

Proceeding of the Meeting of RTA Board, Hooghly held on 07.11.2019 in the office chamber of the Chairman, RTA and District Magistrate, Hooghly in presence of:

1. Shri Y. Ratnakara Rao, I.A.S., Chairman, RTA and District Magistrate, Hooghly.
2. Shri Somnath Chakraborty, Secretary, RTA and R.T.O, Hooghly.

Shri Y. Ratnakara Rao, I.A.S., Chairman, RTA and District Magistrate, Hooghly took the chair and presided over the meeting. Shri Somnath Chakraborty, Secretary, RTA and R.T.O, Hooghly placed the Agendas for taking decisions thereof.

A- Court Case :-

S.N.	Agenda	Observation	Decision
1	W.P. No. 10604(w) of 2019 of Pallab Das vs State has been received from Mr. Tirthankar Das, Ld. Advocate, High Court, Calcutta with a direction to consider the petition after giving an opportunity of hearing both the petitioner & Shri Prasenjit Dhal.	<p>Sri Pallab Das has raised objection against rejection of his application for new auto permit in the route no. 237/Auto (Baruipara to Furfura) in the RTA Board meeting dated 19.09.2018 on the ground of congestion.</p> <p>Further he also pointed out that after his rejection, RTA has issued offer letter in favour of Sri Prasenjit Dhal in the same route in the board meeting dated 14.02.2019.</p> <p>As per office record, it has been observed that an offer letter was earlier issued in favour of Sri Prasenjit Dhal by the RTA, Hooghly on 22.02.2018 for the route no. 106/Auto. Later he applied for another auto permit (for route no 237/Auto) which was rejected in the board meeting dated 22.03.2018 on the ground of holding earlier offer letter.</p> <p>Subsequently, Sri Dhal prayed before the RTA, Hooghly for granting the 2nd application on route no. 237/Auto on cancellation of earlier offer letter of route no. 106/Auto, as the route 237/Auto lies nearer to his residence.</p> <p>Accordingly, the prayer of Prasenjit Dhal was considered and recommended by the RTA on 14.02.2019, as other applications of the said route were granted on 22.03.2018, as per law.</p> <p>Both the petitioner & Shri Prasenjit Dhal are called for hearing.</p>	<p>Heard the petitioner. On careful observation of the representation in different aspects, the prayer has been considered and recommended.</p>
2	CPAN No. 682 of 2019 & W.P. No. 25984(W) of 2017 of Ashok Paul & Ors. vs State has been received from Mr. Baidurya Ghosal, Ld. Advocate, High Court, Calcutta with a direction to consider the petition after giving an opportunity of hearing.	<p>It has been observed that the grievances of the petitioner are on issuance of Tata Magic permit of route no. 27/TM/CC (from Dharsa Petrol Pump to Chanditala BDO office via. Dankuni, Delhi Road) violating the guide lines of Transport Department vide nos. 509-STA/SC/7E-362/2014 dated 10.07.2014 & 553-WT/3M-87/2012 dated 20.02.2012. The guide lines in question are only applicable for the maxicab vehicles plying as stage carriage.</p> <p>But the RTA, Hooghly issued the maxicab permits on route no. 27/TM/CC as Contract Carriage. Hence, question of violation of the above notifications does not arise here.</p> <p>The petitioners are called for hearing.</p>	<p>The representation of the petitioners is not justified within the purview of law. But, observing the gravity of their grievances regarding plying of vehicle as Stage Carriage violating its permit condition, the petitioners are asked to produce conclusive evidence to substantiate their grievances. Accordingly, MVIs</p>

