MEMBERS PRESENT:

2. Shri Soumit Mitra. Member.
3. Shri Ignace Hasda, OAS(SAG), Secretary, STA, Odisha, Cuttack. Member-Secretary.

At the outset the Chairman, STA, welcomed all the members of the STA to the 287th S.T.A. meeting.

ITEM NO-1

The proceeding of the 286th meeting of State Transport Authority held on 31.05.2018 circulated among all the members vide this office memo No.8025/TC dtd.26.06.2018 is confirmed.

ITEM NO-2

Action taken by the Chairman, STA, Secretary, STA and Under Secretary, STA for the period from 31.05.2018 to 21.01.2019 is approved.

ITEM NO-3: POLICY DECISION

After due deliberation the members of STA resolved following policy decisions:

3.1. **Delegation of powers:** Presently applications for issue / renewal national permit and authorization, issue / renewal of permits valid between reciprocating states in respect of goods carriages are being made manually to STA and permits are issued manually. Stakeholders are facing difficulties in making application and getting the permit. The NIC has developed VAHAN – 4 applications to resolve the issue so that application and issue of above permits and payment of fee will be made online so as to eliminate public inter face with STA which will be beneficial to public at large. It was revolved that henceforth Secretary, RTAs
issue and renew National Permit and issue Authorization in respect of goods
carriage permit. The Secretary, RTAs will issue, renew, countersign goods
carriage permanent permit and issue temporary permit valid for the Home State
and reciprocating States as per Reciprocal Transport Agreement for interstate
operation. Application for above permits shall be made in VAHAN – 4 only.

3.2. **Special Permit:** In modification of earlier decision, it was resolved that a Stage
Carriage Permit holder can avail Special Permit up to 90 days instead of existing
limit of 75 days in a year.

The Secretary, RTAs can issue Special Permits to stage carriages up to
seven days at a time as per programmed instead of existing limit of three days
within the State.

The Secretary, STA will issue special permit to stage carriages up to 14
days at a time within the State instead of existing limit of 05 days. For interstate
operation, Secretary, STA will issue special permit to stage carriages as per the
actual programmed.

3.3. STA in its 193rd meeting had delegated the power to Chairman, STA to grant All
Odisha Contract Carriage Permit and to attach to condition to the said permits.
After deliberation it is resolved to delegate the power in favour of Secretary, STA
to grant, renew, refuse to grant or renew and to attach condition in respect of

3.4 After deliberation it is resolved to delegate the power in favour of Secretary, STA
to grant, renew, refuse to grant or renew and to attach condition in respect of All
India Contract Carriage Permit for tourist vehicles under Section 88 (9) of M.V.

3.5 **Issue of Area Based Permit:** In pursuance of notifications issued by Transport
Department for issue of area based permit in BUTA and CUTA, henceforth STA
will issue permit to stage carriages to operate in above areas. RTAs will not
issue/renew permit in BUTA and CUTA to avoid clash of time and for effective
monitoring. Aforesaid decision will also be applicable to any new area to be notified by Government from time to time.

3.6. **Issue of Stage Carriage Permit to Air Conditioned Sleeper Stage Carriages in day time:** No stage carriage permit will be issued to A.C. Sleeper stage carriages on any inter district routes operating on day time. However, existing buses may continue till validity of permit only.

3.7. **Assignment of marks to Volvo / Scania / Benz etc buses** : Extra 25 marks will be given to Volvo/ Scania / Benz etc and other similar quality Stage carriages equipped with adequate safety features while adjudging comparative merit of applicants for grant of stage carriage permit over and above of the marks given to Air Conditioned Deluxe, Air Conditioned Deluxe Sleeper and Fully Air Conditioned Sleeper stage carriages.

3.7 (A) In 279th STA meeting following decision was taken.

(C) **CRITERIA FOR GRANT OF STAGE CARRIAGE PERMIT.**

The STA in its 260th meeting and subsequent meeting had fixed the evaluation criteria for evaluation of applications for grant of permanent stage permit. Accordingly grant of stage carriage permits are being considered on (i) Type of facilities provided in bus. Financial stability of the operator on basis of Solvency Certificate / Bank Guarantee for Rs.99,000/- for one year, (iii) Year of make of bus, (iv) Number of years of operation as stage carriage operator and marks secured in each of the criteria as per the documents submitted by the applicants. Off-road position, Tax position, VCR position, pendency of Court cases in respect of each applicant.

In order to bring objectivity in evaluation of applications, STA has devised a marking criteria for each of the criteria referred to above and based on the marks obtained by each of the individual applicants, the best operator is being selected.

After deliberation it was resolved that:

(a) No marks will be awarded for experience as stage carriage operator.
(b) Plying of vehicle by the applicant violating permit conditions, plying any vehicle without permit on any unauthorized route, making unauthorized trip, Vehicle Check Reports drawn / reports submitted to that effect will be considered irrespective of the
The fact that the VCR was closed on composition of offences. Five marks will be deducted for above offences.

Where the applicant's vehicle was involved in accident for his fault, five marks will be deducted.

3.7 (B) In 284th STA meeting following decision was taken.

"Modification of qualification criteria for evaluation of stage carriages for grant of permanent permit.

(a) The STA in its 274th meeting held on 27.11.2013 and 28.11.2013 adopted following criteria for evaluation of applications for grant of stage carriage permits on different routes.

(ii) Year of make of bus:
(iii) Type of bus and facility provided.

The STA was of the view that the maximum advantages to passengers accrues from the modern buses and hence date of manufacturer of the bus should be given maximum weightage. Accordingly 60% weightage will be given to year of make of bus offered.

