

**DECISION OF REGIONAL TRANSPORT AUTHORITY  
KOZHIKODE DATED 20.11.2019**

**Present:- 1. Sri. S Sambasiva Rao, IAS,  
District Collector and Chairman,  
Regional Transport Authority,  
Kozhikode.**

**2. Sri.T.C.Vinesh  
Deputy Transport Commissioner,  
North Zone, Kozhikode and  
Member, RTA, Kozhikode.**

**Item No.1**

Heard, the learned counsel represented the applicant. This request for concurrence was considered by this authority in the meeting held on 10.07.2019 vide item No.19 and the decision on the request was adjourned for reporting

1. The distance of route falling in this district
2. The details of overlapping with notified route/approved scheme on the above portion of the route lying in Kozhikode district.
3. Details of virgin portion, if any in the proposed route lying in this district.

The report received is not specific on points (2) & (3) above. Hence, Secretary RTA is directed to clarify these two points and place the request before this authority in the next meeting. Hence, **adjourned**.

**Item No.2**

This is a request of Secretary, RTA, Wayanad for concurrence for renewal of permit in respect of stage carriage KL 12 F 1255 authorised to operate on the inter-district route Pancharakolly-Mananthavady-Kozhikode as LSOS. In the meeting of STA, Thiruvananthapuram dated 14.06.2017, it was decided to

grant renewal of permit without insisting concurrence of Sister RTAs. Hence, **secretary RTA, Kozhikode is directed to obtain and forward necessary report regarding the length of the route and details of overlapping with notified route in this permit in the jurisdiction of this authority to Secretary, RTA, Wayanad.**

### **Item No.3**

This is an application for a fresh regular Stage Carriage permit to operate on the route Cheruvadi – Edavannappara -Thamarassery via Edasserikadavu – Kizhuparamba – Pazhamparambu – Cheruvadi –Karassery – Mukkom – Omassery – Velimanna – Kodyathur and return via Mudoor with halt at Cheruvadi.

Heard, the learned counsel represented the applicant. Field Officer reported that the portion of 5.8 Km from Pazhamparambu to Edavannappara comes under the jurisdiction of RTA Malappuram. Hence decision on the application is **adjourned** with a direction to Secretary RTA to seek concurrence from RTA Malappuram.

### **Item No. 4**

1. Perused the judgment of Hon'ble High Court of Kerala dated 24.10.2019 in WP(C) No.27519/2019.
2. This is an application for a fresh regular Stage Carriage permit to operate on the route Pullikkadavu – Medical College (Via: Udayamangalam Sivakshethram, Chanthakkadavu, Feroke, Cheruvannur Jn. Kolathara, Kodinattimukku, Kunnathupalam, Mathara, Iringalloor, Metro, Hilite Mall, MLA Road Palazhi, Kovur, Nellikode Jn, Bye Pass, Nallalam Bazaar, Madrassangadi with Feroke – Paruthipara 4 single trips via: Feroke Petta and halt at Feroke as Ordinary Service. Heard, the learned counsel represented the applicant. This is an adjourned item by this authority in the meeting held on 10.07.2019 vide item No.14 for the clarification of

Virgin portion included in the proposed route. Now report received from Assistant Engineer Feroke Municipality states that there is a virgin portion for a distance of 1.8 KM and the road is fit for stage carriage services. Hence fresh regular stage carriage permit is **granted** to suitable LMV stage carriage, subject to settlement of timings. The grantee of the permit is directed to produce the current records of a suitable stage carriage for endorsing the granted permit as specified in the decision of STA held on 16.01.2019 in Departmental item 1, that the upper age limit for applying and granting fresh regular permit to Ordinary, City/Town and LSOS stage carriage as eight years, within thirty days of communication of this decision as per Rule 159[2] of KMV Rules 1989; failing which the grant of the regular permit will be treated as revoked without further notice.

#### **Item No. 5**

This is an application for a fresh regular Stage Carriage permit to operate on the route Kattila Peedika – Medical College via: Kannankadavu – Kappad – Thiruvangoor – Athani – Purakkattiri – Malikadavu- Homeo College – Civil Station – Malaparamba and Atholi as Ordinary Service.

Heard, the learned counsel represented the applicant. The report of the enquiry officer reveals that the distance of overlapping with notified route in this application is within the permissible limit. The route proposed is also reported as beneficial to the traveling public. Hence, **fresh regular stage carriage permit is granted to suitable LMV stage carriage**, subject to settlement of timings. The grantee of the permit is directed to produce the current records of a suitable stage carriage for endorsing the granted permit as specified in the decision of STA held on 16.01.2019 in Departmental item 1, that the upper age limit for applying and granting fresh regular permit to Ordinary, City/Town and LSOS stage carriage as eight years, within thirty days of communication of

this decision as per Rule 159[2] of KMV Rules 1989; failing which the grant of the regular permit will be treated as revoked without further notice.

