

M.10

Noting by Office of or Advocate	Serial No.	Date	Office notes, reports, orders or proceedings with signatures
			<p>effect may be allowed 10 (ten) trips in a month for same day return from Baratang. The requests of tourist permit holders Shri R.S.Yadav and Smti Rekha Devi for their buses AN 01 B-8818 and AN 01 B-8827 respectively have been considered accordingly."</p> <p>Mr.Banerjee assails the said resolution and consequent action taken by the concerned authority on the ground that law does not permit such a restriction to be imposed by the said authority. Subsequently, however, there had been a change in complexion as it is revealed from the affidavit in opposition which in its annexure A-2 at page 22, reflects:-</p> <p>"Minutes of the State Transport Authority meeting held in the chamber of Commissioner-cum-Secretary(Tpt)/Chairman, STA on 29.3.2010".</p> <p>It appears there from that there was a resolution regarding restriction of vehicles for same day return from Baratang and it was observed that it does not come under the purview of the State Transport Authority as per section 67 and 68 of the Motor Vehicles Act, 1988. This issue needs to be taken up and addressed by the competent authority under Section 115 of M.V.Act, 1988.</p>