

**PROCEEDINGS OF THE 295th VIRTUAL MEETING OF STA, ODISHA
HELD ON 10.01.2022 THROUGH VIDEO CONFERENCING.**

MEMBERS PRESENT:

- | | | |
|----|--|----------|
| 1. | Shri Arun Bothra, I.P.S.
Transport Commissioner-Cum-Chairman,
STA, Odisha, Cuttack. | Chairman |
| 2. | Shri Somit Mitra. | Member |
| 3. | Shri Brajabandhu Bhol, OAS (SAG)
Secretary, STA, Odisha, Cuttack. | Member |
| 4. | Shri Kishore Chandra Das, OAS (SAG),
Joint Secretary to Govt.,
C & T (Tr.) Dept., Odisha, Bhubaneswar. | Member |

At the outset the Chairman, STA welcomed all the members of the STA to the 295th virtual meeting of STA.

The proceeding of the 294th virtual meeting of State Transport Authority held on 17.08.2021 circulated among all the members vide this office letter No.11184/TC, dated 21.10.2021 is confirmed.

Action taken by the Chairman, STA, Secretary, STA and Deputy Secretary, STA for the period from 17.08.2021 to 09.01.2022 are approved.

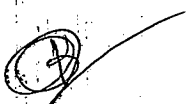
2. INTER-STATE ROUTES (SINGLE APPLICATIONS)

ITEM NO.2.1:- DHAMARA TO CONTAI, VIA-BASUDEVPUR, ANANTAPUR, GOPALPUR, BALASORE, JALESWAR, SOLEPETA, EGRA AND BACK.

Applicant **Sri Subasish Dwibedy**, owner of vehicle **OR22E-5454** is represented by Advocate, **Shri Sabyasachi Mishra**. This is single application. He has submitted the Solvency Certificate and self-declaration in Annexure-A and B.

As per Vahan data no VCR/e-challan drawn under section 192-A of M.V.Act,1988 against above stage carriage owned by the applicant within one year prior to date of consideration of present application.

There is no objection. It was decided to grant permanent stage carriage permit to **Sri Subasish Dwibedy**, owner of vehicle **OR22E-5454** in the interstate route **DHAMARA TO CONTAI, VIA-BASUDEVPUR, ANANTAPUR, GOPALPUR, BALASORE, JALESWAR, SOLEPETA, EGRA AND BACK** to perform two single



trips daily for a period of five years, as **A.C Deluxe** service subject to verification of original documents submitted by him. The permit is valid subject to grant of countersignature by **STA, West Bengal**. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permit within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.2.2:- BARIPADA TO MEDINAPUR AND BACK

Applicant **Sri Jaykrushna Mohapatra**, owner of vehicle **OD11Y-1727** is represented by Advocate, **Shri H.P. Mohanty**. This is single application. He has submitted the Bank Guarantee and self-declaration in Annexure-A and B.

The vacancy arose due to non renewal of permanent permit no.65-R/2016 issued to vehicle **OR11F-5961**. The route is lying vacant.

As per Vahan data no VCR/e-challan drawn under section 192-A of M.V.Act,1988 against above stage carriage owned by the applicant within one year prior to date of consideration of present application.

There is no objection. It is decided to grant permanent stage carriage permit to **Sri Jaykrushna Mohapatra**, owner of vehicle **OD11Y-1727** in the interstate route **BARIPADA TO MEDINAPUR AND BACK** to perform **two single trips** daily for a period of five years, as **A.C Deluxe** service subject to verification of original documents submitted by him. The permit is valid subject to grant of countersignature by **STA, West Bengal**. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permit within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.2.3:- PATNAGARH TO RAIPUR, VIA.PADMAPUR, KHARIAR

Applicant **Sri Samarendra Kumar Panda**, owner of vehicle **OD17Q-5568** is represented by Advocate, **Shri Sabyasachi Mishra**. This is a single application. The




applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted Bank Guarantee/Solvency Certificate.

Financial stability of applicant cannot be adjudged in absence of Solvency certificate / Bank Guarantee as required under Section 71 (3) (d) (i) of M.V Act, 1988.

The STA after due deliberation it is decided to reject the application filed by **Sri Samarendra Kumar Panda**, owner of vehicle **OD17Q-5568** for non-submission of Solvency Certificate / Bank Guarantee and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

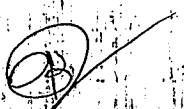
ITEM NO.2.4:-RAIPUR TO RAJKHARIAR AND BACK

Pursuant to the advertisement published in website on **29.12.2021** and daily news paper "The Samaj" and English Newspaper "The Times of India" on 29.12.2021 inviting applications for grant of permanent stage carriage permit in the interstate route **Raipur to Rajkhariar and back**. The route found place at Sl. No.86 of reciprocal transport agreement executed between Odisha and Chhatisgarh wherein the STA, Odisha has to grant 02 permits with 04 trips daily covering a distance of 100 Kms in Odisha portion and 160 Kms in Chhatisgarh portion as express service. The routes are lying vacant.

Sri Rabindra Singh Khanduja owner of vehicle No. **OD26A-7300** and **OD26E-9737** has filed an application for two vacancies. The applicant has submitted the self-declaration in Annexure-A and B. However he has submitted Solvency Certificate on 04.01.2022 before date of hearing i.e. on 10.01.2022.

As per Vahan data no VCR/e-challan drawn under section 192-A of M.V.Act,1988 against above stage carriage owned by the applicant within one year prior to date of consideration of present applications.

There is no objection. It is decided to grant two permanent stage carriage permits to **Sri Rabindra Singh Khanduja**, owner of vehicle **OD26A-7300** and **OD26E-9737** in the interstate route **RAIPUR TO RAJKHARIAR AND BACK** to perform two single trips daily by each vehicle for a period of five years, as **Express** service subject to verification of original documents submitted by him. The permit is valid subject to grant of countersignature by STA, Chhatisgarh. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be




cancelled. The grantee shall lift the permit within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.2.5:- AMBIKAPUR TO PURI VIA.JHARSUGUDA

Pursuant to the advertisement published in website on **29.12.2021** and daily news paper "The Samaj" and English Newspaper "The Times of India" on 29.12.2021 inviting applications for grant of permanent stage carriage permit in the interstate route **Ambikapur to Puri via- Jharsuguda**. The route found place at Sl. No.89 of reciprocal transport agreement executed between Odisha and Chhatisgarh wherein the STA, Odisha has to grant 02 permits with 02 trips daily covering a distance of 404 Kms in Odisha portion and 250 Kms in Chhatisgarh portion as express service. The routes are lying vacant.

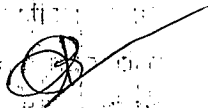
The following applications have applied for grant of permanent permit on the above vacancy as detailed below.

1. Smt. Shantilata Choudhury, owner of vehicle.OD04S-1125
2. Smt. Sandhyarani Choudhury, owner of vehicle OD04L-1125

The applicants have submitted the self-declaration in Annexure-A and B. Besides they have submitted Bank Guarantees.