<table>
<thead>
<tr>
<th>Manufactured in current year</th>
<th>One year old from the year of manufacture</th>
<th>Two years old from the year of manufacture</th>
<th>Three years old from the years of manufacture</th>
<th>More than three years old from the year of manufacture</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>60 marks</td>
<td>40 marks</td>
<td>30 marks</td>
<td>20 marks</td>
</tr>
</tbody>
</table>

(iii) Type of bus:

30% weightage will be given to type of bus i.e. standard bus, deluxe bus, deluxe AC bus, deluxe sleeper bus, deluxe AC Sleeper bus. If in the advertisement, specific type of bus i.e. ordinary or deluxe or air-conditioned deluxe sleeper etc is mentioned, then no marking will be given for type of bus.

<table>
<thead>
<tr>
<th>Deluxe AC Sleeper (only where the route length is more than 200 kms)</th>
<th>Deluxe AC bus</th>
<th>Deluxe non AC Bus</th>
<th>Ordinary standard bus</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>25 marks</td>
<td>20 marks</td>
<td>10 marks</td>
<td>05 marks</td>
<td>Deluxe A.C. Sleeper stage carriage will get 20 marks as in case of deluxe AC bus only where the route length is 200 Kms or less.</td>
</tr>
</tbody>
</table>
After due deliberation following decision taken:

The STA in 274th meeting held on 27.11.2013 and 28.11.2013 adopted criteria to award 60 marks to stage carriages manufactured in current year in which the application for permit is considered and 40 marks to vehicles which were manufactured in the immediate preceding year. Under such circumstances, when chassis of a stage carriage manufactured during October-2016 will get 40 marks and chassis manufactured during March-2017 will get 60 marks. The applicants who have purchased chassis earlier and after construction of body makes application for grant of permit in the next calendar year will be deprived in getting the permit as he will get less marks than that of the vehicle manufactured and body constructed in the current year.

In order to provide equal opportunity and fair play to all intending applicants, after due deliberation, it was resolved to modify the criteria regarding award of marking to year of manufacturer of bus as under:

(i)

<table>
<thead>
<tr>
<th>Time Period</th>
<th>Marking</th>
</tr>
</thead>
<tbody>
<tr>
<td>Within 12 months from the month of manufacture of chassis till the month of notification</td>
<td>60 marks</td>
</tr>
<tr>
<td>More than one year and within one year from the month of manufacture of chassis till the month of notification</td>
<td>40 marks</td>
</tr>
<tr>
<td>More than 02 years and within one year from the month of manufacture of chassis till the month of notification</td>
<td>30 marks</td>
</tr>
<tr>
<td>More than 03 years and within one year from the month of manufacture of chassis till the month of notification</td>
<td>20 marks</td>
</tr>
<tr>
<td>More than 04 years and within one year from the month of manufacture of chassis till the month of notification</td>
<td>10 marks</td>
</tr>
</tbody>
</table>

(ii) It was resolved that in cases where the stage carriage is proposed to operate as day service, no extra marks will be awarded to AC Deluxe Sleeper of fully built sleeper vehicle. Only Air Conditioned deluxe Sleeper and fully built sleeper buses will be given extra marks as decided in 274th meeting if it will operate during night hours.
(iii) It was resolved that in case of grant of permits on interstate routes, the applications will be invited for interstate vacant routes by publishing in newspaper fixing a cutoff date for applications. In case any route remains vacant after the above process, the same will be allotted on first come first basis. Once the paper publication is made, no application for any of the previous vacant routes will be entertained on and after the date of publication in newspaper.

In case of non-renewal of Permanent Stage Carriage Permit / Surrender cancellation of Permanent Permit in respect of any route or routes, same will be notified inviting applications for grant of permanent permit to deserving bus operators on merit. First in first out principle shall not be applicable in such cases unless it is notified and there is no application in response to the notification.

3.8. **Consideration of application for stage carriage permit and clubbing thereof:**
In modification of decision taken in 275th meeting, it was resolved that all applications for grant of stage carriages permanent / temporary permit on different routes will be considered together received within ninety days or till the cutoff date is fixed for taking up the applications in STA meeting whichever is earlier.

However, this criteria will not be applicable to interstate vacant routes as per 3.7 (iii).

3.9. Whenever it is detected that a bus operating as a stage carriage without permit under Section 192 (A) of M.V. Act, 1988, the bus will be debarred for a stage carriage permit for minimum two years from the date of detection of such offence.

**ITEM NO –4:- CONSIDERATION OF APPLICATIONS FOR STAGE CARRIAGE PERMITS ON INTER-STATE ROUTES (SINGLE APPLICATIONS)**

**ITEM NO –4.1:- BHADRAK TO RAIPUR**
Reciprocal Transport Agreement executed between Odisha & Chhattisgarh, the route Bhadrak to Raipur was notified under section 88(6) of MV Act, 1988 published in
Odisha Gazette vide Notification No.2008/333 dated 07.02.2008 annexure (Sl. No.17). The STA, Odisha has to grant two permits with two trips covering a distance of Odisha portion 400 km and Chhatisgarh portion is 181 km as Express Service.

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, one Shri Romancha Ranjan Biswal, owner of vehicle No.OD28A-3526 has applied on 09.01.2019 for grant of PP in the aforesaid route.

The applicant is represented by Advocate Shri H.P. Mohanty. There is no objection.

