

**PROCEEDINGS OF THE 296<sup>th</sup> VIRTUAL MEETING OF STA, ODISHA  
HELD ON 07.04.2022 THROUGH VIDEO CONFERENCING.**

**MEMBERS PRESENT:**

- |    |   |          |
|----|---|----------|
| 1. | Shri Arun Bothra, I.P.S.<br>Transport Commissioner-Cum-Chairman,<br>STA, Odisha, Cuttack.                         | Chairman |
| 2. | Shri Somit Mitra.   | Member   |
| 3. | Shri Srinibas Behera, IAS,<br>Addl. Commissioner Transport (Admn).  | Member   |
| 4. | Smt. Debudutta Suranjita Jena, OAS (SAG),<br>Addl. Secretary to Govt.,<br>C & T (Tr.) Dept., Odisha, Bhubaneswar. | Member   |

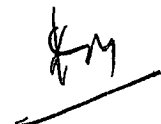
At the outset the Chairman, STA welcomed all the members of the STA to the 296<sup>th</sup> virtual meeting of STA.

The proceeding of the 295<sup>th</sup> virtual meeting of State Transport Authority held on 10.01.2022 circulated among all the members vide this office letter No.1912/TC, dated 10.02.2022 is confirmed.

Action taken by the Chairman, STA, Secretary, STA and Deputy Secretary, STA for the period from 10.01.2022 to 06.04.2022 are approved.

1. **POLICY DECISION:-** In the earlier meeting it was decided by STA that stage carriage permit holder shall not be allowed to change the route within a period of one year taking together the period of validity of temporary permit and permanent permit. Such decision was taken considering the fact that frequent surrender of permit will adversely affect the interest of travelling public.

It is noticed that after obtaining temporary stage carriage permit or permanent permit by the vehicle owner, the permit holder is surrendering the temporary or permanent permit on some pretext or other. After surrender of permit, the vehicle owner is making application for grant of temporary permit on a new route leaving the route abandoned for which permit was issued to him to provide service to the commuting public. It is a fact that while making application for grant of temporary stage carriage permit, the bus operator himself selects the route of his choice and accordingly temporary permit was issued to him following due procedure. In case the permit holder is allowed to change the route



frequently, the travelling public will be deprived of getting bus service from that particular route and such practice of surrendering the permit should be discontinued.

After due deliberation, it is resolved that in cases where the permit holder is surrendering the stage carriage permit, whether temporary or permanent, within a period of one year, no permit shall be granted to the owner on any route in respect of said vehicle for a period of six months from the date of surrender of permit, except in case where the vehicle owner decided to transfer ownership of said vehicle to other than family members. Change of route shall not be allowed where the permit holder did not obtain permanent permit after expiry of temporary permit.

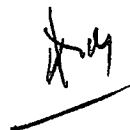
## 2. INTER-STATE ROUTES (SINGLE APPLICATIONS)

### ITEM NO.2.1:- NRUSINGHANATH TO RAIPUR, VIA-NUAPADA, KHARIAR ROAD, MAHASAMUND AND BACK

Applicant **Sri Pritish Ranjan Badapanda**, owner of vehicle **OD26D-9244** is absent on call. 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 is decided to grant permanent stage carriage permit to **Sri Pritish Ranjan Badapanda**, owner of vehicle **OD26D-9244** in the interstate route **NRUSINGHANATH TO RAIPUR, VIA-NUAPADA, KHARIAR ROAD, MAHASAMUND AND BACK** to perform **two single trips** daily for a period of five years, as **Ordinary** 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.2.2:- PURI TO SAREIKALA VIA- JAMSOLA**

Applicant **Sri Ganesh Chandra Swain**, owner of vehicle **OD02BU-8046** is appeared in person. This is single application. He has submitted the Bank Guarantee and self-declaration in Annexure-A and B.

The vacancy arose due to surrender of permanent permit no.27-G/2017 issued to vehicle **OD04L-1125**. 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 Ganesh Chandra Swain**, owner of vehicle **OD02BU-8046** in the interstate route **PURI TO SAREIKALA VIA- JAMSOLA** 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.

**ITEM NO.2.3:- CHANDINIPAL TO KHEJURI, VIA-BASUDEVPUR, HALDIPADA, JALESWAR, MOHANPUR, CONTAI AND BACK**

Applicant **Smt. Saswati Das**, owner of vehicle **OD11-2615** is represented by Advocate, Sri H. P. Mohanty. This is single application. She 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 is decided to grant permanent stage carriage permit to **Smt. Saswati Das**, owner of vehicle **OD11-2615** in the interstate route **CHANDINIPAL TO**



**KHEJURI, VIA-BASUDEVPUR, HALDIPADA, JALESWAR, MOHANPUR, CONTAI AND BACK** to perform **two single trips** daily for a period of five years, as **Deluxe** service subject to verification of original documents submitted by her. 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.2.4:- UMERKOTE TO JAGDALPUR, VIA- CHANDILI AND BACK**

Applicant **Sri Moheswar Bisoi**, owner of vehicle **OD10N-5985** is represented by Advocate, Sri H.P. Mohanty. This is single application. He has submitted the Bank Guarantee 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 is decided to grant permanent stage carriage permit to **Sri Moheswar Bisoi**, owner of vehicle **OD10N-5985** in the interstate route **UMERKOTE TO JAGDALPUR, VIA- CHANDILI AND BACK** to perform **two single trips** daily for a period of five years, as **Ordinary** 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:- RASALPUR TO JAMBUDEEP, VIA- CONTAI, EGRA, MOHANPUR, JALESWAR, BHADRAK, CHANDIKHOLE, KENDRAPARA**

Applicant **Sri Prasant Sahoo**, owner of vehicle **OD05F-7689** is absent on call. This is single application. He has submitted the Bank Guarantee 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 is decided to grant permanent stage carriage permit to **Sri Prasant Sahoo**, owner of vehicle **OD05F-7689** in the interstate route **RASALPUR TO JAMBUDEEP, VIA- CONTAI, EGRA, MOHANPUR, JALESWAR, BHADRAK, CHANDIKHOLE, KENDRAPARA** to perform **one single trip** daily 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, 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.2.6:- MADHAKHALI TO BALASORE, VIA- SOLEPETA, EGRA, JALESWAR AND BACK**

Applicant **Nasima Bano**, owner of vehicle **OD01A-3898** is represented by Advocate, Sri H.P. Mohanty. This is a single application. The applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted valid 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 decided to reject the application filed by **Nasima Bano**, owner of vehicle **OD01A-3898** 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.2.7:- BOLANGIR TO RAIPUR, VIA- BARGARH, SOHELA, SARAIPALI**

Applicant **Sri Jyoti Prakash Kumbhar**, owner of vehicle **OD02V-2199** is represented by Advocate, Sri J. N. Mohanty. This is single application. He has submitted the Bank Guarantee 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 is decided to grant permanent stage carriage permit to **Sri Jyoti Prakash Kumbhar**, owner of vehicle **OD02V-2199** in the interstate route **BOLANGIR TO RAIPUR, VIA- BARGARH, SOHELA, SARAIPALI** 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, 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.2.8:- PADAMPUR TO BASNA AND BACK**

Applicant **Sri Pradeep Kumar Panda**, owner of vehicle **OD17F-9479** is represented by Advocate, Sri 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.

The STA in 294<sup>th</sup> meeting held on 17.08.2021 decided that no permit will be issued against the vehicle No.OD17F-9479 for a period of one year as e-challan under Section 192-A was drawn against the aforementioned vehicle. Said period of one year has not been completed.

The STA after due deliberation decided to reject the application filed by **Sri Pradeep Kumar Panda**, owner of vehicle **OD17F-9479** for the 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.2.9:- PADAMPUR TO BASANA, VIA- BARIKELA, PAIKAMAL, KHARIAR ROAD AND BACK**

Applicant **Sri Sadan Kumar Tiwari**, owner of vehicle **OD17J-4555** is absent on call. This is single application. He has submitted the Bank Guarantee and self-declaration in Annexure-A and B.

The vacancy arose due to surrender of permanent permit no.16-G/2019 issued to vehicle **OD26E-4282**. 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.