As per Vahan data no VCR/e-challan drawn under section 192-A of M.V.Act,1988 against above stage carriage owned by the applicants within one year prior to date of consideration of present applications.

There is no objection. It is decided to grant permanent stage carriage permits to Smt. Shantilata Choudhury owner of vehicle.OD04S-1125 and Smt. Sandhyarani Choudhury owner of vehicle OD04L-1125 in the interstate route **AMBIKAPUR TO PURI VIA.JHARSUGUDA** to perform one single trip daily for a period of five years, as **A.C Deluxe Sleeper** service subject to verification of original documents submitted by them. The permit is valid subject to grant of countersignature by STA, Chhatisgarh. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permits within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit




and e-Challan 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.2.6:-MUKHIGUDA TO RAIPUR VIA.BHAWANIPATNA, KHARIAR

Pursuant to the advertisement published in website on **29.12.2021** and daily news paper "The Samaj" and English Newspaper "The Times of India" on 29.12.2021 inviting applications for grant of permanent stage carriage permit in the interstate route **Mukhiguda to Raipur, Via- Bhawanipatna, Khariar**. The route found place at Sl. No.33 of reciprocal transport agreement executed between Odisha and Chhatisgarh wherein the STA, Odisha has to grant 02 permits with 02 trips daily covering a distance of 263 Kms in Odisha portion and 250 Kms in Chhatisgarh portion as express service. The routes are lying vacant.

The following applications have applied for grant of permanent permit on the above vacancy as detailed below.

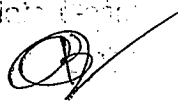
1. Sri Janaradan Panda owner of vehicle OD08G-8155
2. Sri Janaradan Panda owner of vehicle OD08G-8655

The applicant has submitted the self-declaration in Annexure-A and B. Besides the applicant has submitted Solvency certificate which was issued on 30.12.2020 validity of which lapsed on 29.12.2021.

Financial stability of applicant cannot be adjudged in absence of Solvency certificate / Bank Guarantee as required under Section 71 (3) (d) (i) of M.V Act, 1988.

As per VAHAN date e-challan No.OR10987210302212650 dated 02.03.2021 was drawn against vehicle OD08M-0475 of applicant Sri Janaradan Panda under Section 192-A of M.V. Act, 1988 for plying without permit / violating permit condition which was closed on payment of fine.

The STA after due deliberation decided to reject the applications filed by Sri Janaradan Panda owner of vehicle OD08G-8155 and OD08G-8655 for reason mentioned above and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.




**ITEM NO.2.7:- BHUBANESWAR TO NANDAKUMAR, VIA- BAJKUL,
BHAGABANPUR, EGRA, BELDA, LAXMANNATH.**

Pursuant to the advertisement published in website on **29.12.2021** and daily news paper "The Samaj" and English Newspaper "The Times of India" on 29.12.2021 inviting applications for grant of permanent stage carriage permit in the interstate route **Bhubaneswar to Nandakumar, Via- Bajkul, Bhagabanpur, Egra, Belda, Laxmannath**. The route found place at Sl. No.37 of reciprocal transport agreement executed between Odisha and West Bengal wherein the STA, Odisha has to grant 02 permits with 02 trips daily covering a distance of 266 Kms in Odisha portion and 250 Kms in West Bengal portion as express service. The routes are lying vacant.

The following applications have applied for grant of permanent permit on the above vacancy as detailed below.

1. **Sri GANGADHAR SUNDARAY** owner of vehicle **OD02BG-4199**
2. **ANJUM ARA BANO** owner of vehicle **OD22-5637**

The applicants have submitted the self-declaration in Annexure-A and B. Besides they have submitted Bank Guarantees.

As per Vahan data no VCR/e-challan drawn under section 192-A of M.V.Act,1988 against above stage carriage owned by the applicants within one year prior to date of consideration of present applications.

There is no objection. It was decided to grant permanent stage carriage permits to **Sri GANGADHAR SUNDARAY** owner of vehicle **OD02BG-4199** and **ANJUM ARA BANO** owner of vehicle **OD22-5637** in the interstate route **BHUBANESWAR TO NANDAKUMAR, VIA- BAJKUL, BHAGABANPUR, EGRA, BELDA, LAXMANNATH** to perform one single trip daily for a period of five years, as **A.C Deluxe** service subject to verification of original documents submitted by them. The permit is valid subject to grant of countersignature by STA, West Bengal. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permits within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.

STATE OF ODISHA

TRANSPORT DEPARTMENT

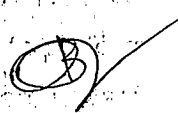
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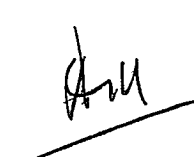
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3. INTERSTATE ROUTE (MULTIPLE APPLICATIONS)

ITEM NO.3.1:- PHULBANI TO TATA VIA.BHUBANESWAR, BARIPADA & BACK

Pursuant to the advertisement published in website on **01.01.2022** and daily news paper "The Samaj" and English Newspaper "The Times of India" on 01.01.2022 inviting applications for grant of permanent stage carriage permit in the interstate route **Phulbani to Tata and back**. The vacancy arose due to non renewal of permanent permit no.15-G/2015 issued to vehicle **OD11G-1985**. The route is lying vacant.

The following applications have applied for grant of permanent permit on the above vacancy as detailed below.

1. **Mrs. Tulasi Mallick**, owner of vehicle **OD05N-1941**.

2. **Sri Digambar Panda**, owner of vehicle **OD33AB-4544**

Applicant **Mrs. Tulasi Mallick**, owner of vehicle **OD05N-1941** is represented by Advocate, Shri **Sabyasachi Mishra**. He stated that the applicant has given Bank Guarantee and self-declaration in Annexure-A and B.

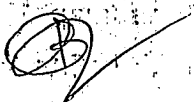
On verification from records it is ascertained that the applicant has submitted Bank Guarantee of Rs.99,000/- which is issued on 05.01.2022 i.e. after filling of application.

The applicant has suppressed information in Annexure-A & B by not mentioning one vehicle number i.e. OR11-6641 owned by her.

The STA after due deliberation decided to reject the application filed by **Mrs. Tulasi Mallick**, owner of vehicle **OD05N-1941** for suppression of required information as mentioned above stipulated in the advertisement.

Applicant **Sri Digambar Panda**, owner of vehicle **OD33AB-4544** is represented by Advocate, Shri **H.P.Mohanty**. He stated that the applicant has given Bank Guarantee and self-declaration in Annexure-A and B.