**Item No.6**

This is an application for a fresh regular Stage Carriage permit to operate on the route Ramanattukara – Medical College – Mavoor Via: Bank Road, Parammal, Pantheerankavu, Puthoormadam, Mundupalam, Kuttikkattoor, Perumanna, Oorkkadavu and Cheroopa as Ordinary Service.

Heard, the learned counsel represented the applicant. There is an objection alleging that the route passes through Malappuram district also and prior concurrence is required to consider this application. Hence, Secretary RTA, Kozhikode is directed to specifically report whether the route is passing through Malappuram district. Decision on the application is **adjourned** for want of clarified report from Secretary.

**Item No. 7**

This is an application for a fresh regular Stage Carriage permit to operate on the route Mukkom-REC-Mavoor-Medical College-Kozhikode via-Pulparamba-Vellalassery as ordinary service.

Heard, the learned counsel represented the applicant. Decision on this application was adjourned by this authority in the meeting held on 10.07.2019 vide item No.5 with direction to the applicant to provide additional trips to Vellalassery. The applicant proposed additional trip. As per the report of the enquiry officer, the distance of overlapping with notified route in this proposal is within the permissible limit and the proposal is beneficial to the travelling public. Hence **fresh regular stage carriage permit is granted to suitable vehicle subject to the settlement of timings**. The grantee of the permit is directed to produce the current records of a suitable stage carriage for endorsing the granted permit as specified in the decision of STA held on 16.01.2019 in Departmental item 1, that the upper age limit for applying and

granting fresh regular permit to Ordinary, City/Town and LSOS stage carriage as eight years, within thirty days of communication of this decision as per Rule 159[2] of KMV Rules 1989; failing which the grant of the regular permit will be treated as revoked without further notice.

**Item No. 8**

This is an application for fresh regular stage carriage permit to operate on the route Kanniparamba-Mavoor-Kozhikkode via Puvattupaamba-MCH-Moffussil Bus stand CPO-Palayam as ordinary service. This application was earlier considered by this authority in the meeting held on 10.07.2019 vide item No.7 and decision was adjourned for submitting modified application with more additional trip to ill-served places. Modified proposal is submitted. As per the report of the field officer there is no virgin portion. The distance of overlapping with the notified route is within the permissible limit. It is also reported that the proposal for fresh permit is beneficial to the travelling public. Hence, fresh regular stage carriage permit is **granted to suitable stage carriage**, subject to settlement of timings. The grantee of the permit is directed to produce the current records of a suitable stage carriage for endorsing the granted permit as specified in the decision of STA held on 16.01.2019 in Departmental item 1, that the upper age limit for applying and granting fresh regular permit to Ordinary, City/Town and LSOS stage carriage as eight years, within thirty days of communication of this decision as per Rule 159[2] of KMV Rules 1989; failing which the grant of the regular permit will be treated as revoked without further notice.

**Item No.9**

This is an application for fresh regular stage carriage permit to operate on the route Balussery - Narikkuni- via Nanmanda – Karakkunnu - Punnassery as ordinary service. This item was earlier considered by this authority and the decision was adjourned for conducting enquiry on the below mentioned aspects and submitting reports by Secretary.

- (1) Allegation on trafficking of permits by the applicant

(2) Reporting the oversaturation of stage carriages on the above route.

It is reported that there is no substantial evidence to prove that the applicant is a trafficker of permits. From the enquiry, it is revealed that the route is well served with adequate stage carriage services and the issuance of additional permit on this sector will lead to un-healthy competition among existing operators and may lead to over speeding of stage carriages. Hence, this authority is of the view that there is no necessity for fresh permit on the above route and the **application is rejected** on the above grounds.

### **Item No.10**

This is an application for a fresh regular Stage Carriage permit to operate on the route Nayipalam – Feroke Stand via: Chakkumkadavu – Payyanakkal – Koyavalappu – Mathottam Bridge- Naduvattom – Beypore GHS, BC Road Jn, Thonichira, Madura Bazar, Cheruvannur Jn, Koyas Jn as ordinary service.

Heard, the learned counsel represented the applicant. Several objections arose in the meeting stating that the major portion of the proposed route lies in the city area. Hence, Secretary is directed to report whether the proposed service is falling within the definition of “City or Town Service” as per Rule 2(ca) of Kerala Motor Vehicles Rules, 1989. Hence, **decision on the application is adjourned.**

### **Item No. 11**

This is an application for a fresh regular Stage Carriage permit to operate on the route : Viruppil, - Kozhikode – Koodaranhi via: Mundakkal Peringolam, Mundikkal Thazham, Medical College, Mavoor Road, Mofussil Bus Stand, palayam Stand & Ottamparamba, Cherumchal, Kunnamangalam, Chathamangalam, NIT, Kattangal, Augustinmuzhi, Mukkam, Karamoola Jn, Karamoola & Vengerimadam as ordinary service.

