

Decision of the Regional Transport Authority, Thrissur
Held on 22.12.2009 at 10.30 a.m, in the
Conference hall No.2, 2nd floor,
District Collectorate,Thrissur

Item No.1:

Heard. **Adjourned** since several objections were received in the meeting that a portion of the applied route is not fit for stage carriage service. Secretary, RTA is directed to submit a specific report.

Item No. 2 :

Heard. Regular permit **granted** subject to settlement of timings.

Item No. 3 :

Heard. 4 months Temporary Permit **granted.**

Item No. 4 :

Heard. 4 months Temporary Permit **granted.**

Item No. 5 :

Heard. 4 months Temporary Permit **granted.**

*Dr. V K Baby, I A S.
District Collector &
Chairman, R T A, Thrissur*

*Sri. M.P. Dinesh
Superintendent of Police,
Member, R T A, Thrissur*

*Sri. P P Krishnan
Deputy Transport Commissioner
Central Zone-I, Member, R T A,
Thrissur*

Item No. 6 :

Heard. Regular permit already granted subject to subject to settlement of timings. As per the report of the Motor Vehicles Inspector, there is no necessity for the issue of Temporary Permit U/S 87(1)©, since the route is well served. Hence T.P application **rejected**.

Item No. 7 :

Heard. Variation of the permit is **rejected** since the portion of the route from Puthiya Post Office to Kodungallur overlap on the notified route Thrissur – Thriprayar, notified vide G.O (P) No. 42/2009/Tran dated, 14.07.2009.

Item No. 8 :

- 1). Perused the judgment of Hon'ble STAT in MVAA No. 360/09 dated, 20.11.2009.
- 2). Variation as sought for **granted** subject to settlement of timings.

Item No. 9 :

- A. Perused the judgment of Hon'ble STAT in MVAA No. 436/09
- B. Considered the observations in the judgment .The variation sought for is **granted** subject to settlement of timings

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Item No. 10 :

Heard. The field officer reported that the proposed curtailment to Chilanka Beach will affect the traveling public and also seen that the existing timings changed by proposed timings. Hence **rejected**.

Item No. 11:

Heard. RTA held on 09.06.2009 vide item No. 23 already granted variation in the existing route. Secretary, RTA directed to ascertain whether any application received from the grantee to revoke the variation already granted. Hence **adjourned**.

Item No. 12 :

1. Perused the judgment in MVAA No. 573/09 of Hon'ble STAT
2. Considered in view of the judgment of Hon'ble STAT and in view of the S R O No. 608/2009, finalisation of draft notification No. 42/2009/Tran dated, 14.07.2009. It is found that additional trip applied overlaps for a distance of 2 Kms on the notified route Kottayam – Kozhikode. Hence **rejected**.

Item No. 13 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

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Item No. 14 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 15 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 16 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 17 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 18:

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 19 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

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Item No. 20 :

Applicant absent. **Adjourned.**

Item No. 21 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 22 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 23 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 24 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 25 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

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Item No. 26 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 27 :

Heard. **Allowed** subject to production of N O C from financiers if applicable and subject to the clearance of government dues.

Item No. 28 :

Heard. Delay condoned subject to remittance of compound fee Rs. 3000/-. Renewal **granted**.

Item No. 29 :

Heard. Renewal **granted**.

Item No. 30 :

Renewal concurrence **granted**.

Item No. 31 :

Renewal concurrence **granted**.