After deliberations, it was decided to grant permanent stage carriage permit in favour of Romancha Ranjan Biswal, owner of vehicle No.OD28A-3526 in the route Bhadrak to Raipur for a period of five years as Express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Chhatisgarh. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

ITEM NO 4.2:-BARIPADA TO RAIPUR

Reciprocal Transport Agreement executed between Odisha & Chhatisgarh, the route Baripada to Raipur was notified u/s.88(6) of MV Act, 1988 published in Odisha
Gazette vide Notification No.2008/333 dated 07.02.2008 annexure (SI No.08). The STA, Odisha has to grant two permits two trips covering a distance of Odisha portion 355 km and Chhattisgarh portion is 181 km as express nature of service.

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018. The vacancy arose due to non-receipt of application for grant of Permanent Permit. Accordingly, one Shri Romancha Ranjan Biswal, owner of vehicle No. OD28A-4526 has applied on dtd. 09.01.2019 for grant of PP in the aforesaid route.

The applicant is represented by Advocate Shri H.P. Mohanty. There is no objection.

After deliberations, it was decided to grant permanent stage carriage permit in favor of Romancha Ranjan Biswal, owner of vehicle No. OD28A4526 in the route for a period of five years as an express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Chhattisgarh within three months. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.
ITEM NO - 4.3:- BHAWANIPATNA TO DURG

Reciprocal Transport Agreement executed between Odisha & Chhatisgarh, the route Bhawanipatna to Durg was notified U/s.88 (6) of MV Act, 1988 published in Odisha Gazette vide Notification No.2008/333 dated 07.02.2008 annexure (SI No.119). The STA, Odisha has to grant two permits four trips covering a distance of Odisha portion 165 km and Chhatisgarh portion is 90 km as express service.


The applicant is represented by Advocate Shri J.N. Mohanty. There is no objection. Two nos. of VCRs are pending against the above vehicle No.OD15H-4155 vide VCR No.E-168332 dated 03.10.2017 at RTO, Bhubaneswar-I and No.H233371 dated 15.09.2017 at RTO, Cuttack as per the report of VAHAN-4 portal is concerned. The applicant to compound the VCRs before release of permit.

After deliberations, it was decided to grant permanent stage carriage permit in favour of Sri Kamal Lochan Pujari, owner of vehicle No.OD15H-4155 in the route Bhawanipatna to Durg for a period of five years as express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Chhatisgarh within three months. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit.
conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

In this connection, Shri J.N. Mohanty, Advocate stated that another applicant Shri Satyabadi Tandi, owner of vehicle No.OD08C-6139 has applied for above route prior to notification. But it is left out from the notification. He requested that the same may be considered as there are two routes. This is required to be examined and in case of vacancy same may be considered following the procedure.

ITEM NO –4.4:-JODA TO KOLKATA

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide SI. No.13 of notification. The vacancy arose due to non-renewal of application for grant of Permanent Permit in respect of vehicle No.OR01K-6979. Accordingly, one Smt. Puspanjali Gaana, owner of vehicle No.OD05Z-1551 has applied on dated 27.12.2018 for grant of P.P. in the aforesaid route.

The applicant is represented by Advocate Shri J.N. Mohanty who submitted that he would like to withdraw his application and submitted withdrawal petition. Hence, the application is rejected as withdrawn.

ITEM NO –4.5:-PATNAGARHTO RAIPUR

Reciprocal Transport Agreement executed between Odisha & Chhatisgarh, the route Patnagarh to Raipur was notified U/s. 88(6) of MV Act, 1988 published in Odisha Gazette vide Notification No.2008/333 dated 07.02.2008 annexure (SI No.59). The STA, Odisha has to grant two permits four trips covering a distance of Odisha portion 248 kms and Chhatisgarh portion is 200 kms as express nature of service.

One Smt. Kalpana Badpanda, owner of vehicle No.OD17A-9244 has applied on dated 10.01.2019 for grant of P.P. in the aforesaid route. Applicant is absent on the date of hearing i.e. on 22.01.2019. There is no objection.

After deliberations, it was decided to grant permanent stage carriage permit in favour of Smt. Kalpana Badapanda, owner of vehicle No.OD17A-9244 in the route Patnagarh to Raipur for a period of five years as express service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Chhatisgarh within three months. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

ITEM NO –4.6:-BERHAMPUR TO RAIPUR

Reciprocal Transport Agreement executed between Odisha & Chhatisgarh, the route Berhampur to Raipur was notified under section 88(6) of MV Act, 1988 published in Odisha Gazette vide Notification No.2008/333 dated 07.02.2008 annexure (Sl. No.12). The STA, Odisha has to grant four permits four trips covering a distance of Odisha portion 473 km and Chhatisgarh portion is 109 km as Express Service.

Shri Subash Ch. Pattnaik, owner of vehicle No.OD07Y-8191 and OD07Y-9181 has applied on 10.01.2019 for grant of PP in the aforesaid route.

The applicant is represented by Advocate Shri M.B.K. Rao who stated that this is a vacant route and earlier buses of OSRTC were plying and this may be given to the present applicant owner of OD07Y-8191 and OD07Y-9181.

There is one objection filed by Smt. S. Reena Prusty, owner of vehicle No.OR07U-4242 and No.OR07R-8665 represented by Advocate Shri H.P. Mohanty who stated that one bus is plying between Berhampur to Raipur with Berhampur departure time at 13.30. Another bus is departing Berhampur at 15.45. Applicant may be given permit after his service. This may be examined while allotting timing.