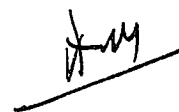
There is no objection. It is decided to grant permanent stage carriage permit to **Sri Sadan Kumar Tiwari**, owner of vehicle **OD17J-4555** in the interstate route **PADAMPUR TO BASANA, VIA- BARIKELA, PAIKAMAL, KHARIAR ROAD AND BACK** to perform **04 single trips** daily for a period of five years, as **Ordinary** 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.2.10:- BHUBANESWAR TO BAJKUL, VIA- BALASORE, JALESWAR, LAXMANNATH, BELDA, EGRA, BHAGABANPUR**

Applicant **Sri Arup Kumar Das**, owner of vehicle **OD11M-7200** is represented by Advocate, Sri H.P. Mohanty. This is a single application. The applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted valid 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 decided to reject the application filed by **Sri Arup Kumar Das**, owner of vehicle **OD11M-7200** 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.2.11:- BALIAPAL TO KOLKATA, VIA- LAXMANNATH**

Applicant **Smt. Alpana Das**, owner of vehicle **OR11L-0339** is represented by Advocate, Sri H.P. Mohanty. This is a single application. The applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted valid 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 decided to reject the application filed by **Smt. Alpana Das**, owner of vehicle **OR11L-0339** 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.

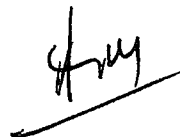
**ITEM NO.2.12:- BERHAMPUR TO RAIPUR AND BACK**

The vacancy arose due to surrender of permanent permit No.23-G/2019 issued to vehicle OD07Y-8191 and permanent permit No.24-G/2019 issued to vehicle No.OD07Y-9181 and decision taken in 294<sup>th</sup> STA meeting.

Sri Subash Chandra Pattnayak owner of vehicle No.OD07F-8191 and OD07F-9181 has filed an application for two vacancies. The applicant has submitted the Bank Guarantee and self-declaration in Annexure-A and B.

On verification of above two applications filed by Sri Subash Chandra Pattnayak it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD07F-8191, OD07F-9181, OD07J-9181, OD07H-9181, OD07P-8191, OD07N-9181, OR07AA-9181, OR07AB-9181, OD07AG-9181, OD04J-2311, OD07Q-9181, OR07R-9149, OD07AE-9181, OD07AE-8191, OD07C-9181, OD07C-8191, OD07B-9181, OD07B-8191, OD07T-9181, OD07T-8191, OD07AC-9181, OD07AC-8191 and suppressing the fact that he owns more vehicles i.e. OR07Z-9181, OR07Y-9181, OD07Y-8191, OD07Y-9181 and OR07R-4353.

The STA after due deliberation decided to reject two applications in respect of vehicle No.OD07F-8191 and OD07F-9181 filed by **Sri Subash Chandra Pattnayak** for suppression of fact and submitting wrong information in Annexure- A and B and to notify the routes in the website inviting applications for grant of permanent permit in the interest of commuting public.





**ITEM NO.2.13:- ROURKELA TO RAIGARH, VIA- JHARSUGUDA**

Applicant **Sri Ratan Kumar Sarangi**, owner of vehicle **OD15G-2584** is present in person. He has submitted the Solvency Certificate and self-declaration in Annexure-A and B.

On verification it is found that the applicant Sri Ratan Kumar Sarangi has submitted Annexure-A and B disclosing that he is the owner of vehicle OR16B-8183, OD16C-6215, OD16F-7584, OD15G-2584 and suppressing the fact that he owns another one vehicle i.e.OR16A-8183.

The STA after due deliberation decided to reject the application filed by **Sri Ratan Kumar Sarangi** owner of vehicle No.**OD15G-2584** for suppression of fact and submitting wrong information in Annexure- A and B and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

**ITEM NO.2.14:- JHARADIHI TO SAREIKELA, VIA- TATA, TIRING AND BACK**

Applicant **Smt. Nisha Patra**, owner of vehicle **OD11X-7551** is represented by Advocate, Sri Sabyasachi Mishra. This is single application. She 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.

Advocate, Sri H.P. Mohanty has filed objection on timing on behalf of Sri Aun Kumar Agarwalla owner of vehicle No.OR11J-3163. He has stated that the applicant has proposed to depart from Bahalda 8.15 and the objector's service departs Bahalda at 8.35 hrs. He submitted to allot departure timing of applicant from Bahalda between 6.30 to 7.45 as first service.

Another objection has been filed by Sri H.P Mohanty, Advocate on behalf of Bharat Gourav, owner of vehicle No.OR11J-0635 and OD11D-4415, objecting to timing. Further he has stated that the applicant is wife of Mr. Manoranjan Patra a police officer posted as ASI in Baripada town and previously owned a bus bearing No. **OD11E-3024** having arrear tax about Rs.2,00,000 lakhs and due to tax default, he is not eligible to obtain permit. Apart from that Sri Satya Ranjan Patra who is the brother of Sri Manoranjan Patra has



managed all vehicles. He is the registered owner of vehicle No.OR11E-3024, JH05BQ-4024, JH05CN-2396 and JH22C-3992. So the entire family has a regular practice of cheat the authorities of both Odisha and Jharkhand in motor vehicle tax matter. In this connection, he has requested to give justice to him.

The objection raised by Advocate for objector regarding tax defaulter and other issues required to be examined by the office. The matter is deferred to next STA meeting for hearing. Report prepared by office be placed in the next meeting.

**ITEM NO.2.15:- BHADRAK TO RAIPUR, VIA-KEONJHAR, LOHARCHATI**

Applicant **Sri Satyanarayan Das**, owner of vehicle **OR05AN-3199** is represented by Advocate, Sri Sabyasachi Mishra. This is single application. He has submitted the Solvency Certificate and self-declaration in Annexure-A and B. He stated that this an alter service.

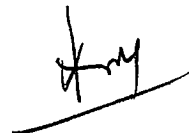
Upon verification of application filed by Sri Satyanarayan Das, it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OR05AN-3199, OD05AD-5484, OD05AP-5484, OD05D-5484 and suppressing the fact that he owns another one vehicle i.e.OD02AL-0966.

The STA after due deliberation decided to reject the application filed by **Sri Satyanarayan Das** owner of vehicle No. **OR05AN-3199** for suppression of fact and submitting wrong information in Annexure- A and B and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.

**ITEM NO.2.16:- KEONJHAR TO RANCHI, VIA-KHUNTI, CHAIBASA, CHAMPUA**

Sri P.K. Hota, DTM (O), OSRTC is present through Video Conference in respect of vehicle OD17X-2760 and OD17X-2661. OSRTC has applied for grant of permanent permits against SI. No.10 of advertisement relating to Jharkhand in the route Keonjhar to Ranchi, via- Khunti, Chaibasa, Champua as Ordinary service.

As per Vahan data no VCR/E-challan drawn against vehicle OD17X-2760 and OD17X-2661 owned by the applicant under section 192-A of M.V.Act,1988 within one year prior to date of consideration of present application.



There is no objection. It is decided to grant permanent stage carriage permits to **DTM, OSRTC**, owner of vehicle OD17X-2760 and OD17X-2661 in the interstate route **KEONJHAR TO RANCHI, VIA-KHUNTI, CHAIBASA, CHAMPUA** to perform **one single trip** daily each vehicle for a period of five years, as **Ordinary** service subject to verification of original documents submitted by them. 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.

### 3. INTERSTATE ROUTE (MULTIPLE APPLICATIONS)

#### ITEM NO.3.1:- PATNAGARH TO RAIPUR, VIA- PADMAPUR, KHARIAR

Following applications are received for grant of permanent permit in the aforesaid route.

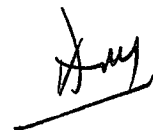
1. Smt. Kalpana Badpanda, owner of vehicle No.OD17A-9244
2. Sri Sarat Kumar Badpanda, owner of vehicle No.OD17C-9244
3. Sri Samarendra Kumar Panda, owner of vehicle No.OD17Q-5568

Applicant **Smt. Kalpana Badpanda**, owner of vehicle No.**OD17A-9244** is absent on call. She 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.

Applicant **Sri Sarat Kumar Badpanda**, owner of vehicle **OD17C-9244** is absent on call. He has submitted the Solvency Certificate and self-declaration in Annexure-A and B.

On verification of application filed by Sri Sarat Kumar Badpanda it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD17C-9244, OD17Q-9244, OD17G-9244, OD17T-9244, OR15R-9244, OD15Q-9244, OD17R-9244, OR17J-9244 and suppressing the fact that he owns more vehicles i.e.OR17H-9244, OR08A-8807, OR15P-2585.