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Item No. 32 :

Renewal concurrence **granted.**

Item No. 33 :

Renewal concurrence **granted.**

Item No. 34 :

Renewal concurrence **granted.**

Item No. 35 :

Renewal concurrence **granted.**

Item No. 36 :

Heard. **Seek** Concurrence from sister RTA

Item No. 37 :

Heard. **Seek** Concurrence from sister RTA

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Item No. 38 :

Heard. **Seek** Concurrence from sister RTA

Item No. 39 :

Heard. **Seek** Concurrence from sister RTA

Item No. 40 :

Heard. **Seek** Concurrence from sister RTA

Item No. 41:

Heard. **Seek** Concurrence from sister RTA

Item No. 42 :

Heard. **Seek** Concurrence from sister RTA

Item No. 43:

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Item No. 44 :

Heard. **Seek** Concurrence from sister RTA

Item No. 45 :

Heard. **Seek** Concurrence from sister RTA

Item No. 46 :

Heard. **Seek** Concurrence from sister RTA

Item No. 47 :

Heard. The explanation of the permit holder is not satisfactory.

Compounded to Rs. 3000/-. Allowed one week time as requested by the counsel to resume service by the route bus , subject to the payment of the above compounding fee.

Item No. 48 :

Heard. The RTA has no power to review the decision once taken as per agenda. The applicant is directed to resubmit the application for variation with modification along with prescribed fee for fresh consideration.

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Item No. 49 :

Heard. Delay condoned . Maximum time **allowed** as permissible as per Rule 159 (2) of KMV Rules 1989 to produce current records.

Item No. 50 :

Heard. **Delay condoned.**

Item No. 51 :

Heard. Rejected since the grated permit is to Stage carriage KL 45/ 1242 (Make :Tata -Model : 2006 – Seats : 36 in all) and the grantee now offered the vehicle KL 5 L 9776 (Tata-2002-23 in all) . Hence the material difference is above 25% and the incoming vehicle is of lesser model.

Item No. 52 :

Heard. **Ratified.**

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Item No. 53 :

A. Perused the judgment in WPC No. 29868/2009 of Hon'ble High Court.

B. Perused the judgment of Hon'ble STAT in MVAA No. 400/2008.

C. Heard. **granted** 4 months **temporary permit** to S/C KL 5 G 2372

U/S 87 (1)© in place of S/C KL 8 B 8289 in view of judgment of Hon'ble High Court..

D. Replacement of the vehicle KL 8 B 8289 by S/C KL 5 G 2372 is **adjourned** for the following reasons.:

(i) Tax arrears of the outgoing vehicle KL 8 B 8289 not cleared so far.

(2) The vehicle KL 8 B 8289 is not transferred in the name of the applicant, Sri. A A Johar and the proposed vehicle for replacement is in the name of Sri. Johar.

Secretary, RTA is **directed to get clarification** from the **Advocate General** whether one of the condition of Hon'ble High Court in WPC No. 29868/2009, ie; in the replacement of the vehicle can be considered or not . Secretary RTA is also directed to apply before the Hon'ble High Court for extension of time for 2 months time for complying the above direction of Hon'ble High Court.

Item No. 54 :

Heard. **Granted city permits** as per the parking place sought for.

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Item No. 55 :

Heard. **Granted city permits** as per the parking place sought for.

Item No. 56 :

Heard. **Adjourned.** The Secretary, RTA is directed to ascertain the reason for delay in filing renewal of permit application.

Item No. 57:

Heard. **Delay condoned** subject to the remittance of compounding fee Rs. 10,000/- . **Renewal granted.**

Replacement with later model vehicle KL 8 G 727 **allowed.**

Item No 58 :

Heard. **Allowed.**

Item No. 59 :

Suspend the validity of **permit for 10 days** (maximum).

Compound Rs. 1000/- per day in lieu of suspension.

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Item No. 60 :

Ratified.

Item No. 61 :

1. Applicant for applying for applying city permits in respect of Auto Rickshaws shall be obtained previous sanction from R T A for registering their vehicles as “ City Permit”.

Item No. 62 : 09.02.2010

Approved by :

Dr. V K Baby, I A S.

***District Collector &
Chairman, R T A, Thrissur***

Shri. M P Dinesh. I P S,

***Superintendent of Police,
Member, R T A, Thrissur***

Shri. P P Krishnan,

***Deputy Transport Commissioner,
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