After deliberations, it was decided to grant permanent stage carriage permit in favour of Shri Subash Chandra Pattnaik in respect of vehicle No.OD07Y-8191 and OD07Y-9181 in the route Berhampur to Raipur for a period of five years as Express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Chhatisgarh within three months. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.
ITEM NO – 4.7: JHARSUGUDA TO CHIRIMIRI


Accordingly, DTM, OSRTC, Sundargarh has applied on dated 09.01.2019 for grant of PP in the aforesaid route to operate their vehicle No. OD16B-5574 and OD16B-5578.

Shri S.N. Pradha, DTM, OSRTC, Sundargarh is present. There is no objection.

After deliberations, it was decided to grant permanent stage carriage permit in favour of OSRTC in respect of vehicle No. OD16B-5574 and OD16B-5578 in the route Sundargarh to Chirimiri for a period of five years as express service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Chhatisgarh. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

ITEM NO – 4.8: PARADEEP TO TATA

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide SI No.3 & 4 of notification.
Two applications have been received.

1. Shri Murari Prasad Behera, owner of vehicle No.OD11Q-3208 has applied on dated 29.12.2018 for grant of P.P. in the aforesaid route.

2. Shri Samir Kumar Mohapatra, owner of vehicle No.OR11L-1361 for grant of PP on the above vacancy.

Shri Murari Prasad Behera, owner of vehicle No.OD11Q-3208 is represented by Advocate Shri H.P. Mohanty.

Shri Samir Kumar Mohapatra, owner of vehicle No.OR11L-1361 is present. There is no objection. The applicants have not submitted solvency certificate. They shall submit the same within seven days.

After deliberations, it was decided to grant permanent stage carriage permit in favour of Shri Murari Prasad Behera, owner of vehicle No.OD11Q-3208 & Shri Samir Kumar Mohapatra, owner of vehicle No.OR11L-1361 in the route Paradeep to Tata for a period of five years as express service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Jharkhand within three months. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.
ITEM NO –4.9:- PURI TO HALADIA

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide Sl.No.1 of notification. The vacancy arose due to surrender of PP No.67-G-2016 issued to the vehicle No.OD05S-3199. As per the agreement STA, Odessa is to grant 04 permits with 04 trips.

Two applicants have applied for grant of P.P. on the above vacancy which is given below:

1. Mrs. Sunandita Sarangi, owner of vehicle No.OD05AD0029 is represented by Advocate Shri H.P. Mohanty,
2. Smt. Puspanjali Gaana, owner of vehicle No.OD01Y1155 has applied and is represented by Advocates Shri K.C. Das and Shri J.N. Mohanty.

Shri H.P. Mohanty, Advocate appeared on behalf of the applicant Mrs. Sunandita Sarangi stated that the conduct of the owner of vehicle No.OD01Y-1155 Smt. Puspanjali Gaana as a stage carriage operator is not at all satisfactory as she is in the habit of changing routes by surrendering the permits which is against public interest. She lifted the P.P. on the route Bhubaneswar to Ghatal in respect of her vehicle No.OD05Z-1551 but after some days only, she has surrendered the permit causing inconvenient to the travelling public.

From the statement, it is seen that the applicants obtained following marks.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the applicant and vehicle No.</th>
<th>Marks obtained.</th>
<th>Remarks</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Mrs. Sunandita Sarangi, owner of vehicle No.OD05AD0029</td>
<td>65</td>
<td>Rank - 1</td>
</tr>
<tr>
<td>2.</td>
<td>Smt. Puspanjali Gaana, owner of vehicle No.OD01Y1155</td>
<td>65</td>
<td>Rank - 1</td>
</tr>
</tbody>
</table>

Surrender of permit is under the provision of Act, hence objection is not considered. The seating capacity of both the vehicles are 40. Both are Deluxe AC stage carriage. Under such circumstances the latest model of the vehicle and year of manufacture is taken into consideration to decide its merit. Accordingly the vehicle of
Puspanjali Gaana, owner of vehicle No.OD01Y-1155 is higher in terms of make and year of registration. Both the applicant have submitted solvency certificate as required.

After deliberations, it was decided to grant permanent stage carriage permit in favour of Puspanjali Gaana, owner of vehicle No.OD01Y-1155 in the route Puri to Haladia for a period of five years as Express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, West Bengal. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

**ITEM NO –4.10:-PURI TO DURGAPUR EXTENDED UPTO ASANSOL**

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide SINo.16 of notification. The vacancy arose due to non-renewal of P.P. No.14-G-2013 issued to vehicle No.OD05B-7767.

In response to the advertisement, the following applicants have applied for P.P.

1. Sri Ameet Sahoo, owner of vehicle No.OR05AS-7165 is model of ASH/06/2011 having SC-52 in all as deluxe service.
2. Sri Sumeet Sahoo, owner of vehicle No.OD05AF-7165 is model of VOLVO/01/2018 having SC-49 in all as AC Deluxe bus.
3. Sri Sarat Chandra Pradhan, owner of vehicle No.OD05AH-0015 is model of VOLVO/01/2018 having SC-49 in all as AC Deluxe bus.
4. Sri Sourabh Ranjan Pradhan, owner of vehicle OD05AE-0015 is model of VOLVO/09/2017 having SC-49 in all as AC Deluxe bus.
5. Smt. Pratiksha Nayak, owner of vehicle No.OD05AP-0045 is model of ASH/06/2018 having SC-42 in all as AC Deluxe Sleeper bus.

Heard.