The STA after due deliberation decided to reject the application filed by **Sri Sarat Kumar Badpanda** owner of vehicle No.**OD17C-9244** for suppression of fact and submitting wrong information in Annexure- A and B.

Applicant **Sri Samarendra Kumar Panda**, owner of vehicle No.**OD17Q-5568** is represented by Advocate Sri Sabyasachi Mishra. He has submitted the Bank Guarantee 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.

On verification of R.C Particulars of vehicle No.OD17Q-5568 as well as application filed by the applicant it is ascertained that the name of applicant is Sri Samarendra Kumar Panda. However Bank Guarantee has been issued in favour of Sri Samarendra Panda.

After due deliberation, It is decided to grant permanent stage carriage permits to **Smt. Kalpana Badpanda**, owner of vehicle **OD17A-9244** and **Sri Samarendra Kumar Panda**, owner of vehicle **OD17Q-5568** in the interstate route **PATNAGARH TO RAIPUR, VIA- PADMAPUR, KHARIAR** to perform **one single trip** daily each vehicle for a period of five years, as **Express** 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 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.3.2:- ROURKELA TO BHAGALPUR, VIA-DUNKA. RANCHI, KHUNTI, BIRAMITRAPUR**

Following applications are received for grant of permanent permit in the aforesaid route.

1. Sri Chandra Gupta Sahu, owner of vehicle **OD16K-0325**
2. Ramesht Security Services PVT LTD, owner of vehicle No.**OD14Z-4721**
3. Arnav Travels, owner of vehicle **OD11S-9646**



Applicant **Sri Chandra Gupta Sahu**, owner of vehicle **OD16K-0325** is represented by Advocate, Sri H.P. Mohanty. He has submitted the Bank Guarantee and self-declaration in Annexure-A and B.

Upon securitize the above application as applied by the applicant **Sri Chandra Gupta Sahu** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD16D-2525, OD16D-8525, OD16D-0725, OD16K-0325 and suppressing the fact that he owns more vehicles i.e. OD16C-7025 & OD16C-6125.

The STA after due deliberation decided to reject the application filed by **Sri Chandra Gupta Sahu** owner of vehicle No. **OD16K-0325** for suppression of fact and submitting wrong information in Annexure- A and B.

Applicant **Sri Satayndra Singh Director of Ramesht Security Services Pvt Ltd**, owner of vehicle No.**OD14Z-4721** is represented by Advocate Sri B.N.Prasad. He has submitted the Bank Guarantee and self-declaration in Annexure-A and B.

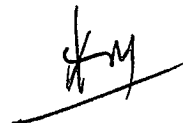
As per Vahan data no VCR/e-challan drawn under section 192-A of M.V.Act,1988 against above stage carriage owned by the applicant within one year prior to date of consideration of present application.

Applicant **Arnav Travels**, owner of vehicle **OD11S-9646** is represented by Advocate, Sri B.N. Prasad. The applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted valid 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 decided to reject the application filed by **Arnav Travels**, owner of vehicle **OD11S-9646** for non-submission of Solvency Certificate / Bank Guarantee.

After due deliberation, It is decided to grant permanent stage carriage permit to **Ramesht Security Services Pvt Ltd**, owner of vehicle **OD14Z-4721** in the interstate route **ROURKELA TO BHAGALPUR, VIA-DUNKA. RANCHI, KHUNTI, BIRAMITRAPUR** to perform **one single trip** daily 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, 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.

### ITEM NO.3.3:- BHUBANESWAR TO NANDAKUMAR AND BACK

The route Bhubaneswar to Nandakumar alongwith timing was notified in our office website for inviting application for grant of permanent permit in 294<sup>th</sup> STA meeting. As per available records, no permits have been issued against above notified vacancy.

The vacancy arose due to non-lifting of permanent permit granted in 289<sup>th</sup> STA meeting in respect of vehicle No.OD05AH-0015. The route is lying vacant.

Following applications are received for grant of permanent permit in the aforesaid route.

1. **Sri Manoj Kumar Dwibedi**, owner of vehicle **OD11B-1398**.
2. **Sri Prasanta Kumar Pradhan**, owner of vehicle **OD02AQ-0064**

Applicant **Sri Manoj Kumar Dwibedi**, owner of vehicle **OD11B-1398** is absent on call. He has submitted Solvency Certificate and self-declaration in Annexure-A and B.

On verification of application filed by **Sri Manoj Kumar Dwibedi** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD11B-1398, OD11D-1398 and suppressing the fact that he owns more vehicles i.e. OD11S-1398, OD11L-1398.

Applicant **Sri Prasanta Kumar Pradhan**, owner of vehicle **OD02AQ-0064** is represented by Advocate, Sri H.P. Mohanty. He has submitted Solvency Certificate and self-declaration in Annexure-A and B.

On verification of application filed by **Sri Prasanta Kumar Pradhan** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD02AQ-0064 and suppressing the fact that he owns another vehicle i.e. OD02BH-0064.

The STA after due deliberation decided to reject the applications filed by **Sri Manoj Kumar Dwibedi** owner of vehicle No.**OD11B-1398** and **Sri Prasanta Kumar Pradhan** for suppression of fact and submitting wrong information in Annexure- A and B and to notify the route in the website inviting applications for grant of permanent permit in the interest of commuting public.



**ITEM NO.3.4:- NARSINGHPUR TO KOLKATA, VIA-JAMSOLA**

Pursuant to the advertisement published in website and daily odia newspaper "The Sambad" and English Newspaper "The Indian Express" on 12.02.2022 and further published in website as well as in daily odia newspaper " The Samaj" and English Newspaper " The Times of India" on 01.03.2022 and 24.03.2022 inviting applications for grant of permanent stage carriage permit in the interstate route Narsinghpur to Kolkata via-Jamsola and back which is notified vide SI No. 03 of notification.

The vacancy arose due to cancellation of permanent permit No.03-G-2020 issued to vehicle OD05AJ-8529 in 295<sup>th</sup> STA meeting.

The following applications have applied for grant of permanent permit on the above vacancy-

1. **Sri Gajendra Nayak, owner of vehicle No.OD01AM-3166**
2. **Sri Suman Swaroop Parida, owner of vehicle No.OD08H-3589**
3. **Sri Satya Ranjan Sahoo, owner of vehicle No.OD02AA-7857**
4. **Sri Mahendra Nath Behera, owner of vehicle No.OD11R-4661**

Applicant **Sri Gajendra Nayak**, owner of vehicle No.OD01AM-3166 is absent on call. He has submitted Solvency Certificate and self-declaration in Annexure-A and B.

On verification of application filed by **Sri Gajendra Nayak** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD01AM-3166, OR01R-4557 and suppressing the fact that he owns another one vehicle i.e. OR11D-0801.

The STA after due deliberation decided to reject the applications filed by **Sri Gajendra Nayak** owner of vehicle No. **OD01AM-3166** for suppression of fact and submitting wrong information in Annexure- A and B.

Applicant **Sri Suman Swaroop Parida**, owner of vehicle **OD08H-3589** is absent on call. The applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted valid 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 decided to reject the application filed by **Sri Suman Swaroop Parida**, owner of vehicle **OD08H-3589** for non-submission of Solvency Certificate / Bank Guarantee.

Applicant **Sri Satya Ranjan Sahoo**, owner of vehicle No.**OD02AA-7857** is represented by Advocate, Sri H. P. Mohanty. 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.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, **Sri Satya Ranjan Sahoo**, owner of vehicle **OD02AA-7857** secured **35** marks.

Applicant **Sri Mahendra Nath Behera**, owner of vehicle No.**OD11R-4661** is absent on call. 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.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, **Sri Mahendra Nath Behera**, owner of vehicle **OD11R-4661** secured **20** marks.

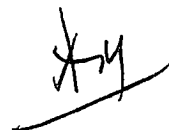
Hearing closed.

During hearing Sri J. Pal, Advocate for Sri Madan Mohan Sahoo owner of vehicle No.OD05AJ-8529 submitted that Hon'ble High Court W.P (C) No.5363 of 2022 has directed no final decision with regard to the notification made on 11.02.2022, vide Annexure-5, shall be taken till 08.04.2022.

The matter is deferred to next STA meeting for decision.