			may be directed to make surprise visit against the said vehicles at a regular intervals and submit report.
3	<p>1. W.P. No. 11021(W) of 2019 of Susanta Pal vs State.</p> <p>2. W.P. No. 11024(W) of 2019 of Bhajan Ghosh vs State.</p> <p>3. W.P. No. 11028(W) of 2019 of Arindam Hom Roy vs State.</p> <p>4. W.P. No. 11019(W) of 2019 of Nimai Chandra Das vs State.</p> <p>5. W.P. No. 11015(W) of 2019 of Santanu Das vs State.</p> <p>with direction of the Hon'ble High Court to take decision on the representation of the petitioner by giving an opportunity of hearing.</p>	<p>Essence of representations of all the petitioners dated 20.03.2019 are same. The petitioners in their representation stated that RTA in its board meeting dated 14.02.2019, issued offer letter for permit in KMA which were under restriction at that time. But, in terms of notifications of Transport Department vide no. 5671/3M-01/2010 Pt.II dated 10.12.2018 and 5672/3M-01/2010 Pt.II dated 10.12.2018, restriction on issuance of Auto permit in KMA has been relaxed. So, question of illegal issuance of auto permit in KMA does not arise. However, the status of their route are briefly mentioned below:</p> <ol style="list-style-type: none"> 1. 27Auto-Mogra Station to Kuntighat. Existing Permit : 15, New Offer letter issued 5. 2. 273Auto-Mogra Station to Chandrahati. Existing Permit : 05, New Offer letter issued 36. 3. 145Auto- Dunlop Ghat to Kuntighat. Existing Permit : 12, New Offer letter issued 17. 4. 28Auto-Mogra Station to Pakri High School. Existing Permit : 12, New Offer letter issued 06. 5. 426Auto- Tribeni to Sherpur Bus Stand. Existing Permit : 09, New Offer letter issued 16. 6. 143Auto-Dunlop Ghat to Mogra BDO. Existing Permit : 07, No New Offer letter issued. <p>The Petitioners are called for hearing.</p>	<p>Issuance of offer letters are justified as it was issued after relaxation of restriction on new auto permit in KMA. Accordingly, the petitioners were asked to submit list of autos plying beyond its jurisdiction of permit.</p>
4	<p>W.P. No. 14512(w) of 2019 of Souvik Saha vs State has been received from Mr. Arkadipta Sengupta, Ld. Advocate, High Court, Calcutta with a direction to consider and dispose of the representation of the petition after giving an opportunity of hearing.</p>	<p>The petitioner applied for new auto permit in the route no. 63/Auto (Antpur Bazar to Gajarmore) and rejected in the board meeting dated 20.02.2018 due to overlapping with 100% of bus route. Now, the petitioner raised objection that the length of the said auto route lies below 30% of the existing bus route. As per route survey report of MVI, the overall length of the auto route is 8.3 km. that is more than 30% of the existing bus route no. 10 (Haripal to Udaynarayanpur via. Rajbalhat) which is 27 km. In terms of notification no. 268-WT, dated 29.01.2010, no new auto permit should be allowed if it covers more than 30% of existing bus route. The petitioner is called for hearing.</p>	<p>Heard the petitioner and rejected the representation with a direction to the applicant to make a fresh application with partial modification of his earlier prayer so that it doesn't violet the guidelines as laid down in the notification no. 268-WT, dated 29.01.2010.</p>

5	W.P. No. 8316(w) of 2019 of Rabindra Nath Das vs State has been received from Mr. Sanjib Dutta, Ld. Advocate, High Court, Calcutta with a direction to consider and dispose of the representation of the petition after giving an opportunity of hearing.	Mr. Sanjib Dutta, Ld. Advocate, on behalf of the petitioner, represented a list of 334 nos. of candidates who applied earlier for new auto permit under Chandannagar Police Commissionarate Area which belongs to KMA and rejected due to absent on call in the hearing or on the ground of KMA as at that time restriction of issuance of new Auto permit in KMA was in force. Now, in terms of notifications of Transport Department vide no. 5671/3M-01/2010 Pt.II dated 10.12.2018 and 5672/3M-01/2010 Pt.II dated 10.12.2018, restriction on issuance of Auto permit in KMA has been relaxed. RTA in its earlier Board meeting took a decision to make thorough survey regarding the physical status of existing auto routes under Chandannagar Police Commissionarate Area to facilitate the preparation of further auto policy and acceptance of new application. It may also pertinent to mention that more than 1500 of such applications were rejected in previous Board meetings in the same ground. The petitioner is called for hearing.	Heard the petitioner. In the changing circumstances in respect of relaxation on issuance of new auto permit in KMA, the fate of applicants who were being rejected earlier, will be taken into account only after effective execution of proposed auto policy within Chandannagar Police Commissionarate Area after studying all aspects.
6	W.P. No. 16524(W) of 2019 of Ashim Bera vs State has been received from Mr. Baidurya Ghosal, Ld. Advocate, High Court, Calcutta with a direction to consider the petition after giving an opportunity of hearing.	The petitioner raised objection for non acceptance of application fees for new auto permit in the route no. 126/Auto (Uttarpara Station to Dankuni). RTA in its earlier Board meeting, took a decision to make thorough survey regarding the physical status of existing auto routes under Chandannagar Police Commissionarate Area to facilitate the preparation of further auto policy and acceptance of new application. The petitioner is called for hearing.	Heard the petitioner. In the changing circumstances due to relaxation of restriction on issuance of new auto permit in KMA, all applications with prescribed fees for new auto permit within Chandannagar Police Commissionarate Area will be accepted only after effective implementation of auto policy and studying all other aspects.