1. Sri Ameet Sahoo, owner of vehicle No.OR05AS-7165 is absent.
2. Sri Sumit Sahoo, owner of vehicle No.OD05AF-7165 is represent by Advocate Shri P. Behera. He stated that, as regards the demerits of another applicant Pratikhya Nayak, owner of vehicle No.OD05AP-0045 is concerned, she has offered her above vehicle for this route. The vehicle is 2018 model and registered on 8.1.19 as a AC Deluxe Sleeper vehicle. She has submitted self-declaration by stating that no VCR is pending against any of her vehicle. The same is false and untrue. VCR No.M-102099 dated 22.8.17 drawn up by RTO, Bhadrak under sec.117/196/192-A/192/190 (2) of MV Act is pending against her vehicle OD02F-0045 and same is pending before RTO, Bhadrak. She has suppressed the said fact before this authority in the self-declaration.

He further stated that two more VCRs have been drawn against her another vehicle OD04N-0045 which has been closed. Another VCR has been drawn against her vehicle No.OR04L-0045 which has been closed.

Shri Pravakar Behera, Advocate appeared on behalf of owner of vehicle No.OD05AF-7165 and stated that applicant Sri Sarat Chandra Pradhan, owner of vehicle No.OD05AH-0015 is concerned, he has also suppressed the fact that VCR No.OR1818181100004329 dt.6.11.18 which has been drawn up by the RTO, Bhubaneswar-II in respect of his another vehicle No.OD05Y-0015 which is still pending at the time of application. In view of decision of earlier meeting of STA, Odisha, in case the VCRs have been drawn up against a vehicle of an operator and compounded within one year from the date of consideration, five marks each will be deducted from the total marks awarded in his favour. In view of the aforesaid decision since VCRs are pending
against the applicant Shri Sarat Chandra Pradhan in respect of his vehicle OD05Y-0015 and two VCRs had been closed in respect of his vehicle OD05-0015 within one year, the same be taken into consideration while evaluating the marks on merit. He further stated that there is outstanding of MV Tax against his another vehicle OR-19A-2822 for the period from 1.4.18 to January, 2019.

3. Shri Sarat Chandra Pradhan, owner of vehicle No.OD05AH-0015 is represented by Advocate Shri K.C. Das stated that he has got a spare vehicle No.OR05-3515 in good condition which is stand by vehicle to carry the passengers in case of breakdown service.

   From records it is found that there is outstanding M.V. Tax against vehicle OR-19A-2822 and he has suppressed such fact in self-declaration submitted by him. For such lapses his conduct as stage carriage operator is not satisfactory including payment of tax. His application is therefore rejected.

4. Shri Sourab Ranjan Pradhan, owner of vehicle No.OD05AE-0015 is represented by Advocate Shri K.C. Das stated that he can use the spare vehicle No.OR05-3515 of Pradhan Transport Service as and when required to carry passengers in the event of breakdown of permitted vehicle. Besides, the applicant has long experience in operating interstate stage carriage being the manager of Pradhan Bus Services of his father. As far as experience is concerned, the applicant has one interstate route permit from Bhubaneswar to Kolkata in respect of his vehicle No.OD05G-0015.

5. Smt. Pratikshya Nayak, owner of vehicle No.OD05AP-0045 is represented by Advocate Mr. K. Mohammed stated that being a lady operator, she may be given preference.

   From records it is found that one VCR is pending against Smt. Pratikshya Nayak and she has filed declaration stating that no VCR is pending by suppression of fact. In such view of the matter, performance of Smt. Pratikshya Nayak as stage carriage operator is not satisfactory and accordingly her application is rejected.

From the statement, it is seen that the applicants obtained following marks.
<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the applicant and vehicle No.</th>
<th>Marks obtained.</th>
<th>Remarks.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Sri Ameet Sahoo, owner of vehicle No.OR05AS-7165</td>
<td>30</td>
<td>Rank - 3</td>
</tr>
<tr>
<td>2.</td>
<td>Sri Sumeet Sahoo, owner of vehicle No.OD05AF-7165</td>
<td>80</td>
<td>Rank - 1</td>
</tr>
<tr>
<td>3.</td>
<td>Sri Sourabh Ranjan Pradhan, vehicle No.OD50AE-0015</td>
<td>60</td>
<td>Rank - 2</td>
</tr>
</tbody>
</table>

After deliberations, it was decided to grant permanent stage carriage permit in favour of Sri Sumeet Sahoo, owner of vehicle No.OD05AF-7165 (model VOLVO/01/2018 AC Deluxe) in the route Puri to Durgapur extended upto Asansol for a period of five years as A.C. Deluxe Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, West Bengal within three months. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.
ITEM NO.4.11:- ROUKELA TO RANCHI

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide SI No.7 of notification. The vacancy arose due to surrender of PP No.18-G-2014 issued to the vehicle No.OR14U-1792.

The following applicants have applied for grant of P.P. on the above route.

1. M/s. Arnav Travels, owner of vehicle No.OD11Q-8191 is represented by Advocate Shri H.P. Mohanty, Make/Model-TML/03/2018, SC-51.

2. Mr. Jawed Hussain, owner of vehicle No.OD16-0877 is represented by Advocate Shri B.N. Prasad stated that there are two vacancies Make/Model-TML/08/2012, SC-36+8 in all.

Shri H.P. Mohanty, Advocate on behalf of applicant M/s. Arnav Travels will submit solvency and Bank Guarantee within seven days.

There is no objection.