Heard, the learned counsel represented the applicant. As per the decision of RTA dated 23.06.2016 vide item number 126 it was decided by this authority that “All stage carriages including city and Moffusil coming from south which traverses not more than 25 KMs are permitted to Ply over Arayidathupalam Fly over through Mavoor road in front of Moffusil stand – pavamani Road – C.P.O junction – palayam stand.” This proposal is against the above decision of this authority since the length of the route is 44 km. Also in the proposed time schedule, different rate of timings are proposed for up-ward and down-ward journey on the same route. Hence, applicant is directed to modify the proposal and submit a modified time-schedule. On receipt of modified proposal and proposed set of timings, Secretary shall conduct a fresh enquiry and place the application before this authority for consideration with specific report on the above two aspects. Hence, decision on the **application is adjourned.**

### **Item No. 12**

This is an application for a fresh regular Stage Carriage permit to operate on the route Balussery – Medical College via Nanmanda, Alayad, Eravannur, Palath, Theruvath Thazham, Potamuri, Chalil Thazham, Parambil Bazar, Kannadikkal, Paroppady, Chevarambalam, Chevayoor.

Heard, the learned counsel represented the applicant. The Field Officer reported that the route covers interior areas and beneficial to the commuters of that ill served portions. The distance of overlapping with notified route in this proposal is within the permissible limits. Hence, fresh regular permit is **granted** to suitable stage carriage, subject to settlement of timings. The grantee of the permit is directed to produce the current records of a suitable stage carriage for endorsing the granted permit as specified in the decision of STA held on 16.01.2019 in Departmental item 1, that the upper age limit for applying and granting fresh regular permit to Ordinary, City/Town and LSOS stage carriage as eight years, within thirty days of communication of this

decision as per Rule 159[2] of KMV Rules 1989; failing which the grant of the regular permit will be treated as revoked without further notice.

**Item No. 13**

This is an application for a fresh regular Stage Carriage permit to operate on the route: Narikkuni- Pavangad Via Palolithazham, Eravannur, Pullaloor, Palath, Kumaraswami, Kakkodi, Thaneerpanthal, Govt. ITI, Malikkadavu, Kundooparamba, Puthiyangadi.

Heard, the learned counsel represented the applicant. It is reported by the enquiry officer that the proposed route passes through interior areas of Kozhikode district where limited number of stage carriage services are available. This authority observes that the permit will be beneficial to the travelling public. The distance of overlapping with notified route is also within the prescribed limit. Hence, fresh permit is granted to suitable stage carriage, subject to settlement of timings. The grantee of the permit is directed to produce the current records of a suitable stage carriage for endorsing the **granted** permit as specified in the decision of STA held on 16.01.2019 in Departmental item 1, that the upper age limit for applying and granting fresh regular permit to Ordinary, City/Town and LSOS stage carriage as eight years, within thirty days of communication of this decision as per Rule 159[2] of KMV Rules 1989; failing which the grant of the regular permit will be treated as revoked without further notice.

**Item No. 14**

This is an application for a fresh regular Stage Carriage permit to operate on the route Edvannappara – Kozhikode - Palayam stand via Vazhakkad-Orkadav-Kayalam-Peruvayal-Poovattuparamba - MCH – Moffusil Stand. This is an inter-district route.

Heard, the learned counsel represented the applicant . As per the decision of RTA,Kozhikkode dated 23.06.2016 in item number 126, all stage carriages including city and Moffisil coming from south which traverses not more than



25 Kms are only permitted to Ply over Arayidathupalam Fly over through Mavoor road in front of Moffusil stand – pavamani Road –C.P.O junction – palayam stand. This route covers more than 25 Kms. The proposal is against the above decision of this authority. Hence, **decision on this application is adjourned** by offering option to the applicant to file a modified proposal. On receipt of modified proposal, Secretary shall conduct a fresh enquiry and place the modified application before this authority with detailed report.

### **Item No.15**

1. Perused the judgment of Hon'ble STAT, Ernakulam in MVAA No.72/2018
2. Perused the judgment of Hon'ble High Court of Kerala dated 17.11.2017 in WP(C) No. 34854/2017.