In that said meeting, the learned Advocate has filed petition on 10.01.2022 stating that one e-challan dtd 29.10.2021 issued by RTO, Puri U/s 177 and 192-A which is pending. The vehicle had valid special permit from 16.10.2021 to 31.10.2021 and though on 28.10.2021 and 29.10.2021 there was halting at Gaya and Tata, due to parking and night-halting problems of the passengers, the vehicle was forced to proceed to Puri from Tata on 28.10.2021 in the mid-night and reached Puri in the afternoon of 29.10.2021.




In this regard, the learned Advocate has requested to this authority for grant of permanent permit since there was a valid permit from 16.10.2021 to 31.10.2021. The said VCR may not be taken into account as Section 192 A is not attracted.

On verification from Vahan application, it is ascertained that no VCR record is found in respect of applied vehicle OD33AB-4544.

After due deliberation, It was decided to grant permanent stage carriage permit to **Sri Digambar Panda**, owner of vehicle **OD33AB-4544** in the interstate route **PHULBANI TO TATA VIA. BHUBANESWAR, BARIPADA & BACK** to perform **one single trip** daily for a period of five years, as **A.C Deluxe Sleeper** service subject to verification of original documents submitted by him. The permit is valid subject to grant of countersignature by **STA, Jharkhand**. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permit within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.

4 CONSIDERATION OF PERMANENT PERMITS

ITEM NO.4.1:-BATAGAON TO KOLKATA

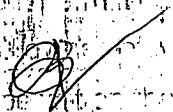
The vacant route Batagaon to Kolkata was notified in website after publication of 294th STA proceeding for inviting applications for grant of permanent stage carriage permit in the interstate route. The vacancy arose due to non receipt of application for permanent permit in the aforesaid route.

Smt. Priya Das, owner of vehicle No.**OD11N-8019** has applied 09.11.2021 for grant of permanent permit on the aforesaid route.

Applicant, **Smt. Priya Das**, owner of vehicle No.**OD11N-8019** is absent. She has submitted Annexure- A and B.

The applicant has suppressed information in Annexure-A & B by not mentioning five No's of vehicles i.e.OD11E-4033, OR11C-5171, OD11J-9460, OR11C-0661, OD11A-3492 owned by her.

The STA after due deliberation decided to reject the application filed by **Smt. Priya Das**, owner of vehicle No.**OD11N-8019** for suppression of required information as mentioned above stipulated in the advertisement and to notify the route in the




website inviting applications for grant of permanent permit in the interest of commuting public.

ITEM NO.4.2:- CHANDINIPAL TO KHEJURI AND BACK.

The vacant route Chandinipal to Khejuri and back was notified in website after publication of 294th STA proceeding for inviting applications for grant of permanent stage carriage permit in the interstate route. The vacancy arose due to non receipt of application for permanent permit in the aforesaid route.

Saswati Das, owner of vehicle No.**OD02R-7499** has applied on dated 28.10.2021 for grant of permanent permit on the aforesaid route.

Applicant **Saswati Das**, owner of vehicle No.**OD02R-7499** is absent. She has submitted Annexure- A and B. But she has not submitted Solvency certificate / Bank Guarantee.

Financial stability of applicant cannot be adjudged in absence of Solvency certificate / Bank Guarantee as required under Section 71 (3) (d) (i) of M.V Act, 1988.

The STA after due deliberation decided to reject the application filed by **Saswati Das**, owner of vehicle No.**OD02R-7499** for non-submission of Solvency Certificate / Bank Guarantee and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

ITEM NO.4.3:- MADHAKHALI TO BALASORE AND BACK.


The vacant route Madhakhali to Balasore and back was notified in website after publication of 294th STA proceeding for inviting applications for grant of permanent stage carriage permit in the interstate route. The vacancy arose due to non receipt of application for permanent permit in the aforesaid route.

Nasima Bano, owner of vehicle No.**OD01A-3898** has applied on dtd08.10.2021 for grant of permanent permit on the aforesaid route.

Applicant **Nasima Bano**, owner of vehicle No.**OD01A-3898** is absent. She has submitted Annexure- A and B. But she has not submitted Solvency certificate / Bank Guarantee.

Financial stability of applicant cannot be adjudged in absence of Solvency certificate / Bank Guarantee as required under Section 71 (3) (d) (i) of M.V Act, 1988.

The STA after due deliberation decided to reject the application filed by **Nasima Bano**, owner of vehicle No.**OD01A-3898** for non-submission of Solvency

Signature of the Authority

 Date: _____



Certificate / Bank Guarantee and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

ITEM NO.4.4:- BARIPADA TO CHATRA AND BACK.

The vacant route Baripada to Chatra and back was notified in website after publication of 294th STA proceeding for inviting applications for grant of permanent stage carriage permit in the interstate route. The vacancy arose due to non receipt of application for permanent permit in the aforesaid route.

Nisha Patra, owner of vehicle No.**OD11X-7551** has applied on dtd 11.10.2021 for grant of permanent permit on the aforesaid route.

Applicant **Nisha Patra**, owner of vehicle No.**OD11X-7551** is absent. She has submitted Annexure- A and B. But she has not submitted Solvency certificate / Bank Guarantee.

Financial stability of applicant cannot be adjudged in absence of Solvency certificate / Bank Guarantee as required under Section 71 (3) (d) (i) of M.V Act, 1988.

The STA:after due deliberation decided to reject the application filed by **Nisha Patra**, owner of vehicle No.**OD11X-7551** for non-submission of Solvency Certificate / Bank Guarantee and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

ITEM NO.4.5:- BOLANGIR TO RAIPUR AND BACK

The vacant route Bolangir to Raipur and back was notified in website after publication of 294th STA proceeding for inviting applications for grant of permanent stage carriage permit in the interstate route. The vacancy arose due to non receipt of application for permanent permit in the aforesaid route.

Chandramani Tripathy has applied on 30.09.2021 for grant of P.P in the aforesaid route in respect of vehicle No.**OD03H-8224**. He has submitted Annexure-A and B. Whereas he has not submitted Solvency certificate / Bank Guarantee at the time of filling application.

On 10.01.2022 (i.e. Date of meeting), the learned Advocate Sri J.N Mohanty on behalf of Sri Tripathy has submitted Bank Guarantee of Rs.100,000/- which is covered from 10.01.2022 to 10.01.2023.





Another applicant **Sri Jyoti Prakash Kumbhar** owner of vehicle No.OD02V-2199 has applied on dtd03.08.2021 for grant of permanent permit on the aforesaid route. He has submitted Annexure-A and B. Whereas he has not submitted Solvency certificate / Bank Guarantee at the time of filling application or on the date of hearing.

Financial stability of applicant cannot be adjudged in absence of Solvency certificate / Bank Guarantee as required under Section 71 (3) (d) (i) of M.V Act, 1988.

The STA after due deliberation decided to reject the applications filed by **Sri Jyoti Prakash Kumbhar** owner of vehicle No.OD02V-2199 and for non-submission of Solvency Certificate / Bank Guarantee and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

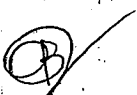
As per Vahan data no VCR/e-challan drawn under section 192-A of M.V. Act, 1988 against above stage carriage owned by the applicants within one year prior to date of consideration of present applications.

