Ernakulam South. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-19

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 07 BE 3082 operating on the route Karimkunnam- Ernakulam South. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-20

Heard Adv.Stalin Peter Davis ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 06 C 963 operating on the route Chathamattom- Perumbavoor. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-21

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 05 V 4141 operating on the route Muvattupuzha- Piravom-Koothattukulam. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-22

Heard Adv.Stalin Peter Davis ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 40 E 7889 operating on the route Uppukandam- Aluva. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-23

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 40 H 1215 operating on the route Kolencherry- Aluva. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-24

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 06 F 5875 operating on the route Perumbavoor-Thripunithura . Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-25

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 40 H 5805 operating on the route Perumbavoor-Muvattupuzha. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-26

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 06 D 5743 operating on the route Kanichattupara- Perumbavoor. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-27

Heard Adv . P Deepak ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 05 Q 1848 operating on the route Ramamangalam- Aluva. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-28

Heard Adv.Stalin Peter Davis ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 17 E 2139 operating on the route Perumbavoor-Kothamangalam. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-29

Heard Adv. P Deepak ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 17 E 1177 operating on the route Elampakappilly- Aluva-Perumbavoor- Kothamangalam. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Item No-30

Heard Adv. K V Gopinathan Nair , the learned counsel represented the applicant Sri Arun kumar. This is a request of the applicant to grant the fresh regular permit , on the route Malayattoor- Aroor temple as ordinary mofusil service, to his S/c KL 57 F 1663 in the light of STA decision dtd 14/06/2017 on age of stage carriages.

This authority considered the matter in detail. RTA, held on 17/11/2016 rejected the fresh regular permit application submitted by the applicant to operate on the route Malayattoor-Aroor temple (Via) Kurichilakode, Aimury, Poopani Perumbavoor , Ponjasserry, Kizhakambalam, Pallikkara, Kakkanad, Palarivattom Bye pass, Vyttila Hub, Kundannoor and Kumabalam , Infopark , Pattimattom as ordinary service, since he failed to produce a suitable vehicle which satisfies the condition of age proffered by this authority in the earlier sittings. Mean while the applicant approached the hon'ble court and availed temporary permits on the above route up to 23/07/2017 with settled set of timings.

The above decision regarding the age of stage carriages was challenged by some of the applicants through writ petitions before hon'ble High court and the hon'ble court , in a common judgment in WP© 33980 of 2015, directed the STA to take a decision to the maximum age of the vehicles to be used for conducting ordinary stage carriage services, since it is a matter affecting the stage carriage operators throughout the State. It is also pronounced that revised orders on the applications preferred by the petitioners for grant of permits shall be passed by the Regional Transport Authorities concerned, if situation warrants after the decision of the State Transport Authority.

Accordingly State Transport Authority in its meeting held on 14/06/2017 decided to fix the age limit for the stage carriages in applying and granting fresh regular permits as 8 years for ordinary services.

Here the applicant produced the particulars of stage carriage KL 57 F 1663 , which is a 2012 model vehicle and requested to grant the regular permit to the offered vehicle. Considering all these facts and perusing the connected files, this authority feels that, in the instant case the applicant is not a petitioner in WP© 33980 of 2015 or connected cases so as to pass revised order on the fresh permit application as ordered by the hon'ble court after the decision of the State Transport Authority, if situation demands the same.

As Regional Transport Authorities are not empowered to revise its own decisions without the support of judgments/orders of higher authorities the decision of this authority taken in the meeting dtd 17/11/2016, in respect of the fresh permit application of the applicant couldn't be revised , and is against natural justice.

But in the present circumstances , this authority is in view that the applicant has a ready vehicle which complies the condition of age preferred by the STA and considering the public interest towards the introduction of a new service, fresh regular permit is granted to the applicant to his proposed vehicle KL 57 F 1663 on the route Malayattoor- Aroor temple subject to the remittance of fee for fresh permit and settlement of timings.

Item No-31

Perused the connected file. This is an application for the sanction of a Bus Stop for Limited Stop stage carriages near to Piravom Mini civil Station , submitted by Sri C.R. Damodharan Nair, Cheruvathoor, Onakkoor. This authority in the previous sitting considered the application and adjourned for want of a detailed enquiry report with details regarding the distance between the existing LSOS bus stop with the proposed one, and whether there is any KSRTC bus stop etc.. Now it is reported that, the distance of the proposed bus stop from Piravom private bus stand is 700 m and is 500 mtrs apart from existing town bus stop for LSOS. Similarly KSRTC limited stop buses stops at town bus stop and then after at Mamala kavala 2 km apart from the former.

