

26.02.2026

Item No.14

Crt.No.10

b.r.

WPA 1459 of 2026

Atiar Rahaman Mondal

-vs-

The State of West Bengal & Ors.

Mr. Sanat Kumar Roy

Mr. Baidurya Ghosal

.... For the petitioner.

Mr. Pantu Deb Roy, Ld. AGP

Mr. S. Bhattacharya

Mr. Ranajit Roy

.... For the State.

1. Affidavit of service filed by the petitioner which is kept with the record.
2. Heard the parties through their respective learned counsels.
3. The petitioner in the instant case is an intending operator applied for issuing stage carriage permit which has been approved in the RTA Board as per the meeting held on 03.12.2022 subject to issuance of the NOC as per rule 103 by the Regional Transport Authority (RTA), Nadia. Despite repeated reminders given to the Secretary, RTA, Nadia District, the same has been kept pending unnecessarily.
4. The learned counsel for the petitioner submits that a resolution has been taken by the Chairman of RTA, Purba Bardhaman dated 03.12.2025 being annexure p-2 page-13, which is reproduced below:-

“ i. The distance of the proposed route is 84 km. The distance from Burdwan Nababhat Bus stand is 64 km is under the jurisdiction of RTA, Purba Burdwan, Rest of the route is 20 km under jurisdiction of RTA, Nadia. The road is motorable and it is existing bus route. The Permit is hereby issued sub, till Receiving of NOC from RTA, Bankura.

ii. Establishment of Clash-Free time Table.

iii. Production of Bus having at least BS-III norms.

iv) Passing of Vehicle after physical health check up of the same for the safety of common passengers.”

5. After hearing the parties at length I am of the considered view that since the major portion of the route in question falls within the RTA, Purba Bardhaman, it is incumbent upon RTA, Nadia to issue “No Objection Certificate’ under Rule 103 of the West Bengal Motor Vehicle Rules, 1989 for the stage carriage permit.
6. I direct the respondent No.6 to issue no objection certificate within a period of four weeks from the date of the communication of this order.
7. With the above observations and directions, this writ petition, **WPA 1459 of 2026 is disposed of** without taking any exception of the merits of the case.
8. Photostat certified copy of this order, if applied for, be furnished expeditiously.

(Smita Das De, J.)