There is no objection. It was decided to grant permanent stage carriage permits to **Sri Chandramani Tripathy**, owner of vehicle No. OD03H-8224 in the interstate route **BOLANGIR TO RAIPUR VIA- BARAGARH, SOHELA, SARAPALLI** to perform one single trip daily for a period of five years, as **A.C Deluxe** service subject to verification of original documents submitted by him. The permit is valid subject to grant of countersignature by STA, CHHATISGARH. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permits within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.

5. APPROVAL OF PERMANENT PERMIT

ITEM NO.515-ROURKELA TO JASHPURNAGAR AND BACK

The Vacant route Rourkela to Jashpurnagar and back was notified in website after publication of 294th STA proceeding for inviting applications for grant of permanent stage carriage permit in the interstate route. The vacancy arose due to non receipt of application for permanent permit in the aforesaid route.





Sri Bijay Kumar Gupta, owner of vehicle No. OR14Y-3621 had applied for grant of permanent permit on the aforesaid route which has been granted by Chairman, STA. This is approved.

ITEM NO.5.2:- PURI TO TAMLUK AND BACK

Pursuant to the Advertisement published in website on 19.02.2021, 15.03.2021 & 31.03.2021 and in daily news paper "Samaj", "Sambad" on 16.03.2021, 03.04.2021 and English Newspaper "Times of India" on 17.03.2021 & 04.04.2021 following applications were received for grant of permanent permit in the aforesaid route.

1. Suchismita Sarangi, owner of vehicle OD11K-7383.
2. Mrs. Jayadeb Saha, owner of vehicle ODO2K-8757.

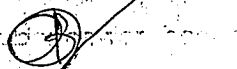

The above applications were placed in 294th STA meeting. After due deliberation, STA has decided vide item no.3.4 to reject the above applications as the applicant Suchismita Sarangi has not produced bank guarantee issued by any bank situated in Odisha and other applicant has not submitted bank guarantee or solvency certificate. Further, STA has ordered to notify the route in the website/newspaper inviting applications for grant of permanent permit in the interest of commuting public.

In the meantime, the learned advocate on behalf of Suchismita Sarangi has filed petition for reconsideration of application for permanent permit which has already been granted by Chairman and permit has been issued. This is approved.

ITEM NO.5.3:- PARADEEP TO DIGHA AND BACK

OSRTC, Bhubaneswar had applied for grant of permanent permit in the aforesaid route which was placed in 294th STA meeting. After due deliberation STA was decided vide item no.2.1 to reject the application filed by OSRTC in respect of vehicle No. OD02AE-3594 as it stands registered in the name of Aviram Khatua and ordered for notification of above mentioned route.

In the meantime, OSRTC, Bhubaneswar has filed petition for reconsideration of application for permanent permit, which has already been granted by Chairman, STA. This is approved.

6. INTER-STATE ROUTES (CASE MATTER)

ITEM No.6.1: RENEWAL OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OR11E-1545 TO OPERATE ON THE INTER-STATE ROUTE PURI TO KOLKATA VIA.LAXMANNATH AND BACK.

Permanent permit No.11-R/2015 has been issued by STA to Prakash Chandra Sahoo in respect of vehicle OR11E-1545 (Model-2005) to operate in the interstate route Puri to Kolkata via-Jamsola which was valid till 16.04.2020. The permit holder has applied for renewal of permanent permit on dt.13.01.2020 which was processed and it was ordered that the owner should place higher model vehicle vide this office letter no.3075/TC, dt.29.02.2020. Further on verification from VAHAN-4 database, it is found that the said vehicle was kept off-road for a period from 01.07.2018 to 31.12.2019 and released from off-road on dated 05.12.2019.

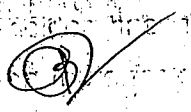
Instead of placing higher model vehicle, Prakash Ch. Sahoo has filed a petition on 16.08.2021 with prayer to renew the permanent permit in respect of vehicle OR11E1545 which is more than 15 years old.

While the matter stood thus, Prakash Ch. Sahoo has filed an application for transfer of said permit to Smt. Susama Sahoo which was adjudicated by Secretary, STA in M.V. Misc. case No.16 of 2020 and it was ordered to consider the same after renewal of P.P. which was lapsed since 16.04.2020.

As per records, vehicle OR11E-1545 was under off road from 01.07.2018 to 31.12.2019 and released from off-road on dt.05.12.2019 i.e. one year and five months causing inconvenience to travelling public due to fault of the permit holder. Besides, the vehicle is not operating in the route Puri to Kolkata from 17.04.2020 till date.

The permit holder has not stated the reason for which his bus was not operated in the given route for one year and five months causing inconvenience to travelling public. The permit holder also did not intimate the STA about non-operation of bus from 01.07.2018 to 04.12.2019 as required under rule 75 (3) of OMV Rules, 1993.

Under the statute, it is the STA to look after the convenience of travelling public commuting from Puri to Kolkata for which permits are granted to number of buses to operate from Puri to Kolkata including the permit granted to petitioner considering volume of traffic in the said route. Non-plying of bus by the petitioner for more than one year and five months is bound to cause inconvenience to travelling





public. The commuting public had suffered a lot due to non-operation of bus by the petitioner from 01.07.2018 to 04.12.2019. For such deficiency in providing serviced to public by the petitioner, his conduct as stage carriage operator found to be not satisfactory.

The S.T.A. to the 264th S.T.A. meeting held on 30.01.2012 resolved the following.

ITEM NO - 3 POLICY DECISIONS:

a) xxxx

b) It is noticed that after obtaining permanent / temporary permit, holder of permits declaring the vehicles off road for months together, not operating in the given route which frustrates very purpose of grant of permit and thereby causing inconvenience to the traveling public. Keeping in view the interest of commuting public, after due deliberation it was resolved that, if a vehicle is continuously declared off-road for more than six months, it will be presumed that either the vehicle is so badly damaged that it cannot be repaired or the operator does not have adequate financial resources to get the vehicle repaired. In such cases, if the vehicle is covered under permit and the vehicle, covered in it is declared off-road for more than three months and less than six months, the route will be notified. If the vehicle is operating under Permanent Permit and declared off road for more than six months it will be deemed that his performance as a stage carriage operator is not satisfactory. In such event, the P.P. so granted is to be suspended / cancelled following procedure laid down under section 86 of M.V. Act, 1988.

Advocate P.K. Nanda has filed petition with prayer to allow 15 days time. STA, in its 294th meeting decided to defer the matter to next STA meeting for decision.

Heard Sri J. Pal, Advocate for the applicant. He submitted that the applicant in the meantime procured VOLVO bus and waiting for replacement of the same in place of OR-11E-1545 which may be allowed and permanent permit granted to Prakash Ch. Sahoo may be renewed.