From the statement, it is seen that the applicants obtained following marks.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the applicant and vehicle No.</th>
<th>Marks obtained.</th>
<th>Remarks.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Arnav Travels, owner of vehicle No.OD11Q-8191</td>
<td>65</td>
<td>Rank -1</td>
</tr>
<tr>
<td>2.</td>
<td>Jawed Hussain, owner of vehicle No.OD16-0877</td>
<td>10</td>
<td>Rank -2</td>
</tr>
</tbody>
</table>

After deliberations, it was decided to grant permanent stage carriage permit in favour of Arnav Travels in respect of vehicle No.OD11Q-8191 in the route Rourkela to Ranchi for a period of five years as Ordinary Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, Jharkhand. The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is
liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any
other vehicle till the validity of the permanent permit on this given route. The grantee
can however replace the present vehicle by another vehicle which is either equal to or
higher in terms of model and facilities provided in the present vehicle. Such replacement
shall not be done before completing one year of service except in case of accident or
any exigency with the prior concurrence of competent authority. These conditions shall
form a part of the Permit conditions. Before issue of permit Tax payment position, Audit
and VCR clearance should be obtained and it should be ensured that the vehicle was
not off road on the date of application and on the date of consideration.

ITEM NO.4.12: BHUBANESWAR TO GHATAL

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”,
“Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route
has been notified vide SI.No.2 of notification. The vacancy arose due to surrender of
P.P. No.18-G-2017 issued to the vehicle No.OD05Z-1551.

Following applicants have applied for grant of P.P. on the above vacancy route.

1. Smt. Puspanjali Gaana, owner of vehicle No.OD01Y-1155 is represented by
Advocate Shri J.N. Mohanty stated that he wants to withdraw this application as he has
applied another route vide Item No.9 i.e. Puri to Haladia route Make/Model-
TML/06/2017, SC-57 in all, AC Deluxe Sleeper.

2. Shri Satya Narayan Das, owner of vehicle No.OD11F-0339 who had applied PP
in this route is absent. Make/Model - ASH/07/2014, SC-56 in all, AC Deluxe Sleeper.

3. Smt. Sandyarani Choudhury, owner of vehicle No.OD04G-1125 who had applied
PP in this route is absent. Make/Model-ASH01/2015, SC-52 in all, AC Deluxe Sleeper.

4. ShriAmitav Das, owner of vehicle No.OD11P-1114 is represented by Advocate
Shri H.P. Mohanty Make/Model-ASH/12/2016, SC-51 in all, AC Deluxe.

5. Shri Maheswar Mishra, owner of vehicle No.OR05AT-4661 is present. He
submitted that he will produce the Bank Guarantee. Make/Model-ASH/12/2009, SC-55
in all, AC Deluxe Sleeper.
6. Shri A.N. Mohanty, Statistical Assistant, OSRTC, Bhubaneswar stated that OSRTC, Bhubaneswar have already applied in this route in respect of their vehicle No.OD07D-0765 and OD02F-3013.

On verification of MIS portal, it is found that, the applicant Sri A.N. Mohanty, SA, OSRTC, Bhubaneswar has applied for grant of P.P on dated 19.01.2019 i.e. after cutoff date. The cutoff date for filing of application in response to the advertisement was fixed till 10.01.2019. Hence the applications for OSRTC are rejected.

From the statement, it is seen that the applicants have obtained following marks.

<table>
<thead>
<tr>
<th>Sl. No.</th>
<th>Name of the applicant and vehicle No.</th>
<th>Marks obtained.</th>
<th>Remarks.</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Shri Satya Narayan Das, owner of vehicle No.OD11F-0339.</td>
<td>35</td>
<td>Rank - 3</td>
</tr>
<tr>
<td>2.</td>
<td>Smt. Sandyarani Choudhury, owner of vehicle No.OD04G-1125</td>
<td>45</td>
<td>Rank - 2</td>
</tr>
<tr>
<td>3.</td>
<td>Shri Amitav Das, owner of vehicle No.OD11P-1114.</td>
<td>65</td>
<td>Rank - 1</td>
</tr>
<tr>
<td>4.</td>
<td>Shri Maheswar Mishra, owner of vehicle No.OR05AT-4661.</td>
<td>25</td>
<td>Rank - 3</td>
</tr>
</tbody>
</table>

After deliberations, it is decided to grant permanent stage carriage permit in favour of Shri Amitav Das, owner of vehicle No.OD11P-1114 in the route Bhubaneswar to Ghatal for a period of five years as Express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, West Bengal within three months. The grantees shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantees shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantees shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantees can however replace the present vehicle by another vehicle which is
either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

Objection:

Shri Subrat Shee, owner of vehicle No.WB31-6389 represented by Advocate Shri S.S. Mishra stated that his service is plying on the strength of P.P. as Express Service in the Inter-State route Haladia to Bhubaneswar via Cuttack, Bhadrak, Balasore, Jaleswar, Solepetta, Egra, Contei, Bajkul, Nandakumar and back. In the down trip, the exact dep. Time from Bhubaneswar is exact departure timing at 18.50 hrs which is clashing with his vehicles. He submitted that the route alignment is not scientific as the distance from Chinsurah to Ghatal is138kms. Whereas time has been allotted fifteen minutes which is not at all possible for a vehicle to cover that distance. Alignment may be verified and timing be made clash free.

ITEM NO.4.13:-BARGARH TO KOLKATA

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide SI.No.9 of notification. The vacancy arose due to surrender of PP No. 33-G-2017 issued to the vehicle No.OD05T-3787.

Two applications have been received from Shri Ratikanta Parida, owner of both the vehicles No.OD22B-7727 and OD22K-7727. The applicant is absent.