This is a modified application for fresh regular permit to operate on the inter-district route Pantheeramkavu – Kolakkuth – Medical College – Mukkathakadavu, Parammal, Bank Road, Ramanattukara, Petrol Pump, Perumugham, Pullikkadavu, Pulliparamba, Kolakkuth, Muthiraparamba, Olipram Kadavu, Mukkathakadavu, Medical College via Thondayad Jn and Koor as Ordinary Service. The previous application filed by the applicant on the route Pantheeramkavu – Kolakkuth – Medical College – Civil – Feroke (via) Parammal, Bank Road, Ramanattukara, Petrol Pump, Perumugham, Pullikkadavu, Pulliparamba, Kolakkuth, muthiraparamba, Olipram kadavu, Mukkathakadavu, Mannur Valavu, Thondayad Jn, Malaparamba, Koor, Perumanna, Oorkkadavu, Cheroopa, Mavoor, kuttikkattoor, MLA Road Palazhi, Metro, Mathara and Kunnathupalam, was rejected by this authority in the meeting held on 11.01.2018 vide item No.6. *The routes in the previous application which was rejected and the modified application submitted are different.* In the modified proposal, as per the report of the field officer a portion of the route from Mukkthakadvu to Pullikadavu (8.5 Km) lies in Malappuram district. Hence, decision on the application is **adjourned** with a direction to Secretary RTA to seek concurrence from Sister RTA Malappuram and place this application before this authority again.

**Item No.16**

1. Perused the judgment dated 08.04.2016 of Hon'ble STAT, Ernakulam in MVAA No.191/2012.
2. Heard, the judgment directs this authority to reconsider the application made by the appellant for granting regular stage carriage permit on the route Seetharmount - Thrissur independently on merits. Secretary is directed to conduct detailed enquiry on the application for fresh permit filed by the appellant. The enquiry report, application and all connected documents with detailed remarks shall be placed before this authority in the next meeting. For compliance of the above directions, **decision on the application is adjourned.**

**Item No.17**

1. Perused the judgment of Hon'ble STAT, Ernakulam in MVAA No.236/2017 dated 11.10.2019.
2. Heard, this is a application for variation of permit on the route Ummalathur Thazham-Kulangarapeedia-Pantheerankavu-Medical College via Mavoor Road, Kankavu, Kinassery. This application for variation was reconsidered by this authority in the meeting held on 10.07.2019 vide item No.22 and adjourned with direction to submit a modified proposal by avoiding curtailment of last trip to Medical college. Perused the modified proposal and report of the enquiry officer. Since the field officer has reported that the travelling facility for the public on the above route at the existing timings are not disturbed, **variation of permit granted**, subject to settlement of timings.

**Item No.18**

This is an application for variation of permit on the route Perumanna-Ramanattukara Via Puthur Madam, Pantheerankavu, Thodayad Bye pass, Koor-Palazhi MLA Road, Athani. (Adjourned item no.23 of the RTA dated 10.07.2019).

Heard, the field Officer reported that there is a trip curtailment from Pantheerankavu to Medical College via Thodayad Bypass and Koor. The impact of this curtailment is not reported in field officer's report. Hence, decision on the application for variation of permit is **adjourned** with a direction to Secretary RTA to conduct an enquiry regarding the effect of curtailment from Pantheerankavu to Medical College via Thodayad Bypass and Koor. Frequency of stage carriage services on the above portion shall also be reported.

**Item No.19**

1. Perused the judgment of Hon'ble High Court of Kerala dated 04.10.2018 in WP(C) No.31538 of 2018.
2. Heard, this is an application for variation of permit on the route Parambil Bazar - Medical College - City Stop-Gandhi Road (via) Corporation Office. The enquiry officer reported that the proposed curtailments and change of timings will not much affect the travelling public and extension will be comparatively beneficial to the public. There are vehement objections from various corners before this authority against the above report stating the change of timings and curtailments of portions of the existing route will adversely affect the travelling public and also there were allegations stating that the proposed trips will violate clause 19 of G.O(P) No.08/2017. Hence, Secretary shall conduct an enquiry with regard to the above two points and with specific detailed report place the application before this authority in the next meeting. Hence, **decision on the application for variation of permit is adjourned.** .

**Item No.20**

Heard, this is an application for variation of permit in respect of stage carriage KL 08 AJ 4000. The application was considered and decision was adjourned for want of specific report with regard to total length of variation by this authority in the previous meeting. Report of the enquiry officer is perused.