It is a fact that vehicle OR11E-1545 was under off road from 01.07.2018 to 31.12.2019 and released from off-road on dt.05.12.2019 i.e. one year and five months causing inconvenience to travelling public due to fault of the permit holder.

294th Meeting
 Date: 30.01.2012
 Place: S.T.A. Office, Bhubaneswar
 Agenda: To consider the petition filed by Prakash Ch. Sahoo for renewal of Permanent Permit for Volvo bus OR-11E-1545.



Besides, the vehicle is not operating in the route Puri to Kolkata from 17.04.2020 till date.

The permit holder has not stated the reason for which his bus was not operated in the given route for one year and five months causing inconvenience to travelling public. The permit holder also did not intimate the STA prior to 01.07.2018 about non-operation of bus from 01.07.2018 to 04.12.2019 as required under rule 75 (3) of OMV Rules, 1993.

In view of foregoing reason, after due deliberation, STA decided to reject application for renewal of permit filed by Prakash Ch. Sahoo for not operating his bus on the given route for more than one year in the route Puri-Kolkata causing inconvenience to travelling public.

The STA after due deliberation decided to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

ITEM No.6.2: RENEWAL OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OR11G-7646 TO OPERATE ON THE INTER-STATE ROUTE PHULBANI TO TATA VIA.BHUBANESWAR, BALASORE, BARIPADA, JAMSOLA AND BACK.

Permanent permit vide no.18-G-2015 has been issued in favor of Sri Debendra Barik in respect of vehicle no.OR11G-7646 to operate on the Inter-state route Phulbani to Tata via. Bhubaneswar, Balasore, Baripada, Jamsola and back valid till 27.08.2020.


He had applied for grant of renewal of permanent permit on dt.01.07.2020. On verification from VAHAN-4 database, it is found that, the said vehicle was kept off-road for a period from 01.07.2018 to 31.12.2020. Thus the vehicle was kept off-road for a period of more than two years.

As per decision taken in 264th STA meeting held on 31.01.2012, it has been resolved that

ITEM NO - 3 POLICY DECISIONS

- a) xxxxxxxx
- b) It is noticed that after obtaining permanent / temporary permit, holder of permits declaring the vehicles off road for months together, not operating in the given route which frustrates very purpose of grant of permit and thereby causing inconvenience to the traveling public. Keeping in view the interest of commuting public, after due deliberation it was resolved that, if a vehicle is continuously





declared off-road for more than six months, it will be presumed that either the vehicle is so badly damaged that it cannot be repaired or the operator does not have adequate financial resources to get the vehicle repaired. In such a cases, if the vehicle is covered under permit and the vehicle, covered in it is declared off-road for more than three months and less than six months, the route will be notified. If the vehicle is operating under Permanent Permit and declared off road for more than six months it will be deemed that his performance as a stage carriage operator is not satisfactory. in such event, the P.P. so granted is to be suspended / cancelled following procedure laid down under section 86 of M.V. Act,1988.

The permit holder was directed to file show cause within a period of fifteen days as to why the permanent permit no.18-G-2015 shall not be cancelled for the above lapses vide this office lt. no.10868/TC, dt.09.12.2020. Advocate on behalf of Sri Bark, owner of vehicle no.OR11G-7646 has filed show cause.

While the matter stood thus, the permit holder has filed W.P. (C) No.10381 of 2021 before Hon'ble High Court which is pending. Hon'ble High Court has passed following order on 17.08.2021.

"Mr. P. Behera, learned Standing Counsel for the Transport Department, on having received instructions, states that since the matter is subjudice before this Court, the STA has not taken any decision on the same."

STA, in its 294th meeting was decided to defer the matter in next STA meeting for decision in view of order passed by Hon'ble High Court.

It was decided to defer the matter to next meeting.

ITEM No.6.3: CANCELLATION OF PERMANENT PERMIT IN THE INTERSTATE ROUTE NARSINGHPUR TO KOLKATA.

Initially Permanent permit No.43-G/2012 was issued in favour of Prakash Chandra Sahoo to operate his vehicle no.OR05AV-8129 in the interstate route Narsinghpur to Kolkata via Jamsola valid from 03.11.2012 to 02.11.2017. Subsequently the permit was transferred to the name Sidhartha Kumar Sahoo and also vehicle replaced by OR05AP-6346 w.e.f.08.05.2014.

That the Inspector of Police, C.I.D, C.B Odisha, Cuttack intimated vide letter No.23103/CID-Inv dated 06.08.2015 regarding seizure of vehicle No.OR05AV-8129. RTO, Cuttack was also cancelled the registration certificate of aforementioned vehicle mentioning reasons thereof. In course of investigation it was found that the

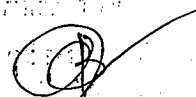
vehicle OR05AV-8129 registered by producing forged and manipulated documents and the vehicle was seized by CID, C.B, Odisha on 04.08.2015 kept at Reserve Office, UPD, Bhubaneswar in connection with Lalbag PS Case No.168 dtd 18.10.13 U/s 468/470/471 IPC (CID PS Case No.30/13)

Accordingly, show cause notice was issued to Sri Sidhartha Kumar Sahoo as to why the permit shall not be cancelled U/s 60 of M.V Act 1988 vide this office letter No.11532 dated 29.08.2015. The matter was placed in 280th STA meeting and after due deliberation it was resolved to cancel the said permit under Section 86 (1) (d) of M.V Act 1988 in view of report of Crime Branch and cancellation of Registration Certificate of vehicle OR05AV-8129. Further ordered to notify the route and timings for inviting applications from intending bus operators.

Similarly another permanent permit No.09-G/2013 was issued in favour of Madan Mohan Sahoo to operate his vehicle no.OR05AV-8128 in the interstate route Narsinghpur to Kolkata via-Jamsola and back valid from 24.03.2013 to 23.03.2018.

In the meanwhile, RTO, Cuttack in his letter No.4386 dated 11.08.2015 was intimated that the vehicle No.OR05AV-8128 registered by producing forged and manipulated documents and the vehicle was seized by the CID, CB Odisha on 04.08.2015 and kept at Reserve Office, UPD Bhubaneswar. The Registration Certificate of aforesaid vehicle was cancelled by the RTO, Cuttack vide their letter No.4656 dated 24.08.2015. Reply to show cause notice was placed before STA members and after due deliberation it was resolved to cancel the permit No.09-G/2013 issued in respect of vehicle No.OR05AV-8128 on the interstate route Narsinghpur to Kolkata via Jamsola and back in view of the report of CID, CB, Odisha, Cuttack and cancellation of registration certificate by RTO-cum Registration Authority, Cuttack and also ordered to notify the route for inviting applications from intending operators for benefit of the general public.