The field officer recommended the sanction of the proposed bus stop for Limited Stop stage carriages, since this will be beneficial to common public and employees. Hence considering all these facts and in view of public interest ,sanction of a Bus Stop for Limited Stop stage carriages near to Piravom Mini civil Station is granted.

Item No-32

Heard the applicant and perused the connected file. This is an application for shifting of existing bus stop at Mamalakavala to a distance of 50 meter ahead with a new bus shelter along with the site plan of Asst Engineer PWD roads Piravom .

On perusal of the connected file and enquiry report , it is found that the present bus stop is located at sharp bend and "T" junction and causes congestion of traffic and lead to accidents. The proposed stop is 50 mtrs apart from the existing one towards Ernakulam side and there is enough space for bus bay also.

Hence the sanction for the proposed bus stop is granted on the aspect of public interest and road safety .

Item No-33

Perused the connected file. This is an application for sanction of a Bus Stop Stop for KSRTC buses at Thalakode near to Thalakode Forest Check post . The enquiry report of Joint RTO Kothamanglam revealed that, the proposed bus stop is in the Aluva- Munnar road and is very adjacent to Thalakode bus stop (existing on demand) just 400 mtr away in the Kothamanglam side and is adjacent to the Alinchuvadu bus stop by 800mtrs in the Munnar side. Further a bus stop near to the Forest check post may affect the routine checking of vehicles especially large goods vehicles at Forest Check post and may endanger the life of passengers. In this circumstances the proposed bus stop is not found feasible on the aspect of road safety . Hence rejected.

Item No-34

Heard the counsel represented the President of Bus Operators Forum, Perumbavoor unit and the President Rayamangalam Panchayath and perused the connected file.

This is a matter related with Kuruppampady bus stand made by the Rayamangalam grama Panchayath and the allegation is that , facilities required for setting up of a bus stand as contemplated under Rule 207 is absent in the above mentioned bus stand even after 10 years of sanction. More over a Judgment of hon'le High court in WP© 11822 of 2017 dated 11/04/2017 has also produced by the applicant, in which the hon'ble court directed RTA Muvattupuzha to take a decision on the representation with notice to petitioner as also the third respondent Rayamangalam grama panchayath. Accordingly the matter was included as an item in the previous meeting of RTA Muvattupuzha and it was decided to conduct a detailed enquiry regarding the allegations raised by the petitioner and issue notice to the Panchayath authorities. As per the enquiry report inadequacy of many requirements is reported and the Panchayath authorities, informed that the renovation work of toilets is in the final stage and the other requirements will be completed by including the same in the very next project. This authority considered the matter in detail. The Gramapanchayath president in person appeared in the meeting and stated that the all requirements are satisfactorily completed. Hence Secretary RTA will ascertain the completion of requirements contemplated under Rule 207 and report before this authority in the next meeting.

Item No-35

Ratified

Item No-36

Next meeting will be conducted on 18/11/2017.

Additional Item No-01.

Perused the file. This is an included to take a decision regarding the request of the transferee in respect of S/c KL 38 E 5891 on the route Moolamattam- Ernakulam to effect the granted transfer of permit after condonation of delay in submitting the current records This authority held on 23/02/2017 granted transfer of permit in respect of S/c KL 38 E 5891 operating on the route Moolamattam- Ernakulam vide no-42. The request for allowing maximum time for the production of current records submitted by the transferee of the vehicle has been considered by the previous RTA held on 15/07/2017 and decided to issue show cause to both the transferee and transferor as to why action should not be taken to revoke the sanction granted by this authority for transfer of permit. Now it is reported that the current records was produced to effect the granted transfer of permit after condonation of delay in submitting the records. As the current records was submitted by the applicant and no other dues is outstanding , the delay on submitting current records is condoned and allowed to effect transfer of ownership.

Additional Item No-02.

Heard Adv.G.Prabhakaran ,the learned counsel represented both the applicants. This is an application for transfer of permit in respect of S/c KL 17 P 1675 operating on the route Kaloore-Koothattukulam. Transfer of permit is allowed as applied for subject to the clearance of Government dues if any.

Sd/-

K G Samuel.

Deputy Transport Commissioner
CZ-II & Member RTA Muvattupuzha

Sd/-

A.V George I.P.S

District Police Chief
(Ernakulam rural)
& Member RTA Muvattupuzha

Sd/-

Muhammed Y Safirulla I.A.S.

District Collector &
Chairman-RTA Muvattupuzha.