The variation was requested for additional one trip from Peruvayal – Edavannappara by curtailing the portion Peruvayal to Mavoor on the trip Kozhikkode- Mavoor. In the proposed time-schedule, there is no additional trip offered between Peruvayal and Edavannappara. Hence, Secretary is directed look into this anomaly and submit the agenda accordingly in the next meeting. For compliance of the above direction, ***decision on the application for variation of permit is adjourned.***

**Item No.21**

1. Perused the judgment dated 11.04.2018 of Hon'ble State Transport Appellate Tribunal, Ernaulam in MVAA No.207/2018.
2. Heard, this is an adjourned application (vide decision in item no 26 of RTA Meeting dtd 10/07/2019) for variation of permit in respect of the Stage Carriage **KL 13 N 3006 (Old No. KL 11 R 2062)** on the route Bypore – City - Palazhi -Kozhikode Railway Station – Medical College - Devagiri College. The report submitted by the enquiry officer is not specific. On perusal of application, it is found that there are **6 trips** to the place **City** as per the existing time schedule. In the proposed time scheulde, there are **14 trips** to the place **City**. Report of the enquiry officer is not specific with regard the above increase of **08 trips** in the proposal and violation of clause 19 of G.O(P) No.8/2017 consequent to this increased trips. Hence, Secretary is directed to furnish a **detailed report with sketch** showing the portions of overlapping with notified route in this proposal and report whether these additional trips are passing through notified route. For specific report as above, the ***decision on the application is adjourned.***

**Item No.22**

This is to re-consider the adjourned supplementary item No. 1 in the meeting of RTA dtd 10/07/2019. The application is for regular variation of permit in respect of **S/C KL 11 W 5101** conducting service on the route Kannoottypara-

Thamarassery – Earpona - Poonur – Kattipara – Thalayad - via Kolikkal – VOT - Korangad. The requested variation is for extending 2 trips Thamarassery to Omassery via Mangad, Valimanna and additional trips Poonur to Kattippara, Korangad to Poonur and curtailment of one trip Thamarassery to Earpona in the existing route.

On verification and perusal of records, the proposed timings and sketch attached are not tallying with the application for variation. Hence, **decision on the application for variation of permit is adjourned**, with direction to Secretary, RTA to verify the same and submit the application in the next RTA meeting.

**Item No.23**

1. Perused the judgment of Hon'ble High Court of Kerala dated 03.11.2016 in WP(C)No.29809 & 32736 of 2016.
2. Heard, this is an application for variation of permit in respect of stage carriage KL 11 S 3183 operating on the intra-district West Hill-News Bus stand-Olavanna. By Perusing the judgment of Hon'ble High Court of Kerala, the decision on the application for variation of this permit was adjourned for want of reporting: (1) the circumstances warranting the variation proposal (2) in-convenience causing to the public by this variation. The report of the enquiry officer is perused along with existing set of timings and proposed set of timings. *In the existing set of the timings, there are only 5 trips to the place Olavanna. But in the proposed time-schedule, there are 7 trips to Olavanna.* The proposed variation is for curtailment of one West Hill trip at City and extension to Kalipoyka. The path of traverse from City to Kalipoya is not submitted with neat sketch containing markings of notified portion. It is directed to report whether there is any violation of Clause 19 of G.O(P)No.8/2017(additional trips through notified portion). For compliance of the above directions, **decision on the application for variation of permit is adjourned.**

**Item No.24**

This is an application for regular variation of permit in respect of stage carriage KL 11 BM 3917 conducting service on the route Narikkuni-Kozhikode (via) Medical college- Karanthur- Kunnamangalam- 10<sup>th</sup> mile by (1) Changing halting place from Kunnamangalam to Pullalur (2) Reducing one trip Kunnamangalam to Pullalur (06.30 AM trip) (3) Adding one trip Pullalur to Narikkuni. (4) One trip extension from Muttancheri to CM Makham (via) Payambalassery and back to Muttancheri (via) Millmukku (5) One trip deviation from Narikkuni to Kunnamangalam (via) Madavoor, CM Makham instead of Pullalur. (6) Reducing one up & down trip from Kunnamangalam to Kozhikode. (7) One trip extension from Kunnamangalam to Pullalur (via) Parakkadavu bridge, Polur, Payambra.

Heard, and perused the records. Application includes 3 curtailments and two extensions. The overall benefits of these extensions and curtailments are not established in the report of field officer. There is a virgin portion in the extension of route from Karanthur to puloor via parakadavu bridge -2 km. The Road worthiness certificate from the concerned road authority is not produced. The matter of fare stage on this route is also not reported. Hence, it is decided to **adjourn** the decision on the application with a direction to the Secretary, RTA to place the matter in the next meeting with a detailed report from the Field officer on these aspects.

**Item No. 25**

This is an application for regular variation of permit in respect of S/C KL 14 F 6622 with permit No 11/231/1998 conducting service on the route Thorayikkadavu-Koyilandy. The applied variation is for deviating route through notified route. Since this application is in violation of stipulations in G.O(P)No.8/2017/Tran dated, 23.03.2017, the **application for variation of permit is rejected.**

**Item No.26**

Heard, this is an application for regular variation of permit in respect of **S/C KL 04 Z 7306** conducting service on the route Chirakuzhi- Medical College Hospital –Chelannur by 1) Three single trips curtailment from Chirakuzhi to Puthiyedath thazham. 2) Three single trips extension from Chirakuzhi to Puthiyedaththazham via Pozhikavu temple.