Being aggrieved, the permit holder filed M.V Appeal No.09/2016 & 10/2016 before STAT. The permit holder has submitted that the Crime Branch has submitted final report in FIR No.27 dated 31.10.2013 arising out of Lalbag P.S. Case No.161 dated 15.10.2013. In another case, Crime Branch has submitted final report in CID P.S. Case No.30/2013 arising out of Lalbag P.S. Case No.168 dated 18.10.2013. On the basis of submission made by the petitioners, Hon'ble High Court has remitted back the matter to STA to reconsider the question of appellant's permit. Learned Counsel for the permit holders submitted that since the Crime Branch has furnished




final report the permit No. 43-G/2012 and 09-G/2013 cancelled by STA in 280th meeting may be restored.

In the meantime, the permanent permit No.43-G/2012 was issued to vehicle No. OR05AP-6346 on the route Narsingpur to Kolkata valid till 02.11.2017 has been renewed for further period of five years w.e.f.03.11.2017 to 02.11.2022 vide renewal of P.P No-51-R/2017.

In this regard, the matter was placed in 281st STA meeting and thereafter the matter was placed again in 282nd STA meeting for hearing. After due deliberation the matter deferred to next meeting for decision. The matter was placed in 283rd STA meeting for decision. After due deliberation the matter deferred to next meeting for decision. Accordingly the matter was placed in 284th STA meeting. As they have filed writ petition before Hon'ble High Court challenging order passed by Hon'ble STAT, the matter has been deferred to next STA meeting awaiting the order of Hon'ble High Court.

As per order of Hon'ble High Court on 01.12.2018 in W.P(C) No.13255 of 2017, the matter was placed in 287th STA meeting for decision. After deliberation, it was decided that Sri Madan Mohan Shoo shall produce of OR05AV-8128 within six months and on production of new vehicle fresh permit would be considered on the interstate route Narsinghpur to Kolkata, via- Jamsola and back as per the same timing.

In 290th STA proceeding, the replacement of vehicle No.OR05AV-8128 by OD05AJ-8529 has been allowed and ordered that while issuing permit and making replacement of vehicle a special condition shall be incorporated in the body of permit that "the permit holder shall make TGR entry in the Narsinghpur Police Station every day" to ensure plying of vehicle from Narsinghpur which is in the interest of travelling public. Accordingly permit no.03-G/2020 has been issued in respect of vehicle No.OD05AJ-8529 with imposing special condition.

In the meantime the matter was placed before STA in 291st meeting for decision regarding cancellation of permit granted to above permit holders due to non-operation in the route in question violating permit conditions. After due deliberation, it was resolved to authorize Chairman STA to initiate proceeding for cancellation of permit and provide opportunity of being heard to above permit holders following procedure laid down under Section 86 of M.V Act, 1988. After conclusion of

which regular special condition
 permit holder shall make TGR
 entry in Narsinghpur Police Station
 every day to ensure plying of vehicle
 from Narsinghpur which is in the
 interest of travelling public.

hearing, decision taken by Chairman, STA may be communicated to Members of STA by circulation for approval.

Accordingly, the matter was placed before Chairman, STA for decision. On the basis of submission made by advocate of permit holders, Chairman, STA passed order vide misc. case No.22/2020 and 23/2020 to place the matter in the STA meeting for decision.

The matter is placed in 295th STA meeting for decision.

Heard Sri J.Pal, Advocate appearing for Sri Sidhartha Kumar Sahoo, owner of vehicle ORO5AP-6346 and Sri Madan Mohan Sahoo, owner of vehicle No.OD05AJ-8529. Learned Advocate on instructions from above permit holders fairly submitted that the permit holders are not operating their vehicles from Narsinghpur.

From records it is found that permanent permit no.09-G/2013 was granted to Madan Mohan Sahoo in respect of vehicle OR05AV-8128 in the route Narsinghpur to Kolkata valid from 24.03.2013 to 23.03.2018 and Subsequently permanent permit No.03-G/2020 has been issued to Madan Mohan Sahoo in respect of vehicle OD05AJ-8529 in the aforesaid route which is valid from 05.02.2020 to 04.02.2025. Another P.P. No 43-G/2012 issued to Prakash Ch. Sahoo in respect of vehicle No.OR05AV-8129 in the route Narsinghpur to Kolkata subsequently transferred to Sidhartha Kumar Sahoo alongwith replaced his vehicle OR05AP-6346 w.e.f.08.05.2014. Thereafter the said permit has been renewed for further five years in respect of self same vehicle w.e.f.03.11.2017 to 02.11.2022 vide P.P No.51-R/2017. Sri Madan Mohan Sahoo was not operating his bus from Narsinghpur since 24.03.2013 and Sri Prakash Ch. Sahoo and transferor Sri Sidhartha Kumar Sahoo are also not operating their vehicles from Narsinghpur for which public of Narsinghpur area are deprived of getting direct bus service to Kolkata which frustrates very purpose of grant of permit to above permit holders.

The permit holders have not stated the reason for which they have not operated in the given route for years causing inconvenience to travelling public. The permit holders also did not intimate the STA about non-operation of bus from Narsinghpur as required under rule 75 (3) of OMV Rules, 1993.

In view of foregoing reason, after due deliberation, STA decided to cancel P.P. No.03-G/2020 granted to Madan Mohan Sahoo and P.P.No51-R/2017 granted to Sri Sidhartha Kumar Sahoo for not operating their buses from Narsinghpur causing inconvenience to travelling public. It was decided to notify the route

not allowing operation of
 vehicle in the route of
 Narsinghpur to Kolkata for
 period of five years from
 05.02.2020 to 04.02.2025
 and the route of Narsinghpur
 to Kolkata for period of five
 years from 03.11.2017 to 02.11.2022



Narsinghpur to Kolkata in the website for grant of two permanent permits in the interest of commuting public.

ITEM No.6.4: CONSIDERATION OF PERMANENT PERMIT IN THE INTERSTATE ROUTE PURI TO KOLKATA.

The route Puri to Kolkata was notified in daily Odisha newspaper "Pragativadi and English newspaper Indian Express dated 04.07.2016. Six applications received pursuant to advertisement for grant of permanent permit on the above notified route. The vacancy arose due to non-renewal of permanent permit No.07-G-2009 held by Sri Manoj Kumar Jena. Accordingly the matter was placed in 282nd STA meeting held on 21.07.2016. Sri Manoj Kumar Jena has filed W.P(C) No.12341 of 2016 before Hon'ble High Court which was disposed of on 22.07.2016. STA decided to defer the matter to its next STA meeting for further hearing and decision, subject to outcome of W.P(C) No.12341 of 2016.

STA in 283rd meeting resolved that "As per order passed by Hon'ble High Court in W.P(C) No.12341 of 2016 and W.P.(C) No.18383 of 2016, the matter is deferred to next meeting or till disposal of writ application whichever is earlier."

Subsequently, as per direction of Hon'ble High Court, temporary permits granted to Sri Sumeet Kumar Sahoo in respect of his vehicle No.OD05U-7165 (VOLVO) in the route Puri-Kolkata and existing temporary permit is valid till 26.03.2022 subject to outcome of W.P.(C) No.18383 of 2016.