#### **ITEM NO.3.5:- NARSINGHPUR TO KOLKATA, VIA-JAMSOLA**

Pursuant to the advertisement published in website and daily odia newspaper "The Sambad" and English Newspaper "The Indian Express" on 12.02.2022 and further published in website as well as in daily odia newspaper " The Samaj" and English





Newspaper " The Times of India" on 01.03.2022 and 24.03.2022 inviting applications for grant of permanent stage carriage permit in the interstate route Narsinghpur to Kolkata via-Jamsola and back which is notified vide SI No. 04 of notification.

The vacancy arose due to cancellation of permanent permit No.51-R-2017 issued to vehicle OR05AP-6346 in 295<sup>th</sup> STA meeting.

The following applications have applied for grant of permanent permit on the above vacancy-

1. **Smt. Gayatri Panda, owner of vehicle No.OD05BB-5855**
2. **Sri Sapan Kumar Mishra, owner of vehicle No.OD02BV-6161**

Applicant **Smt. Gayatri Panda**, owner of vehicle **OD05BB-5855** is absent on call. The applicant has submitted the self-declaration in Annexure-A and B. The applicant has not submitted valid Bank Guarantee/Solvency Certificate.

Applicant **Sri Sapan Kumar Mishra**, owner of vehicle No.**OD02BV-6161** is absent on call. He has submitted Bank Guarantee 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.

Hearing closed.

During hearing Sri J. Pal, Advocate for Sri Sidhartha Kumar Sahoo owner of vehicle No.OR05AP-6346 submitted that Hon'ble High Court in W.P (C) No.5429 of 2022 has directed no final decision with regard to the notification made on 11.02.2022, vide Annexure-5, shall be taken till 08.04.2022.

The matter is deferred to next STA meeting for decision.

### **ITEM NO.3.6:- PURI TO KOLKATA, VIA-JAMSOLA**

Pursuant to the advertisement published in website and daily odia newspaper "The Sambad" and English Newspaper "The Indian Express" on 12.02.2022 and further published in website as well as in daily odia newspaper " The Samaj" and English Newspaper " The Times of India" on 01.03.2022 and 24.03.2022 inviting applications for



grant of permanent stage carriage permit in the interstate route Puri to Kolkata via-Jamsola and back which is notified vide SI No. 05 of notification.

The vacancy arose due to cancellation of permanent permit No.06-G-2021 issued to vehicle OD01AH-3727 as ordered by Hon'ble STAT in M.V Appeal No.11/2020.

The following applications have applied for grant of permanent permit on the above vacancy-

1. Smt. Renubala Mallick, owner of vehicle No.OD05BD-8162
2. Sri Rameswar Mishra, owner of vehicle No.OD11V-1261
3. Sri Pratyusha Kumar Parida, owner of vehicle No.OD02BL-0699
4. Sri Mahendra Nath Behera, owner of vehicle No.OD11R-4661
5. Sri Gajendra Nayak, owner of vehicle No.OD01AM-3166
6. Sri Ganesh Chandra Swain, owner of vehicle No.OD02BU-8046

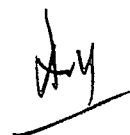
In the meantime, Smt. Manasi Priyadarsini Rout owner of vehicle No.OD01AH-3727 has filed W.P(C) No.1921/2022 before Honble High Court challenging the judgment dated 31.12.2021 passed by the Hon'ble STAT in M.V Appeal No.11/2020.

Another W.P(C) No.5117/2022 filed by Smt. Manasi Priyadarsini Rout owner of vehicle No.OD01AH-3727 before Hon'ble High Court challenging the letter dated 19.01.2022 and advertisement dated 11.02.2022 with a prayer to quash the advertisement and letter dated 19.01.2022.

The Hon'ble High Court has passed the following order –

"For the aforesaid reasons, both the writ petitions are allowed, consequently order of the Opposite Party No.1 declaring the permit granted to the Petitioner to be invalid stands quashed, so also consequential advertisement made pursuant to such direction of the State Transport Authority in the impugned order in W.P(C) No.1921 of 2022, which has been challenged in the related W.P(C) No.5117 of 2022 also stands quashed. Furthermore, the Petitioner be allowed to ply her vehicle bearing registration number OD01AH-3727 to the said route pursuant to such route permit granted to her vide Annexure-2 series in accordance with the terms and conditions. Failure on the part of the Petitioner to ply the vehicle in the manner known to law, however, shall entail to her to such coercive steps as permitted by the State Transport Authority."

After due deliberation, STA has decided to reject all applications filed by intending bus operators on the route Puri to Kolkata via-Jamsola.



It was decided to allow Smt. Manasi Priyadarsini Rout owner of vehicle No.OD01AH-3727 to operate her vehicle in the route Puri to Kolkata via-Jamsola as directed by Hon'ble High Court on the basis of permanent permit issued by this authority.

### ITEM NO.3.7:- PURI TO KOLKATA, VIA-LAXMANNATH

Pursuant to the advertisement published in website and daily odia newspaper "The Sambad" and English Newspaper "The Indian Express" on 12.02.2022 and further published in website as well as in daily odia newspaper "The Samaj" and English Newspaper "The Times of India" on 01.03.2022 and 24.03.2022 inviting applications for grant of permanent stage carriage permit in the interstate route Puri to Kolkata via-Laxmannath and back which is notified vide SI No. 01 of notification.

The vacancy arose due to cancellation of permanent permit No.11-R-2015 issued to vehicle OR11E-1545 in 295<sup>th</sup> STA meeting.

The following applications have applied for grant of permanent permit on the above vacancy-

1. Smt. Renubala Mallick, owner of vehicle No.OD05BD-8162
2. CMD, OSRTC, Bhubaneswar, owner of vehicle No.OD02BA-3686
3. CMD, OSRTC, Bhubaneswar, owner of vehicle No.OD02BA-3696
4. Sri Soumya Ranjan Pradhan, owner of vehicle No.OD02BU-0094
5. Sri Ratikanta Parida, owner of vehicle No.OD08H-3588
6. Sri Niranjan Sundaray, owner of vehicle No.OD02BL-0599
7. Sri Sajan Kumar Mishra, owner of vehicle No.OD02BV-6061
8. Sri Gajendra Nayak, owner of vehicle No.OD01AM-3166
9. Sri Ganesh Chandra Swain, owner of vehicle No.OD02BU-8046

Applicant **Smt. Renubala Mallick**, owner of vehicle No.**OD05BD-8162** is absent on call. She has submitted the Solvency Certificate and self-declaration in Annexure-A and B.

On verification from records it is found that the applied vehicle OD05BD-8162 is plying on the interstate route Kakatpur to Kolkata vide P.P No.22-R-2018.

The STA after due deliberation decided to reject the application filed by **Smt. Renubala Mallick**, owner of vehicle **OD05BD-8162** as the vehicle is having valid permit.



Applicant **CMD, OSRTC, Bhubaneswar**, owner of vehicle **OD02BA-3686** is represented by Sri P.K. Hota, DTM (O), OSRTC. The applicant has submitted the self-declaration in Annexure-A and B.

Applicant **CMD, OSRTC, Bhubaneswar**, owner of vehicle **OD02BA-3696** is represented by Sri P.K. Hota, DTM (O), OSRTC. The applicant has submitted the self-declaration in Annexure-A and B.

Applicant **Sri Soumya Ranjan Pradhan**, owner of vehicle No.**OD02BU-0094** is represented by Advocate, Sri M. B. K. Rao. He has submitted the Bank Guarantee 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.

On verification of Annexure-A, it is found that the applicant has not disclosed his vehicle number. However he has mentioned his vehicle number in Annexure-B.

Applicant **Sri Ratikanta Parida**, owner of vehicle No.**OD08H-3588** is represented by Advocate, Sri H.P. Mohanty. He has submitted Solvency Certificate and self-declaration in Annexure-A and B.

On verification of application of **Sri Ratikanta Parida** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD08H-3588, OR22D-7727, OD22B-7727, OD22D-7727, OD22M-7727, OR22D-2777, OR22G-2777 and suppressing the fact that he owns more vehicles i.e. ORB-5758, OD22K-7727, OR01A-7727.

Applicant **Sri Niranjan Sundaray**, owner of vehicle No.**OD02BL-0599** is absent on call. He has submitted Bank Guarantee and self-declaration in Annexure-A and B.