After deliberations, it was decided to grant permanent stage carriage permit in favour of the applicant in respect of vehicle No.OD22K-7727 in the route Bargarh to Kolkata for a period of five years as express Service, subject to production of original documents submitted by him. No change of vehicle and timing shall be allowed. The permit will be valid subject to countersignature by STA, West Bengal. The
The grantee shall not leave the route and shall not surrender the permanent permit so granted at least within one year. The grantee shall lift the permit within a period of ten days from the date of communication of grant order failing which such grant of permit is liable to be cancelled. The grantee shall not withdraw the vehicle or replace by any other vehicle till the validity of the permanent permit on this given route. The grantee can however replace the present vehicle by another vehicle which is either equal to or higher in terms of model and facilities provided in the present vehicle. Such replacement shall not be done before completing one year of service except in case of accident or any exigency with the prior concurrence of competent authority. These conditions shall form a part of the Permit conditions. Before issue of permit Tax payment position, Audit and VCR clearance should be obtained and it should be ensured that the vehicle was not off road on the date of application and on the date of consideration.

ITEM NO.4.14:- BERHAMPUR TO TATA

Pursuant to the advertisement published in daily Odia Newspaper “The Samaj”, “Sambad” and one English newspaper “Indian Express” on dated 21.12.2018, the route has been notified vide SLNo.8 of notification. The vacancy arose due to surrender of PP No. 12-R-2013 and 13-G-2013 issued to the vehicle No.OR05AC-5655 and OR05F-0579 respectively.

In the meantime the above mentioned notified route has been withdrawn by the STA, Odisha vide this office letter No.617/TC dt.14.01.2019 and published in the newspaper for information of all concerned. Therefore no discussion is required.

INTERSTATE ROUTES (CASE MATTER)

ITEM NO.4.15:- Cancellation of permanent permit in the Interstate route Narasinghampur to Kolkata via Jamsola and back

As per reciprocal transport agreement executed between Odisha and West Bengal, the STA, Odisha issued two permanent permit vide PP No.43-G-2012 and PP No.09-G-2013 in favour of Sri Prakash Ch. Sahoo and Sri Madam Mohan Sahoo to operate their vehicles bearing No.OR05AV-8129 and No.OR05AV-8128 in the interstate route Naresinghpur to Kolkata via Jamsola valid till 02.11.2017 and 23.03.2018.
respectively. Subsequently the PP No.43-G/2012 permit has been transferred in the name of Sidhartha Kumar Sahoo and also replaced by OR05AP-6346 w.e.f. 08.05.2014.

The inspector of Police CID, Crime Branch, Odisha, Cuttack has intimated vide letter No.23101/CID-Inv dated 6.8.15 and No.23389/CID-Inv dated 10.8.15 regarding seizure of vehicle No.OR05AV-8129 and OR05AV-8128, RTO, Cuttack has intimated vide his memo No.4665/RTA dated 24.8.15 and memo No.4660/RTA dated 24.8.2015 that registration certification in respect of two vehicles have been cancelled vide order No.4661/RTA and No.4656/RTA dated 24.8.15 as the vehicles were registered by producing forged and fake documents.

Thereafter the matter was placed in STA meeting in its 280th meeting for hearing. After hearing, it was resolved to cancel the P.P. No.43-G-2012 and PP No.09-G-2013 issued in respect of vehicle No.OR02AP-6346 and OR05AV-8128 in the Interstate route Narasinghpur to Kolkata and to notify the same inviting applications from the intending operators for grant of permanent permit for benefit of the general public.

Thereafter, the advocate for Madam Mohan Sahu and Sidhartha Kumar Sahoo, owner of vehicle No.OR05AV-8128 and OR05AP-6346 has filed petition stating that, they have filed MV appeal No.09 and 10 of 2016 before the STAT challenging the decision of STA cancelling the route Narasinghpur to Kolkata. Further, he has intimated that during pendency of appeal the STA having no jurisdiction to advertise the route in order to grant the said permit to other parties.

Subsequently, the Learned Advocate on behalf of the owner of vehicle No.OR05AV-8128 and OR05AP-8129 has filed memo in enclosing the copy of order No.05 dated 02.04.2016 passed by the Hon'ble STAT. The order passed by the Hon'ble STAT is quoted below.

"Having regard to the submission of the appellants counsel and the consent and agreement of the learned ASC (Tr.), this Tribunal feels just and proper to remit back the matter of cancellation of the permanent permit of the appellant on the interstate route Narasinghpur to Kolkata for re-consideration. Hence, the appeal is disposed of with a
direction to the STA to re-consider the question of cancellation of appellants permanent stage carriage permit on the aforesaid route”.

The Advocate for the permit holder has filed Xerox copy of final report submitted by the Crime Branch.

The RTO, Cuttack has not intimated about restoration of cancellation of registration certificate of vehicle No.OR05AV-8128 and OR05AV-8129. Thereafter the matter was placed in STA in its 281st and 282nd meeting for decision.

After due deliberation, the matter was deferred to next STA meeting for decision. This matter was placed in 283rd STA meeting for decision.

After due deliberation, the matter was deferred to next STA meeting for decision.

Sri D.B. Das, Advocate and Sri R.P. Kar, Advocate appearing for permit holder submitted that, they have filed writ petition before Hon’ble high Court challenging order passed by Hon’ble STAT. They requested to defer the matter. The matter is deferred to next meeting awaiting the order of Hon’ble high Court.

On 01.12.2018 in WP(C) No.13255 of 2017, 13254 of 2017, Hon’ble High Court passed the following order.

“Heard, Mr. R.P. Kar, learned counsel for the petitioner and Mr. B. Sharma, learned Standing Counsel, Transport.