Hon'ble High Court in W.P.(C) No.18383 of 2016 passed following order on 05.11.2021

"A memo has already been filed by the petitioner stating that he does not want to proceed with the case and wants to withdraw the writ petition.

In view of the above the writ petition stands disposed of as withdrawn."

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Sumeet Sahoo, owners of vehicle OD05U-7165 (VOLVO) secured 85 marks.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Ajaya Kumar Barik, owner of vehicle OD05V-1099 secured 85 marks.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Bhanwarlal Periwal, owner of vehicle OD05T-3787 secured 65 marks.

Section Officer
 District Transport Office
 Bhubaneswar

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Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Arun Kumar Lakhani, owner of vehicle OD22E-7383 secured 65 marks.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Mayadhar Prusty, owner of vehicle OD05S-3199 secured 50 marks.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Santosh Kymar Mishra, owner of vehicle OD11G-1361 secured 65 marks.

Upon perusal of marks obtained by respective applicants, it was observed that there is a tie between Sri Sumeet Sahoo, owner of vehicle OD05U-7165 and Sri Ajaya Kumar Barik, owner of vehicle OD05V-1099. It has been agreed amongst the STA members in the past that the date of registration of the vehicle shall be the best criteria to decide on the issue of latest model as it would be objective and will be void of any discretion. The vehicle with later date of registration is to be finally selected in case of a tie. Accordingly upon verification of the date of registration of vehicles of these two applicants it is found that the vehicle OD05U-7165 of Sri Sumeet Sahoo is registered on 16.07.2016 and vehicle OD05V-1099 of Sri Ajaya Kumar Barik is registered on 11.07.2016.

After careful consideration, it was decided to grant permanent stage carriage permits to Sri Sumeet Sahoo, owner of vehicle OD05U-7165 (VOLVO) in the interstate route **PURI TO KOLKATA VIA- Laxmannath** to perform one trip daily for a period of five years, as **AIR CONDITIONED DELUXE (VOLVO)** service subject to verification of original documents submitted by them. The permit is valid subject to grant of countersignature by STA, WEST BENGAL. The permit holder will get the permit countersigned within 90 days failing which the permit is liable to be cancelled. The grantee shall lift the permits within a period of thirty days from the date of communication failing which the grant order shall deem to be revoked. Before issue of permit, tax payment position, audit and e-Challan 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.

7. INTER-REGION ROUTES (CASE MATTER)

ITEM No.7.1: **CANCELLATION OF PERMANENT PERMIT PP99/150339 (G) ISSUED TO VEHICLE OD02K-9045 ON THE ROUTE BHUBANESWAR TO NAYAGARH & BACK.**

Sudhir Kumar Nayak, respondent No.4 in M.V. Appeal No. 17 of 2011 filed by Sk. Kamaluddin has field order dated 22.07.2011 passed by Chairman, STA in which

P.P. No.113-G/2010 granted to Sk. Kamaluddin in respect of vehicle OR02BG-2770 in the route Bhubaneswar to Nayagarh was cancelled. Said order of Chairman, STA was upheld by Hon'ble STAT in M.V. Appeal No.17/2011. He further stated that, Sk. Kamaluddin has filed W.P.(C) No.1304 of 2014 which was disposed of on 03.04.2018. P.P. was renewed from 09.07.2015 to 08.07.2020 and 09.07.2020 to 08.07.2025 as per OPMS portal vide P.P. No.PP99/150339(G) in respect of vehicle No.OD02K-9045.

Certified copy of order passed by Hon'ble High Court in W.P.(C) No.1304 of 2014 has been collected by permit section. The Hon'ble High Court has passed following order dated 03.04.2018.

"Learned counsel for the petitioner, at the outset submits the petitioner does not want press this writ petition and seeks withdrawal of the same. To that effect, a memo dated 02.04.2018 has been filed.

Prayer is allowed.

Accordingly, the writ petition is dismissed as withdrawn.

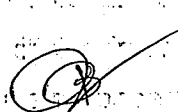
Office is directed to keep on record the memo dated 02.04.2018".

While the matter stood thus i.e. the order for cancellation of P.P. of Sk. Kamaluddin was to be communicated Sk. Kamaluddin suppressed the above fact regarding the order of the Chairman, STA dated 22.07.2011, order of the STAT dated 01.10.2013 and order of the Hon'ble Orissa High Court in W.P (C) No.1304/14 and got the P.P. renewed for the period from 09.07.2015 to 08.07.2020 and again from 09.07.2020 to 08.07.2025 for his vehicle No.OD02K-9045.

After discussion, it is decided to issued show cause notice to the permit holder, Sk. Kamaluddin, owner of vehicle No.OD02K-9045, P.P. No.PP99/150339(G) valid from 09.07.2020 to 08.07.2025 as to why the P.P. shall not be cancelled for obtaining the P.P. on practicing fraud and misrepresentation of fact. The reply of the show cause and other related papers may be placed before the next STA meeting for cancellation of the vehicle No.

ITEM No.7.2: CONSIDERATION OF APPLICATION FOR GRANT OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OR04N-1095 ON THE ROUTE CHANDIKHOLE TO PARADEEP.

Permanent permit no.1056-G-2012 was issued in favour of Pranati Jena, owner of vehicle No.OR04N-1095 in the route Chandikhole to Paradeep and back which was valid till 04.01.2018. After passing more than one year, Smt. Pranati Jena




filed application on dated 04.06.2020 for renewal of P.P. She has stated that, due to her illness from 30.12.2017 to 24.06.2019 she could not file application in time for renewal of permanent permit. She prayed that, application for renewal of permanent permit filed by her may be considered.

The case was placed before Chairman, STA for decision. The Chairman, STA has ordered on dated 31.03.2021 vide Misc. case no.32/2020 that, the route & timing be notified in the news paper/website inviting applications for grant of permanent on this route to select deserving operator by affording opportunity to all intending operators in the interest of equal opportunity and fair play. After the route is notified, the applicant may apply for permit in the said route and compete with other applicants".

Now Smt Pranati Jena has applied on 29.12.2021 for grant of permanent permit on the route Chandikhole to Paradeep in respect of her vehicle No.OR04N-1095 manually.

It was decided to notify the route in the website inviting applications for grant of permanent permit in the interest of travelling public. Application filed by Smt. Pranati Jena will be considered along with other applications which will be decided on merit. The matter be placed in the next STA meeting.

ITEM No.7.3:- CONSIDERATION OF APPLICATION FOR EXTENSION OF ROUTE IN RESPECT OF VEHICLE NO.OR21C-9903.

Permanent permit No.SC/SIRP99/02649/2019 has been issued in favour of Sri Jagdish Nayak in respect of Vehicle No.OR21C-9903 to operate on the route Paradeep to Cuttack via Jeypore, Tarapur and back valid till 11.11.2024 as ordinary service.