On verification of application of **Sri Niranjan Sundaray** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD02BL-0599, OD02AE-4199, OD02AA-4199, OD02AR-4199, OD02AX-4199, OD02Y-5199, OD02BH-0599, OD02BC-4199, OD02AK-8099, OD02AS-7099 and suppressing the fact that he owns another vehicle i.e. OD02AK-5199.



Applicant **Sri Sajjan Kumar Mishra**, owner of vehicle No.**OD02BV-6061** is absent on call. He has submitted Bank Guarantee 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.

Applicant **Sri Gajendra Nayak**, owner of vehicle No.**OD01AM-3166** is absent on call. He has submitted Solvency Certificate and self-declaration in Annexure-A and B.

On verification of application of **Sri Gajendra Nayak** it is found that he has submitted Annexure-A and B disclosing that he is the owner of vehicle OD01AM-3166, OR01R-4557 and suppressing the fact that he owns another one vehicle i.e. OR11D-0801.

Applicant **Sri Ganesh Chandra Swain**, owner of vehicle No.**OD02BU-8046** appeared in person. He has submitted Bank Guarantee and self-declaration in Annexure-A and B.

It is pertinent to mention here that permanent permit has been granted in favour of Sri Ganesh Chandra Swain in respect of vehicle OD02BU-8046 to operate in the interstate route Puri to Sarikela vide item No.2.2 of this proceeding.

Hearing closed.

During hearing Sri J. Pal, Advocate for Sri Sidhartha Kumar Sahoo owner of vehicle No.OR05AP-6346 submitted that Hon'ble High Court in W.P (C) No.5362 of 2022 has directed no final decision with regard to the notification made on 11.02.2022, vide Annexure-5, shall be taken till 08.04.2022.

The matter is deferred to next STA meeting for decision.

#### 4. INTER-STATE ROUTES (CASE MATTER)

**ITEM No.4.1: 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.**

Heard Sri H. P. Mohanty, Advocate on behalf of Sri Debendra Bark owner of vehicle No.OR11G-7646.



Permanent permit No.18-G-2015 was issued in favor of Sri Debendra Bark 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 dated 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 i.e. for a period of more than one year and not operated in the given route causing inconvenience to travelling public.

The STA in 264<sup>th</sup> meeting held on 31.01.2012 decided that:-

**“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 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 STA in 291<sup>st</sup> meeting held on 19.02.2020 resolved the following.

**“1.2 RENEWAL / CANCELLATION OF STAGE CARRIAGE PERMIT.**

It was brought to the notice of STA that after availing permanent stage carriage permit, some of the permit holders are (1) not operating the bus in the given route and timing, (2)kept the vehicle off road for more than one year causing disruption of service which is detrimental to commuting public and (3) not paying tax due.



In order to prevent such type of non-operation of bus services and keeping in view interest of travelling public, it was resolved that:

(i) 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. Besides steps will also be taken for cancellation of permit before its expiry under Section 86 of M.V. Act, 1988. The permit holder will furnish / upload self-declaration in **Annexure-C** at the time of making application for renewal of permit."

The permit holder was directed to file show cause as to why the permanent permit no.18-G-2015 shall not be cancelled for the above lapses vide this office It. no.10868/TC, dt.09.12.2020 and Sri Barik has filed show cause. He has also filed W.P. (C) No.10381 of 2021 which was disposed of on 11.02.2022. Hon'ble High Court has passed the following order.

"Considering the aforesaid facts and submission made and without expressing any opinion on the merit of the case, this Court dispose of this writ petition with an observation that the renewal of permit of the petitioner which is pending in respect of aforesaid route be considered and disposed of giving due opportunity of hearing to the petitioner and addressing his contention made, by a reasoned order within three months hence or in the next meeting of STA whichever is earlier. The decision taken thereof be communicated to the petitioner within ten days thereof."

It is not disputed that his vehicle was under off road did not operate in the given route from 01.07.2018 to 31.12.2020 i.e. more than one year causing inconvenience to travelling public. The permit holder also did not intimate the STA about non-operation of bus from 01.07.2018 to 31.12.2020 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 Phulbani to Tata for which permit was granted to petitioner considering volume of traffic in the said route. Non-plying of bus by the petitioner for more than one year 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 31.12.2020. For such deficiency in providing serviced to public by the petitioner, his conduct as stage carriage operator found to be not satisfactory.



The permit holder did not operate his vehicle from 01.07.2018 to 31.12.2020 i.e. more than one year without intimating the fact of non-operation of his vehicle to STA violating permit conditions for which the permit is liable to be cancelled under Section 86 (1) (a) of M.V. Act, 1988. The members of STA, after due deliberation, are of the view that the permit holder has failed to operate the bus in the given route for more than one year and thereby violated permit condition. Decision of STA to cancel the permit due to non operation is squarely applicable to the present case.

Considering the facts and circumstances of the case, provisions of law and decision taken by STA in 264<sup>th</sup> and 291<sup>st</sup> meetings, in exercise of powers under Section 86 (1) (a) of M.V. Act, 1988, it was resolved to reject application for renewal of permanent permit No.18-G-2015 issued to Debendra Barik, owner of vehicle OR11G-7646 in the route Phulbani to Tata for violating permit conditions. It was resolved that the route be notified in website of STA inviting applications for grant of permanent permit from deserving stage carriage operator.

**ITEM No.4.2: PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OD01AH-3727 TO OPERATE ON THE INTER-STATE ROUTE PURI TO KOLKATA VIA.JAMSOLA AND BACK.**

Pursuant to the advertisement in the official website on dated 29.10.2020 the route Puri to Kolkata via.Jamsola and back notified vide SI No.07 of notification. STA in its 293<sup>rd</sup> meeting held on 14.12.2020 resolved to grant permanent permit in favour of Manasi Priyadarsini Rout in respect of vehicle No.OD01AH-3727 to operate in the Interstate route Puri to Kolkata via. Jamsola to perform one single trip daily, subject to outcome of M.V. Appeal No.11 of 2020. Accordingly permanent permit lifted by Smt. Rout for operating her vehicle in the aforesaid route.

Decision in this regard has already been taken vide Item No.3.6.

**ITEM No.4.3: CONSIDERATION OF APPLICATION FOR RENEWAL OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OD15D-4544 ON THE ROUTE SAMBALPUR TO RAIPUR.**

Heard Sri B. N. Prasad, Advocate for Sri Samaru Pasayat, owner of vehicle OD15D-4544.

Permanent permit No.19-G-2016 issued in favour of Sri Samaru Pasayat in respect of vehicle No.OD15D-4544 to operate in the Interstate route Sambalpur to Raipur via.Sohela valid till 31.08.2021 as express nature of service.





Sri Pasayat has filed application on 11.08.2021 for renewal of permanent permit in respect of vehicle No.OD15D-4544.

On going through the records, it is found that, the vehicle was declared off-road for the period from 01.09.2016 to 06.12.2016 (3 months), 01.08.2017 to 31.10.2017 (3 months) and 01.02.2018 to 31.07.2018 (5 months) released on 05.07.2018. Thereafter the vehicle again declared off-road from 01.10.2020 to 30.06.2021 and released on 16.07.2021 and declared off-road 01.08.2021 to 30.09.2022 not yet been released.

Sri Pasayat has filed petition stating that, he failed to produce the valid M.V documents of vehicle No.OD15D-4544 as the said vehicle is declared off-road till 30.09.2022 and undergoing repair. Further he is stated that, it is not possible on his part to ply the vehicle OD15D-4544 in the route Sambalpur to Raipur and wanted to replace the said vehicle by OD15U-5353.

The STA in 291<sup>st</sup> meeting held on 19.02.2020 resolved the following.

#### **“1.2 RENEWAL / CANCELLATION OF STAGE CARRIAGE PERMIT.**

It was brought to the notice of STA that after availing permanent stage carriage permit, some of the permit holders are (1) not operating the bus in the given route and timing, (2) kept the vehicle off road for more than one year causing disruption of service which is detrimental to commuting public and (3) not paying tax due.

In order to prevent such type of non-operation of bus services and keeping in view interest of travelling public, it was resolved that:

(i) 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. Besides steps will also be taken for cancellation of permit before its expiry under Section 86 of M.V. Act, 1988. The permit holder will furnish / upload self-declaration in **Annexure-C** at the time of making application for renewal of permit.”