Mr. Kar, learned counsel for the petitioner submits that by filing MV appeal No.102016, the petitioner had challenged the order under Annexure-3. During course of hearing of the aforesaid appeal, a submission was made on behalf of petitioner to remit the matter back to the State Transport Authority for reconsideration of the matter for reasons indicated in Annexure-4. The learned Additional Standing Counsel, Transport appearing before the State Transport Appellate Tribunal, Orissa also consented for such remitting back. However, while passing the impugned order under Annexure-4 remitting the matter back to the State Transport Authority, the learned Tribunal forgot to set aside the order under Annexure-3, which was impugned therein. Lest such a thing would create any confusion in the mind of State Transport Authority, Mr. Kar relying on a
decision of this Court reported in 78 (1994) C.L.T. 696 (Udayanath Pani v. State Transport Authority, Orissa and others) wants modification/clarification of the order under Annexure-4. Mr. Sharma, learned Standing Counsel does not have any objection to such submission of Mr. Kar.

Considering the submissions made, it is made clear that, as remand implies setting aside the order impugned, the State Transport Authority while reconsidering the present matter, should treat the cancellation order under Annexure-3 as non-est in the eyes of law and would take a decision in the matter afresh as directed by the learned Tribunal within a period of four weeks from the date of receipt of certified copy.

The matter is placed in the 287th meeting of STA for consideration.

Heard Shri D.B.Das, Learned Advocate for Madan Mohan Sahoo, owner of vehicle No. OR05AV-8128. It is submitted that as per the orders of Hon'ble High Court in W.P.(C) No.13255 of 2017 dated 01.12.2018 case may be decided afresh. It is further submitted that the applicant Madan Mohan Sahoo is willing to offer a new vehicle in place of OR05AV-8128. The permit granted to OR05AV-8128 was valid till 23.03.2018 on the interstate route Narasinghpur to Kolkata, via-Jamsola and back. Hence, P.P. may be renewed in favour of the applicant in respect of a new vehicle.

Mr. R.P. Kar, learned advocate appearing for Siddhartha Kumar Sahoo stated that vehicle No. OR05AP-6346 has permit valid till 02.11.2022. No action is necessary.

After deliberation it is decided that Sri Madan Mohan Sahoo shall produce a new vehicle in place of OR05AV-8128 within six months and on production of new vehicle fresh permit would be considered on the inter-state route Narasinghpur to Kolkata, via-Jamsola and back as per the same timing. In case of failure to produce a new vehicle within six months from the date of communication of office order claim for renewal / issue of fresh permit shall not be considered. Accordingly, the case is disposed of.
INTER-REGION PERMIT

ITEM NO-4.16:- Vehicle No.OD05G-3797 (Additional Two Round Trip Cuttack to Bhubaneswar)

The existing PP holder Sri Pradip Kumar Swain, owner of vehicle No.OD05G-3797 was operating on the route Beruda to Cuttack and Cuttack to Bhuban and back issued by this authority vide Permit No.PP99/170968/G(P.St.P.No.843-G-2017) valid till 10.11.2022 as an ordinary service.

Then he applied for curtailment of route portion from Cuttack to Bhuban and back (164 kms) and it has already been allowed by this authority on 17.05.2018.

After curtailment the vehicle is plying on the route Beruda to Cuttack and back with a distance of 148 km covered in a day. The operator stated that being a short route it is generating no income to maintain day to day expenses of staff as well as maintenance of vehicle. Further, it is stated that after curtailment the vehicle is halting near about 9.00 hours at Cuttack.

In view of above circumstances now the operator has applied through PIMS for additional two round trips Cuttack to Bhubaneswar and back to maintain the gap of halting time as well as to provide better convenient to the commuters.

Shri Pradip Kumar Swain, owner of vehicle No.OD05G-3797 is represented by Advocate Shri H.P. Mohanty and requested for additional route from Cuttack to Bhubaneswar.

Heard, the learned advocate and discussed the matter in threadbare. Admittedly, the vehicle of the applicant was granted permit to operate from Beruda to Cuttack and Cuttack to Bhuban and back vide P.P. No.PP99/170968/G valid till 10.11.2022. Whereas the applicant opted for curtailment of route from Cuttack to Bhuban for a distance of 164 km which has been allowed on application.
It is laid down under Section 80(3) of MV Act, 1988 that "an application to vary the conditions of any permit, other than temporary permit, by the inclusion of a new route or routes or a new area or by altering the route or routes or area covered by it, or in the case of a stage carriage permit by increasing the number of trips above the specified maximum or by the variation, extension or curtailment of the route or routes or the area specified in the permit shall be treated as an application for the grant of a new permit:"

Provided that it shall not be necessary so to treat an application made by the holder of stage carriage permit who provided the only service on any route to increase the frequency of the service so provided without any increase in the number of vehicles.

The provision of extension of route has been laid down under Sec 80 (3) (ii), that "in the case of extension, the distance covered by extension shall not exceed twenty-four kilometers from the termini."

In the instant case the applicant wants to operate from Cuttack to Bhubaneswar 2 R.T. in addition to the normal route Beruda to Cuttack. Here Cuttack is the termini. This proposal cannot be treated as increase frequency of the services but it is a proposal for extension beyond 24 kms. Hence, the application of Sri Pradeep Kumar Swain, owner of vehicle No. OD05G-3797 is not considered.

The meeting ended with vote of thanks to the Chair.

Chairman
STA, Odisha, Cuttack.

Memo No. 2139 /TC
Copy forwarded to all members of STA for information.

Chairman
STA, Odisha, Cuttack

Dated: 13-02-2019