Heard, representation received against the proposed variation. The residents of Chirakkuzhi submitted in writing that the portion of proposed curtailment from Chirakuzhi to Puthiyedath thazham is ill served one. They pointed out that this curtailment will severely affect the commuters to Krishi Bhavan, Govt.Hospital Chelannur. The Office bearers of Sree Kozhikode Paradevatha Temple requested to allow the deviation. The impact of curtailment is not clearly established in the report of the Field Officer. Hence the Secretary RTA is directed to conduct a detailed enquiry and to furnish a specific report in this matter and place before the next RTA. Hence decision on the application for variation of permit is **adjourned**.

**Item No.27**

This is an adjourned item no. 28 of RTA dated 10.07.2019. Application for regular variation of permit in respect of **S/C KL 13 Q 7023** conducting service on the route Kozhikode-Punnakkal - Mukkom - Ponnankayam via Medical College – Karanthur –Kunnamangalam – REC – Kattangal – Malayamma – Puthur – Omassery -Thamarassery - 2 trips Kozhikode –Mukkom via Manassery.

Heard, the permit holder requested variation of permit as single trip Omassery to Mukkom (via) Poolapoyil, Augustimuzhi 6 km and trip changing Kozhikode to Mukkom 7.02 PM to 8.17 PM. It is not clear whether the variation sought for is extension or curtailment on the sector Omassery to Mukkam. The field officer reported that curtailment is not in compliance with Sec 80(3) (i) of MV Act 1988 for variation of stage carriage permit. The Secretary RTA is directed to

conduct a detailed enquiry and to furnish a specific report in this matter and place before the next RTA. Hence, decision on the application for variation of permit is **adjourned**.

**Item No.28**

1. Perused the judgment of Hon'ble STAT in MVAA No.272/17 dated 27/09/2019.
2. Heard, reconsidered the application for variation of permit in respect of stage carriage KL 73 9279 conducting service on the route Nambiarkunnu-Kozhikode(via)-Puthankunnu-Pazhoor-Cheeral-S.Bathery-Meenangadi – Muttill-Vi hospital – Edappetty – Kainatty - Kalpetta LSOS by 1). Curtailment portion Vellaramkunnu to Kalpetta via Govt.College, Puzhamudi,Fathima Hospital. 2). Variation from Vellaramkunnu to Kalpetta via Dist.Collector Benglaw old traffic police station Bypass Gudallayi Road Jaithra theatre. The judgment directs RTA to re-consider the application for variation of permit afresh and pass orders. KSRTC vehemently objected the proposed variation stating that this route is passing through the notified route Kozhikode – Mananthawady vide Notification G.O(P) No. 8/2017/Tran Dt.23.03.2017. A fresh enquiry report is required from the field officer. At present this authority is not in a position to take a decision in this matter. Hence the Secretary RTA is directed to conduct a detailed enquiry on whether there is violation of clause 19 of Notification G.O(P) No. 8/2017/Tran Dt.23.03.2017. Hence decision on the application for variation of permit is **adjourned**.

**Item No.29**

Heard, this is to consider the request to condone delay in filing application for Renewal of regular Permit and to consider the application for renewal of permit in respect of **S/C KL 58 S 2012** operating on the route Odakkayam-Kozhikode-(via)Palayam Busstand-Vettilappara-Areekode-Mukkam-REC-Kunnamangalam-Karanthur and Medical College as moffusil service. Heard,



delay condoned and **renewal of permit granted** subject to the production of NOC, if applicable and clearance for government govt. dues, if any.

**Item No.30**

Heard, this is an application for renewal of permit on the intra-district route. The application for renewal of permit was submitted 08.07.2019 and permit was valid up to 11.07.2019. The delay in filing the renewal application is condoned. **Renewal of permit is granted**, subject to clearance of tax arrears, clearance of government dues if any and production of NOC from the HP Co., if applicable

**Item No.31**

Heard, this is a belated application for renewal of permit. The regular permit on the Ezhukulam-Iyyad-Balusserly-Narikkuni is valid up to 11.08.2019. The application for renewal of permit was filed on 04.10.2019. This authority is convinced that the applicant was prevented by good and sufficient reasons from making application for renewal of permit in time. The delay is condoned, **renewal of permit is granted** from the date of application, subject to clearance of tax arrears, govt. dues, if any and production of NOC from HP Co., if applicable. Secretary shall verify the service of the vehicle after expiry of permit and realise compounding fee on detection of permit less operation, if any.