It is not disputed that his vehicle was under off road did not operate in the given route from 01.09.2016 to 06.12.2016 (3 months), 01.08.2017 to 31.10.2017 (3 months) and 01.02.2018 to 31.07.2018 (5 months) released on 05.07.2018. Thereafter the vehicle again declared off-road from 01.10.2020 to 30.06.2021 and released on 16.07.2021 and declared off-road 01.08.2021 to 30.09.2022 not yet been released i.e. more than one year



causing inconvenience to travelling public. The permit holder also did not intimate the STA about non-operation of bus of above mentioned period 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 Sambalpur to Raipur for which permit was granted to petitioner considering volume of traffic in the said route. Non-plying of bus by the petitioner for more than one year is bound to cause inconvenience to travelling public. The commuting public had suffered a lot due to non-operation of bus by the petitioner for period of more than one year. For such deficiency in providing service to public by the petitioner, his conduct as stage carriage operator found to be not satisfactory.

The permit holder did not operate his vehicle for more than one year without intimating the fact of non-operation of his vehicle to STA violating permit conditions for which the permit is liable to be cancelled under Section 86 (1) (a) of M.V. Act, 1988. The members of STA, after due deliberation, are of the view that the permit holder has failed to operate the bus in the given route for more than one year and thereby violated permit condition. Decision of STA to cancel the permit due to non operation is squarely applicable to the present case.

Considering the facts and circumstances of the case, provisions of law and decision taken by STA in 291<sup>st</sup> meeting, in exercise of powers under Section 86 (1) (a) of M.V. Act, 1988, it was resolved to reject application for renewal of permanent permit No.19-G-2016 issued to Sri Sambhu Pasayat, owner of vehicle OD15D-4544 in the route Sambalpur to Raipur for violating permit conditions. Consequent upon rejecting application for renewal of permit, his application for replacement of vehicle is rejected. It was resolved that the route be notified in website of STA inviting applications for grant of permanent permit from deserving stage carriage operator.

### APPROVAL OF PERMANENT PERMIT

#### ITEM NO.4.4:- KHARIAR TO RAIPUR AND BACK

STA in its 294<sup>th</sup> meeting held on 17.08.2021 vide item No.2.11 has decided to grant permanent stage carriage permit to CMD, OSRTC, Bhubaneswar in respect of vehicle No.OD10H-4767 in the Interstate route Bhawanipatna to Raipur via.Dharmagarh, Deobhog. In the meantime General Manager (A) OSRTC, Bhubaneswar has filed petition



requesting to grant of permanent permit in respect of above mentioned vehicle in the Interstate route Khariar to Raipur instead of Bhawanipatna to Raipur.

After careful consideration, the Chairman, STA has granted permanent permit in favour of CMD, OSRTC, Bhubaneswar in respect of above mentioned vehicle to operate the Interstate route Khariar to Raipur which is approved.

#### **5. INTER REGION ROUTES ( SINGLE APPLICATION)**

##### **ITEM NO. 5.1 - BHUBANESWAR TO NARASINGHPUR VIA- CUTTACK, ATHAGARH AND BACK.**

Applicant Sri Sudhakar Sahoo owner of vehicle No.OD05AE-6176 is represented by advocate Sri Sabyasachi Mishra. He has submitted the Solvency Certificate and self declaration in Annexure- "A & 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.

The Slot applied 124 has been allotted to OSRTC.Hence it is decided to reject application for permanent stage carriage permit to Sri Sudhakar Sahoo, owner of vehicle No.OD05AE-6176.

##### **ITEM NO. 5.2- KALIO TO BHUBANESWAR VIA- KANTISALA, NIALI AND BACK**

Applicant Sri Dayanidhi Swain, owner of vehicle No.OD02BJ-3751 appeared in person. He has not submitted Solvency Certificate or Bank Guarantee as required under Section 71 (3) (d) (i) of M.V. Act, 1988. He has not submitted self declaration in Annexure- "A & B".

As per vahan data no e-Challan drawn under Section 192-A of M.V. Act, 1988 against the vehicle No.OD02BJ-3751 owned by the applicant.

The STA after due deliberation decided to reject the application filed by Sri Dayanidhi Swain, owner of vehicle No.OD02BJ-3751 for non-submission of Solvency Certificate / Bank Guarantee and self declaration in Annexure "A & B". The route be notified in the website inviting applications for grant of Permanent Permit in the interest of commuting public.



**ITEM NO.5.3- BHUBANESWAR TO NAYAGARH AND BACK (2 RT).**

Applicant Sri Dayanidhi Swain, owner of vehicle No.OD02BG-4751 appeared in person. He has not submitted Solvency Certificate or Bank Guarantee as required under Section 71 (3) (d) (i) of M.V. Act, 1988. He has not submitted self declaration in Annexure- "A & B"

As per vahan data three e-Challans drawn under Section 192-A of M.V. Act, 1988 against above Stage carriage by the applicant. As per decision taken by STA no permit shall be granted to the applicant in respect of above vehicle for one year.

The STA after due deliberation decided to reject the application filed by Sri Dayanidhi Swain, owner of vehicle No.OD02BG-4751 for non-submission of Solvency Certificate / Bank Guarantee and self declaration in Annexure "A & B" and three e-Challans drawn under Section 192-A of M.V. Act, 1988. The route be notified in the website inviting applications for grant of Permanent Permit in the interest of commuting public.

**ITEM NO. 5.4- BERHAMPUR TO SIMANBADI VIA- ASKA AND BACK.**

The applicant Santosh Kumar Polai, owner of vehicle No.OD01T-0023 is absent on call.

He has submitted Solvency Certificate from Tahasildar, Aska, Ganjam issued on 06.04.2022 of Rs. 99,000/- and self-declaration in Annexure- "A and B".

As per vahan data no e-Challan drawn under Section 192-A of M.V. Act, 1988 against the above Stage Carriage owned by Sri Polai within one year prior to date of consideration of present application.

From the records it is learnt that Sri Polai while holding the permit bearing No.393-G-2015 for his vehicle No.OD07C-7799 which has illegally sold to Sri Chintamani Pradhan. Hence Sri Polai is found involved in trafficking of permit.

Therefore it is decided to reject the application of Sri Polai on the route Berhampur to Simanbadi, via-Aska and back for his vehicle NO.OD01T-0023.



**ITEM NO. 5.5- CHANDIKHOLE TO PARADEEP VIA- DUHURIA AND BACK.**

Applicant Smt. Pranati Jena, owner of vehicle No.OR04N-1095 represented through Advocate Sri A.K. Behera. This is single application. She has not submitted solvency Certificate or Bank Guarantee as required under section 71(3) (d) (i) of M.V. Act, 1988 and self declaration in Annexure "A" and "B".

As per vahan data no 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.

The STA after due deliberation decided to reject the application filed by Smt. Pranati Jena, owner of vehicle No.OR04N-1095 for non-submission of solvency Certificate or Bank Guarantee as required under section 71(3) (d) (i) of M.V. Act, 1988 and self declaration in Annexure "A" and "B" and to notify the route in website inviting applications for grant of permanent permit in the interest of commuting public.

**ITEM NO. 5.6- KAMALADIHA TO CUTTACK VIA- NARASINGHPUR, SARAGAON AND BACK.**

Applicant Sri Chittaranjan Mishra, owner of vehicle No.OR05AG-8475 is represented by Advocate Sri Sabyasachi Mishra. He has submitted self declaration in Annexure- "A" and "B". He has not submitted Solvency Certificate or Bank Guarantee as required under Section 71 (3) (d) (i) of M.V. Act, 1988.

As per Vahan data no 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.

The DTM OSRTC (A) BBSR has submitted an objection against the vehicle and requested not to grant permanent permit to aforesaid vehicle as they have already lifted permanent permit in respect of vehicle No.OD02BT-2593 and OD02BT-2531 in the exact time of above route.

On verification, it is found that the OSRTC has been granted permanent permit with Kamaladiha departure timing of both vehicles at 5.13 hrs and 14.00 hrs and from Cuttack departure timing at 6.48 hrs and 15.33 hrs. The notified timing at Kamaladiha is 6.40 hrs towards Cuttack and Cuttack departure time is 15.45 hrs towards Kamaladiha. The



objection of OSRTC has no merit because the opposite party will operate after OSRTC vehicles in both Up and Down trips.