In the meantime the permit holder has applied for inclusion of new route from Bhubaneswar to Nirakarpur with a proposed set of timing keeping the existing timings from Paradeep to Bhubaneswar and back.

Sec 80(3) provides:- "An application to vary the conditions of any permit, other than temporary permit, by the inclusion of a new 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 provides the only service on any route to increase the frequency of the service so provided without any increase in the number of vehicles:

Provided further that-

- (i) In the case of variation, the termini shall not be allowed and the distance covered by the variation shall not exceed twenty-four kilometers.
- (ii) In the case of extension, the distance covered by extension shall not exceed twenty-four kilometers from the termini, and any such variation of extension within such limits shall be made only after the transport authority is satisfied that such variation will serve the convenience of the public and that it is not expedient to grant a separate permit in respect of the original route as so varied or extended or any part thereof."

Since the permit holder has applied for grant of permit on a new route i.e. Bhubaneswar to Nirakarpur to be operated under the existing permit is not permitted under statute which is accordingly rejected.

ITEM No.7.4: CANCELLATION OF PERMANENT PERMIT OF VEHICLE NO.OD05AS-5255 & OD05AS-5355 ON THE ROUTE PARADEEP TO TIRING & BACK.

P.P. No.SC/SIRP9/00805/2020 in respect of vehicle No.OD05AS-5255 and P.P. No.SC/SIRP99/00804/2020 in respect of vehicle No.OD05A-S5355 on the route from Paradeep to Tiring via-Chandikhole, Keonjhar and back granted to Smt. Shantilata Sahoo to operate as an alter service which are valid from 24.03.2020 to 24.03.2025.

From the report of RTO, Keonjhar it is ascertained that, the permit holder is not operating the vehicle in the given route causing in convening to the traveling public. Permit holder has engaged the bus in Khondbondh Iron Ore Mines. As per report of RTO the vehicle was found carrying passengers from Joda to Khondbondh Iron Ore Mines, Keonjhar without permit.

In this regard, show cause notice was issued to Shantilata Sahoo vide this office letter No.8518/TC dated 12.08.2021. In response to this office letter, Smt. Shantilata Sahoo in respect of vehicle No.OD05AS-5255 and OD05AS-5355 has submitted the show cause.



It is decided to defer the matter to next STA meeting for hearing. Permit holder be no appear in the next STA meeting. For plying above vehicles violating permit conditions, the vehicles be seized under section 207 of M.V. Act, 1988

ITEM No.7.5: CONSIDERATION OF P.P. ON THE VACANT ROUTE KAMALADIHA TO CUTTACK VIA.NARSINGHPUR.

Hon'ble STAT vide judgment dated 10.02.2021 passed in M.V. Appeal No.10 of 2020 has directed to notify the route Kamaladiha to Cuttack via. Narsinghpur inviting application for grant of permanent permit.

As per order of Hon'ble STAT, this authority has been ordered the vacant slot No.75 in up-trip and slot No.106 in down trip on the route from Kamaladiha to Cuttack Via-Narasinghpur to be notified from intending operator for grant of permanent permit. Other vacant slots of surrender permanent permit may also be notified will be placed in next STA meeting for approval.

The route be notified in the website inviting applications for grant of permanent permit in the interest of travelling public and placed in the next meeting for hearing and decision.

ITEM No.7.6: RECONSIDERATION OF APPLICATION FOR RENEWAL OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OR11L-3792 ON THE ROUTE GORUMAHISANI TO BHUBANESWAR.

Permanent Permit No.21-G/2016 was issued to Ranjan Kumar Mahala, owner of vehicle OR11L-3792 to operate in the route Gorumahisani to Bhubaneswar via-Jasipur which was valid till 03.02.2021. Permit holder has applied for renewal of permanent permit on 20.01.2021. The vehicle was declared off road from 01.12.2019 to 31.12.2020.

The STA in 291st meeting held on 19.02.2020 decided that, where the vehicle for which permanent stage carriage permit was issued in a route / routes had been declared off road for a period of one year during currency of permit in different spells, renewal of such permit shall not be considered.

Since, Sri Mahala has declared his vehicle off road for more than year, his application for renewal of permanent permit was rejected by STA in its 294th meeting held on 17.08.2021.




Taking into account situation abiding out of Covid-19, STA in its 294th meeting decided that period from March-December, 2020 shall be excluded while computing total off road period.

In the present case the applicant has filed an application with prayer to renew his permit excluding off road period.

It is found that after deducting the period of off road as decided by STA from March- December, 2020, the permit holder kept his vehicle off road for three months i.e. from December, 2019 to February, 2020.

Considering facts and circumstances of the present case as mentioned above, Chairman, STA has passed order for renewal of permanent permit issued to Ranjan Kumar Mahala, owner of vehicle OR11L-3792 subject to fulfillment of other statutory requirements. This is approved.

ITEM No.7.7. CANCELLATION OF ALL ODISHA CONTRACT CARRIAGE PERMIT.

All Odisha Contract Carriage Permit No.214-G/2019 was granted inadvertently to Urmila Mahala, in respect of vehicle OSX-2970 (Model-1984) which is more than 35years old. Keeping in view of safety and convenience of travelling public, the permit holder was asked to surrender the permit. In turn the permit holder has filed show cause to recall the notice vide No.8526 dated 09.08.2019.

In 294th STA meeting, it was ordered to place the matter in the next STA meeting for decision.

The matter is deferred to next STA meeting for decision. Permit holder may be noticed to appear before STA for hearing

ITEM No.7.8: POLICY DECISION:

(A) Approval for Air Conditioned Deluxe Sleeper Stage Carriages for Operating during day time.

Presently Air Conditioned Deluxe Sleeper Stage Carriages are allowed to ply only during night time.

In view of public convenience and request put forth by bus owners, it is hereby ordered that replace of existing Air Conditioned Deluxe Sleeper Stage Carriages which are plying under permanent permit will be considered where length of route is more than 240 kms one way and body built as per bus body code.



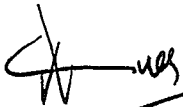
In case of consideration of application for new stage carriage permit in respect of Air Conditioned Deluxe Sleeper Stage Carriages body built as per bus body code may be considered during day time where length of route is more than 240 kms one way. In this regard the office order has been issued vide this office order No.13633/TC, dated 15.12.2021. This may be placed in STA meeting for approval.

(B) Modification of decision regarding issue of Registration Certificate under Carriage by Road Act.

Earlier it was resolved by STA not to issue Registration Certificate under Carriage by Road Act to transporters against whom criminal cases pending. It is to be clarified which offences will debar transporter for obtaining Registration Certificate under Carriage by Road Act.


Memo No. 1912 /TC.

Copy to all members of STA for information.


Chairman 10.2.22.

STA, Odisha, Cuttack.

Dt. 10-02-22


10.2.2022
Secretary,

STA, Odisha, Cuttack.