**Item No.32**

1. Perused the judgment of Hon'ble High Court of Kerala dated 14.05.2019 in WP(C)No.12941 of 2019.
2. Heard, the regular permit in respect of stage carriage KL 12 A 378 on the inter district route Chulliyode-Sulthanbathery-Kozhikkode was expired on 05.07.2004. The applications for renewal of permit, replacement of permit and fresh permit were rejected by RTA, Kozhikkode in the meeting held on 15.07.2006 vide decision in item No.106. After long litigations, the matter was again considered by RTA Kozhikkode in the meeting held on 15.12.2008

and the applications were again rejected. The request of the registered owner of the above vehicle to renew the permit and allow replacement was again considered by RTA, Kozhikode in the light of the then existing Government orders in this connection. The requests were rejected vide order No. C2/12959/2014 dated 21.11.2014 by RTA, Kozhikode. This order was challenged before the Hon'ble STAT, Ernakulam in MVAA No.01/2015. By perusing the judgment of the Hon'ble Tribunal dated 23.06.2017 in MVAA No.01/2015, the matter was again considered by the Regional Transport Authority, Kozhikode in the meeting held on 04.10.2017 vide item No.39 and the application was again rejected. Copy of the above decision is communicated on 09.11.2017 vide Endt.No.C1/10254/2017.

The judgment of the Hon'ble High Court of Kerala dated 14.05.2019 in WP(C)No.12941 of 2019 directs this authority to implement directions in the Ext.P2 judgment (Judgment of Hon'ble STAT dated 23.06.2017 in MVAA No.1/2015). On receipt of the above direction from Hon'ble High Court of Kerala, a copy of the decision of this authority implementing the Ext.P2 judgment was again communicated to the applicant by Secretary, RTA, Kozhikode on 16.07.2019 along with letter No. C1/5598/2019/D dated 04.07.2019. Hence, further decision on the request of the registered owner of stage carriage KL 12 A 378 and petitioner in the above writ petition is **disposed as infructuous**.

### **Item No.33**

This is an application to peruse the judgment in WP(C) 14755 of 2019(T) of High Court of Kerala dated 25.07.2014 in respect of application for renewal of permit of the **S/C KL 50 D 3322** (New Reg. No. **KL 50 H 5990**) operating on the route Palakkad-Sulthan Bathery via Mannarkkad-Malappuram -Kozhikode - Thamarassery - Court road - Adivaram - Lakkidi - Vythiri - Chundale - Kalpetta - Edappetty - Meenangadi as superfast service valid up to 05.11.2015.

1. Perused the judgment of Hon'ble High Court of Kerala dated 25.07.2019 in WP(C) No.14755 of 2019(T).
2. Heard, this is an application for renewal of regular permit valid up to 05.11.2015 in respect of stage carriage KL 50 H 5990 to operate on the route Palakkad-Sulthanbathery as LSFP. The route length exceeds 140 Km. The application for renewal of this permit was considered by this RTA in the meeting held on 19.06.2017 vide item No.76 and conversion of service from LSFP to LSOS was granted subject to curtailment of excess route length and decision on the application for renewal of permit was adjourned. The permit holder has not submitted application for restricting route length to 140 Km so as to consider application for renewal of permit as LSOS as directed by RTA in the meeting held on 19.06.2017. The judgment in WP(C) No.14755 of 2019 directs to take an appropriate decision on the application for renewal of permit, strictly in accordance with law. As per Rule 2(ob) of KMV Rules, 1989, Ordinary Limited Stop Service means a service which is operating on a route having a distance not more than 140 Kms. As per G.O(P) No.73/2013/Tran dated 16.07.2013, the right to operate any upper class service is exclusively reserved to State Transport Undertaking. KSRTC vehemently objected against renewal of this permit. Since the applicant has not opted to restrict the route length of his permit within 140 Km, decision on this application for renewal of permit is **adjourned**.

#### **Item No.34**

Heard, this is an application for renewal of regular permit in respect of stage carriage KL 12 C 6175 operating on the route Thamarassery- Chunkam-Medical College via Balussery, Kozhikkode. The permit was valid up to 14.11.2019 and the application for renewal of permit was filed on 04.11.2019. This authority is convinced that the applicant was prevented by good and sufficient reasons from making the application in time. Hence, the delay in filing application for renewal of permit is condoned and renewal of permit is

**granted**, subject to clearance of motor vehicles tax and other govt. dues, if any and production of NOC from HP Co, if applicable

**Item No.35**

Heard, this is an application for renewal of regular permit in respect of stage carriage **KL 57 S 7180** operating on the route Kunnamangalam-Kunnamangalam(Circular) via Karanthur, Medical College. The permit was valid up to 16.08.2019 and the application for renewal of permit was filed on 06.08.2019. This authority is convinced that the applicant was prevented by good and sufficient reasons from making the application in time. Hence, the delay in filing application for renewal of permit is condoned and renewal of permit is **granted**, subject to clearance of motor vehicles tax and other govt. dues, if any and production of NOC from HP Co, if applicable