B- Formulation of new Route :-

S.N.	Agenda	Observation	Decision
7	Proposal for formulation of new Tata Magic route from Nakunda to Kamarpukur Rail Station via. Laluka, Rangamati has been received.	As per report of MVI, distance of the route 13 km and in good condition. From Kamarpukur to Rangamati (5 km) is covered by other bus route. Totally on State Highway.	The prayer for formulation of new contract carriage Tata Magic route is allowed in the interest of public.



8	Proposal for formulation of new Stage Carriage Tata Magic from Mollarchak Pool to Furfura Sharif via Bhagabatipur Bazar, Nababpur Bazar, Moshat Bazar, Seakhala Bazar has been received.	As per report of MVI, distance of the route 17.2 km. Black top road except from Mashat Bazar to Bhagabatipur (3.3 km) which is not fit for motorable and having frequent sharp and narrow turning. In some parts, the road is too slender to pass two vehicles side by side at a time.	The proposal is rejected on the ground of non roadworthy condition of the said route for smooth transportation of passengers vehicles.
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C- Change of Route :-

S.N.	Agenda	Observation	Decision
9	Anowara Bibi Mallick has prayed for change of route in respect of permit no. PSP-38218 and vehicle no. WB15C4470 (trekker).	The applicant is the existing Trekker permit holder in the route 17/TR/ST (Haripal to Chandanpur) and prayed for change of route from Dhaniakhali to Haripal Station (11/TR/ST) due to financial loss. Under Sec 80 of M.V. Act, 1988, change of route can not be allowed. If the applicant apply for an extension of the existing route upto 24 km, then the gravity of the prayer may be considered on the basis of survey report.	Heard the applicant. Prayer for extension shall only be considered subject to further apply maintaining the permissible limit of extension upto 24 km (Under Sec 80 of M.V. Act, 1988) of the existing route.

D- Transfer of Permit :-

S.N.	Agenda	Observation	Decision
10	A proposal has been received from the Saha Sabhadhipati, Hooghly Zilla Parishad regarding issuance of new auto permits in three different routes.	The proposed auto routes are 1. 444/Auto (Jirat to Gupripara) 2. 17/Auto (Khanyan to Kamarpara) 3. 221/Auto (Jirat Hattala to Bansa) MVIs may be directed to submit route survey report to the next Board meeting.	The prayer may be considered on the basis of route survey report by MVI.

E- Miscellaneous :-

S.N.	Agenda	Observation	Decision
11	Smt. Aparna Marjit has prayed for Transport of Permit vide no. PCP5719 and transfer of ownership of vehicle no. WB15B3775.	The holder of the said permit Late Biman Kr. Marjit. Now, the TO & TP may be allowed in favour of Smt. Aparna Marjit as a legal here case.	Allowed.

F- Auto Rickshaw Policy under Chandannagar Police Commissionarate Area :-

Agenda : As per resolution of the RTA Board meeting, dated 16.09.2019, MVIs were directed to place route survey report by 22.10.2019 which will be produced in the next RTA Board meeting.

Now, MVIs are submitted the route survey report on certain points regarding physical status of each route for further mode of action of the RTA Board.

Decision : The matter is deferred to the next board meeting.


Chairman

Regional Transport Authority &
District Magistrate
Hooghly