After due deliberation it is decided to reject the application of Sri Chittaranjan Mishra on the grounds that the down trip timing slot is not vacant on the route Kamaldiha to Cuttack, via-Narasingshpur, Saragaon and back.

**ITEM NO. 5.7- ROURKELA TO BURLA VIA- SUNDARGARH, JHARSUGUDA AND BACK.**

Following applicants have applied for grant of permanent permit in the above route:-

1. Smt Kishori Sarangi, owner of vehicle No. OD16J-3663.
2. Sri Amit Sharma, owner of vehicle No. OD16J-9355.
3. Sri Mukesh Singh, owner of vehicle No. OD16H-7899.

Advocate Sri H. P. Mohanty appeared on behalf of Smt. Kishori Sarangi, owner of vehicle No.OD16J-3663. She has submitted the self- declaration in Annexure- A & B and solvency Certificate issued by Tahasildar, Subdega, Sundargarh of Rs. 10,00,000/-.

As per Vahan data no 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.

Advocate Sri H. P. Mohanty appeared for Sri Amit Sharma, owner of vehicle No. OD16J-9355 and prayed to withdraw the application. His application is rejected as withdrawn.

Advocate Sri A.K. Behera appeared for Mukesh Singh owner of vehicle No. OD16H-7899. He has not submitted Solvency / Bank Guarantee and Self Declaration in Annexure- A & B.

As per vahan data no e-challan drawn Under Section 192-A of M.V. Act 1988 against the vehicle No. OD16H-7899 owned by Mukesh Singh within one year prior to date of consideration of present application.

The STA after due deliberation decided to reject the application of Mukesh Singh, owner of vehicle No. OD16H-7899 for non-submission of Solvency Certificate / Bank Guarantee and self- declaration in Annexure- A & B.



After due deliberation it is decided to grant permanent stage carriage permit to Smt. Kishori Sarangi, owner of vehicle No.OD16J-3663 in the route **ROURKELA TO BURLA VIA- SUNDARGARH, JHARSUGUDA AND BACK** against the notified vehicle OD05Y-3663 vide permanent permit No. PP99/160535/G in S.L. No. 20 in category "A" of rationalized Route to perform **one round trips** daily for a period of five years, as **Express** service subject to verification of original documents submitted by him. 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. 5.8- GARPOSH TO ROURKELA VIA- RAJGANGPUR AND BACK.**

Pursuant to the advertisement published in website / daily News Paper "The Samaj and Sambad" on 26.03.2022 inviting application for grant of Permanent Permit Stage Carriage Permit in the Route from Garposh to Rourkela Via- Rajgangpur and back (2 RT) against the notified vehicle No. OR16C9168 vide P.P. No. PP99/140749/G in S.L. No. 22 in Category-A (Rationalize Route).

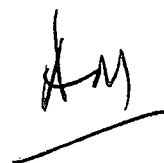
Following applicants have applied for grant of permanent permit in the above route:-

1. Smt Kishori Sarangi, owner of vehicle No. OD16J-3663.
2. Sri Amit Sharma, owner of vehicle No. OD16J-9355.
3. Sri Mukesh Singh, owner of vehicle No. OD16H-7899.

Advocate Sri H. P. Mohanty appeared for Smt Kishori Sarangi, owner of vehicle No. OD16J-3663 and prayed to withdraw the application. Her application is rejected as withdrawn.

Advocate Sri H. P. Mohanty appeared for Sri Amit Sharma, owner of vehicle No.OD16J-9355. He has submitted self-declaration in Annexure- A & B and Bank Guarantee issued by Uco-Bank Rajgangpur Main Branch, Sundargarh on 24.02.2022 for Rs.99,000/-.

As per Vahan data no 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.



Advocate Sri A.K. Behera appeared for Mukesh Singh owner of vehicle No. OD16H-7899. He has not submitted Solvency / Bank Guarantee and Self Declaration in Annexure- A & B.

As per vahan data no e-challan drawn Under Section 192-A of M.V. Act 1988 against the vehicle No. OD16H-7899 owned by Mukesh Singh within one year prior to date of consideration of present application.

The STA after due deliberation decided to reject the application of Mukesh Singh, owner of vehicle No. OD16H-7899 for non-submission of Solvency Certificate / Bank Guarantee and self- declaration in Annexure- A & B.

There is no objection. It is decided to grant permanent stage carriage permit to Sri Amit Sharma, owner of vehicle no. OD16J-9355 in the route **GARPOSH TO ROURKELA VIA- RAJGANGPUR AND BACK** against the notified vehicle OR16C-9168 vide permanent permit No. PP99/140749/G in Sl. No. 22, category- A of rationalized route to perform **two round trips** daily for a period of five years, as **Ordinary** service subject to verification of original documents submitted by him. 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.

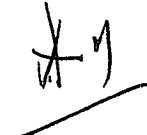
#### ITEM NO. 5.9- BANDHAHUDA TO CUTTACK VIA- ATHAGARH AND BACK.

Following applicants have applied for grant of permanent permit in the above route:-

1. Sri Prakash Kumar Rana, owner of vehicle No. OD02BX-6273.
2. Sri Pradeep Kumar Rath, owner of vehicle No. OD05P-6587.

Advocate Sri M.B.K. Rao appeared for Sri Prakash Kumar Rana, owner of vehicle No. OD02BX-6273. He has submitted Bank Guarantee from Indian Overseas Bank Chandrasekharpur Branch Bhubaneswar, Khurda issued on 29.03.2022 of Rs.99,000/- and self declaration in Annexure "A and B".

As per Vahan Data no e- challan drawn under section 192-A of M.V.Act, 1988 against the above Stage Carriage owned by Sri Prakash Kumar Rana within one year prior to date of consideration of present application.





Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Prakash Kumar Rana, owner of vehicle No. OD02BX-6273 secured **40** marks.

Advocate Sri H.P. Mohanty appeared for Sri Pradeep Kumar Rath, owner of vehicle No.OD05P-6587. He has submitted Bank Guarantee and self declaration in Annexure "A and B".

As per Vahan Data no e- challan drawn under section 192-A of M.V.Act, 1988 against the above Stage Carriage owned by Sri Pradeep Kumar Rath within one year prior to date of consideration of present application.

Based on the evaluation criteria, in terms of model of vehicle, type of facilities in bus, Sri Pradeep Kumar Rath, owner of vehicle No.OD05P-6587 secured **10** marks.

There is no objection. It is decided to grant permanent stage carriage permit to Prakash Kumar Rana, owner of vehicle no. OD02BX-6273 in the route **BANDHAHUDA TO CUTTACK VIA- ATHAGARH AND BACK** against the notified vehicle OR05AL-8477 vide permanent permit No.PP99/170807/G in Sl. No. No. 5 in category "A" of rationalised route to perform **one round trips** daily for a period of five years, as **Ordinary** service subject to verification of original documents submitted by him. 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.

**6. INTER REGION ROUTE (CASE MATTER).**

**ITEM NO. 6.1- CANCELLATION OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OD04K-2225 ON THE ROUTE BHUBANESWAR TO MANITRI VIA UDALA, NILAGIRI AND BACK.**

Heard Sri M.B.K. Rao, Advocate appeared for Smt. Santilata Choudhury, owner of vehicle OD04K-2225.

Permanent permit No.PP99/140347/G was granted to Smt. Santilata Choudhury, owner of vehicle OD04K-2225 in the route Bhubaneswar to Manitri via Udala, Nilagiri and back which is valid from 23.06.2019 to 21.06.2024.

Collector and District Magistrate, Balasore in his letter No.436 dated 31.01.2022 has intimated that it was decided in the District Road Safety Committee meeting held on



16.03.2021 that buses making stoppage on the Bridge for pickup and set-down of passengers endangering their lives. It was decided that all passenger buses will not make any stoppage on the bridge. On 22.01.2022 bus bearing registration No.OD04K-2225 while proceeding from Manitri to Bhubaneswar has stopped at Bidu Chhak on Bridge and met with an accident in which six passengers lost their lives. The Collector and District Magistrate, Balasore has requested to suspend / cancel the permit of the said vehicle for above irregularities.

On receipt of report from the Collector and District Magistrate, Balasore, the permit holder was directed vide letter No.1381 dated 03.02.2022 to file show cause as to why her permanent permit shall not be cancelled for willful violation of permit conditions.