**Item No.36**

Heard, this is an application for renewal of regular permit in respect of stage carriage KL 11 AN 9751 operating on the route Pulpally-Kozhikkode via Erulam, Bathery, Meenangadi, Muttill, Vivekananda Hospital, Edapetty, Kalpetta, Puzhamudi - Kalpetta as LSOS. The permit was valid up to 05.07.2019 and the application for renewal of permit was filed on 24.06.2019. This authority is convinced that the applicant was prevented by good and sufficient reasons from making the application in time. Hence, the delay in filing application for renewal of permit is condoned and renewal of permit is **granted**, subject to clearance of motor vehicles tax and other govt. dues, if any and production of NOC from HP Co, if applicable.

**Item No.37**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.38**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.39**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.40**

“**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.41**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.42**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.43**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.44**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.45**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicabl”.

**Item No.46**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.47**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.48**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.49**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.50**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.51**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.52**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.53**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.54**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.55**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.56**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No. 57**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No. 58**

**Heard, transfer of permit is allowed,** subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.59**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.60**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.61**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.62**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.63**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.64**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.65**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.66**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.67**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.68**

**“Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable”.

**Item No.69**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.70**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.71**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No.72**

**Heard, transfer of permit is allowed**, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No. 73**

**Heard, transfer of permit is allowed** in the name of legal heir, subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No. 74**

**Heard, transfer of permit is allowed** in the name of legal heir subject to clearance of Govt dues, if any, and production of NOC from HP Co. if applicable.

**Item No. 75**

The permit holder of Educational Institution Bus KL 17 2285 not appeared before this authority for hearing. Hence, **the matter is remitted to Secretary, RTA, Kozhikode** to take appropriate action against the permit of the vehicle, if the explanation offered by the permit holder is not satisfactory.

**Item No. 76**

Perused the proposal. Secretary is directed to explicitly submit the agenda with exact requirement and dimensions of distinguishing mark with detailed report in the next meeting. With regard to colour, as per Rule 295(a)(1) of Kerala



Motor Vehicles Rules 1989, auto rickshaws using CNG/LNG as fuel shall be painted yellow colour for hood part and eco green colour for rest of the part. The proposal of colour code for Electric Auto rickshaw shall be forwarded to State Transport Authority, Kerala for uniform decision in the state, if there is no specific rules/orders in-force in this regard. Hence, **adjourned**.

**Item No: 77**

This is an application to consider the adjourned item no:105 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service vehicle in Kozhikode district to different places in India.

Absent, hence decision on the application is **adjourned**. Secretary is directed to place the application before this authority in the next meeting with due notice to the applicant.

**Item No: 78**

This is an application to consider the adjourned item no:106 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service vehicle in Kozhikode district to different places in India.

**Heard**, The requirements set for issuing LAPT licenses as per Circular of Government of Kerala Transport (B) Department No. 74/B1/2019/Trans dated 26.04.2019 are not seen complied by the applicant as per the report of the enquiry officer. Hence, the application is **rejected**.

**Item No: 79**

This is an application to consider the adjourned item no: 109 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service

Absent, hence decision on the application is **adjourned**. Secretary is directed to place the application before this authority in the next meeting with due notice to the applicant.

**Item No: 80**

This is an application to consider the adjourned item no: 110 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service vehicle in Kozhikode district to different places in India.

Absent, hence decision on the application is **adjourned**. Secretary is directed to place the application before this authority in the next meeting with due notice to the applicant.

**Item No: 81**

This is an application to consider the adjourned item no: 111 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service vehicle in Kozhikode district to different places in India.

Absent, hence decision on the application is **adjourned**. Secretary is directed to place the application before this authority in the next meeting with due notice to the applicant.

**Item No: 82**

This is an application to consider the adjourned item no: 112 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service vehicle in Kozhikode district to different places in India.

Absent, hence decision on the application is **adjourned**. Secretary is directed to place the application before this authority in the next meeting with due notice to the applicant.

**Item No: 83**

This is an application to consider the adjourned item no: 113 of RTA Meeting dated 10.07.2019 for the issue of LAPT to work as agent for the sale of tickets and canvassing passengers for public service vehicle in Kozhikode district to different places in India.

Absent, hence decision on the application is **adjourned**. Secretary is directed to place the application before this authority in the next meeting with due notice to the applicant.

**Item No.84**

No other items permitted by chairman.

**Item No.85**

Next date for the meeting of RTA will be fixed later.

**1. Sri. S Sambasiva Rao, IAS,  
District Collector and Chairman,  
Regional Transport Authority,  
Kozhikode.**

**2. Sri. T.C. Vinesh  
Deputy Transport Commissioner,  
North Zone, Kozhikode and  
Member, RTA, Kozhikode.**