In reply to notice dated 03.02.2022, the permit holder has filed reply stating that the impugned vehicle was away from 100 meters of Bidu Chhack on the date of accident. Due to rash and negligent driving of truck OD21H-0076 which dashed behind the bus OD04K-2225. One Muralidhar Samal, informant in Soro P.S. Case No.41 of 2022 stated in his FIR that his daughter and her mother had boarded the bus OD04K-2225 near Budi Chhack when truck bearing No.OD21H-0076 dashed on the backside of the bus resulting death of her daughter and five other passengers. The permit holder stated to drop the proceeding in view of submission made by her.

Learned Advocate also made same submission as has been mentioned in the reply to show cause filed earlier by the permit holder.

After receipt of reply from the permit holder, RTO, Balasore was requested vide letter No.2170 dated 16.02.2022 to cause and inquiry and furnish report. The RTO, Balasore in his letter No.924 dated 04.03.2022 has enclosed joint enquiry report of the Inspect of Motor Vehicle and Road Safety Officer. From the joint enquiry report it reveals that occurrence witness Pravat Kumar Dhamuadia, son of Bholanath Dhamuadia of Kespur, P.S. – Soro, Dist – Balasore stated before the Soro P.S that OD04K-2225 bus was standing on the bridge at Bidu Chhack to alight passengers when alleged truck OD21H-0076 dashed back side of bus. They have interacted with the witness to ascertain veracity of the occurrence. Due to accident both the vehicles capsized to the left side of the road. They have ascertained that the vehicle bearing registration No.OD04K-2225 was alighting passengers on the bridge at Bidu chhak in stationary position resulting the occurrence on 22.01.2022.



Permit holder relied upon contents of FIR filed before Soro P.S. by one Muralidhar Siala father of his deceased daughter who was travelling in the bus OD04K-2225 on the date of occurrence stating that near Bidu truck OD21H-0076 dashed to bus OD04K-2225 from its back side leading to death of six persons including her daughter. On the date and time accident Muralidhar Siala was not present. His written report filed before Soro P.S. cannot be accepted as he was not a eye witness.

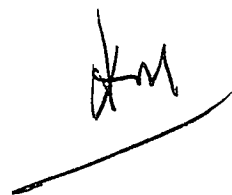
From the list of stoppages granted to the permit holder and attached to the permit, it reveals that there was no stoppage at Bidu Chhack or on bridge or 100 meters away from Bidu Chhack to pick up and set down passengers. The vehicle OD4K-2225 while standing on the bridge at Bidu Chhack to alight passengers, accident took place in which six persons died as it reveals from the joint inquiry report. Thus, it is evident that the permit holder has violated permit conditions by stopping his vehicle on the bridge at Bidu Chhack.

In view of facts and circumstances mentioned above, after due deliberation it is decided to cancel the permanent permit No.PP99/140347/G granted to Smt. Santilata Choudhury, owner of vehicle OD04K-2225 in the route Bhubaneswar to Manitri via Udala, Nilagiri and back under Section 86 (1) (a) of M.V. Act, 1988 for violation of permit conditions and to notify the route inviting applications for grant of permanent permit to deserving bus operators in the interest of travelling public.

**ITEM NO. 6.2- CANCELLATION OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OR05R-3175 ON THE ROUTE KUANPAL TO CUTTACK AND BACK.**

The permit holder is absent on call. Permanent Permit No.SC/PP/05/39/14 has been granted in favour of Sri Gobinda Chandra Swain in respect of vehicle OR05R-3175 to operate on the route from Kuanpal to Cuttack and back valid till 20.02.2024. On the basis of objection filed by Kartik Chandra Sahu, owner of vehicle No.OR15R-6754 operating in the route Alianti to Bhubaneswar and Bhubaneswar to Balichandrapur and back, report was called for from the RTO, Cuttack vide this office letter No.12043 dated 09.11.2021. The Inspector, Motor Vehicle, Cuttack vide his letter No.5402 dated 09.12.2021 intimated that vehicle OR05R-3175 is having seating capacity 21 in all.

The STA has decided not to grant permit on any route to a stage carriage having seating capacity less than 25. Accordingly, notice was issued to the permit holder Govind Chandra Swain, owner of vehicle OR05R-3175 to file show cause as to why his permit shall not be cancelled.



On the date of hearing the permit holder has filed application to grant two months time to replace the existing vehicle by more than 25 seater vehicle.

It was decided to defer the matter to next STA meeting.

**ITEM No.6.3- CANCELLATION OF PERMANENT PERMIT IN RESPECT OF VEHICLE NO.OR02BG-2770 ON THE ROUTE BHUBANESWAR TO NAYAGARH AND BACK.**

Permanent Permit No.113-G/2010 in the respect of vehicle No.OR02BG-2770 was issued in favour of Sk. Kamaluddin, on the route Bhubaneswar to Nayagarh and back which was cancelled by the Chairman, STA vide order dated 22.07.2021. Being aggrieved the permit holder filed M.V. Appeal No.17/2011 before Hon'ble STAT which was dismissed on 24.10.2011. Sk. Kamaluddin has filed W.P. (C) No.1304 of 2014 challenging the order of Hon'ble STAT which was dismissed on 03.04.2018. Suppressing the fact of dismissal of M.V. Appeal No.17/2011 and W.P. (C) No.1304 of 2014, Sk. Kamaluddin filed application for renewal of permanent permit for a further period from 09.07.2015 to 08.07.2020 and 09.07.2020 to 08.07.2025 by fraud and misrepresentation.

Sk. Mamaluddin was intimated vide letter No.2571 dated 23.02.2022 by Speed Post to file show cause as to why the said permit shall not be cancelled. He was also intimated vide this office letter No.4310 dated 02.04.2022 to appear before STA on 07.04.2022 for hearing in virtual mode.

In view of facts and circumstances mentioned above, after due deliberation it is decided to cancel the permanent permit No.PP99/150339/G granted to Sk. Kamaluddin, owner of vehicle No.OR02BG-2770 replaced by vehicle No.OD02K-9045 on the route Bhubaneswar to Nayagarh and back under Section 86 (1) (d) of M.V. Act, 1988 for violation of permit conditions and to notify the route inviting applications for grant of permanent permit to deserving bus operators in the interest of travelling public.

**ITEM NO.6.4:- CANCELLATION OF PERMANENT PERMIT IN THE ROUTE BHANJKIA TO BHUBANESWAR VIA ANANDAPUR, JAJPUR ROAD.**

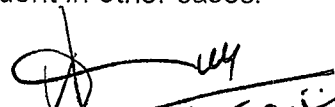
Permanent permit was granted to Mirza Aaquib Ali Baig, owner of vehicle OD05P-8677 to operate in the route Bhanjikia to Bhubaneswar via Anandapur, Jajpur Road which valid from 29.11.2021 to 28.11.2026. Said permanent permit was transferred from the name of Mirza Aaquib Ali Baig to the name of his wife Diljoe Alam w.e.f. 22.12.2021 and the vehicle was replaced by OD05AM-9277 on the basis of order passed by Secretary,



STA. While adjudicating Misc. case No.02/2022, Secretary, STA has passed order to the effect that while holding permit by Mirza Aaqib Ali Baig, owner of vehicle OD05P-8677, he has transfer the bus to one Hrushikesh Sahoo for which the said permit is to be cancelled. Accordingly, the matter was placed in the STA meeting for decision.

From records it reveals that permit held by Mirza Aaqib Ali Baig, owner of vehicle OD05P-8677 was transferred to the name of Diljoe Alam w.e.f. 22.12.2021 and the vehicle OD05P-8677 was replaced by OD05AM-9277. VAHAN data of vehicle OD05P-8677 discloses that the vehicle stands in the name of Mirza Aaqib Ali Baig.


In view of facts and circumstances mentioned above, after due deliberation it is decided not to proceed further any action under Section 86 (1) of M.V. Act, 1988 against Mirza Aaqib Ali Baig, owner of vehicle OD05P-8677 as he is not holding permit in his name in the aforesaid route. This shall not be cited as precedent in other cases.

  
Chairman 2.5.22  
STA, Odisha, Cuttack.

Dt. 09-05-22

Memo No. 6/62 LTC.

Copy to all members of STA for information.

  
Secretary, 9.5.2022.  
STA, Odisha, Cuttack.