

**राजस्थान सरकार**  
**परिवहन विभाग**

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**अधिसूचना**

यतः मोटर यान अधिनियम, 1988 (1988 का केन्द्रीय अधिनियम सं. 59) की धारा 65, 96, 111 और 213 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए, राजस्थान मोटर यान नियम, 1990 को संशोधित करने के लिए राजस्थान मोटर यान (तृतीय प्रारूप संशोधन) नियम, 2015 का प्रारूप उससे संभाव्यतः प्रभावित होने वाले सभी व्यक्तियों से, उस तारीख से, जिसको उक्त अधिसूचना की राजस्थान राजपत्र में यथा-प्रकाशित प्रतियां जनता को उपलब्ध करा दी जाये, 15 दिन के अवसान के पूर्व आक्षेप और सुझाव आमंत्रित करते हुए उक्त अधिनियम की धारा 212 की उप-धारा (1) की अपेक्षानुसार राजस्थान राजपत्र विशेषांक, भाग 3 (ख) दिनांक 01.07.2015 को प्रकाशित किया गया था।

और यतः उक्त अधिसूचना की प्रतियां जनता को 07.07.2015 को उपलब्ध करा दी गयी थी।

और यतः उक्त प्रारूप नियमों पर प्राप्त आक्षेपों और सुझावों पर विचार किया गया।

अतः अब मोटर यान अधिनियम, 1988 (1988 का केन्द्रीय अधिनियम सं. 59) की धारा 65, 96, 111 और 213 द्वारा प्रदत्त शक्तियों का प्रयोग करते हुए राज्य सरकार, राजस्थान मोटर यान नियम, 1990 को और संशोधित करने के लिए इसके द्वारा निम्नलिखित नियम बनाती है, अर्थात् :-

1. संक्षिप्त नाम और प्रारम्भ.— (1) इन नियमों का नाम राजस्थान मोटर यान (तृतीय संशोधन) नियम, 2015 है।

(2) ये राजपत्र में इनके प्रकाशन की तारीख से प्रवृत्त होंगे।

2. नियम 1.2 का संशोधन.— राजस्थान मोटर यान नियम, 1990, जिन्हें इसमें इसके पश्चात् उक्त नियमों के रूप में निर्दिष्ट किया गया है, के नियम 1.2 के उप-नियम (1) में,—

(i) विद्यमान खण्ड (ड) के स्थान पर निम्नलिखित प्रतिस्थापित किया जायेगा, अर्थात् :-

“(ड) “राज्य परिवहन प्राधिकरण का सचिव” से राज्य परिवहन प्राधिकरण के सचिव के कृत्यों और दायित्वों का पालन करने के लिए सरकार द्वारा नियुक्त,

परिवहन विभाग के मुख्यालय पर पदस्थापित, कोई अतिरिक्त परिवहन आयुक्त अभिप्रेत है;"

(ii) विद्यमान खण्ड (प) के स्थान पर निम्नलिखित प्रतिस्थापित किया जायेगा, अर्थात् :-

"(प) "उप-नगरीय मार्ग" से कोई ऐसा मार्ग अभिप्रेत है, जो किसी शहर या नगर से प्रारंभ होता है और राज्य सरकार द्वारा लोकहित में उप-नगरीय मार्ग के रूप में घोषित किया गया है।"

3. नियम 4.18 का संशोधन.— उक्त नियमों के नियम 4.18 में, विद्यमान उप-नियम (1) के पश्चात् और विद्यमान उप-नियम (2) के पूर्व, निम्नलिखित नया उप-नियम (1क) अंतःस्थापित किया जायेगा, अर्थात् :-

"(1क) उप-नियम (1) में किसी बात के अंतर्विष्ट होने पर भी, परिवहन आयुक्त किसी यान या यानों के वर्ग को किसी प्राधिकारी, व्यक्ति या अनुमोदित परीक्षण केन्द्र से धारा 56 के अधीन प्रमाणपत्र अभिप्राप्त करने हेतु निदेशित कर सकेगा।"

4. नियम 5.19 (क) का संशोधन.— उक्त नियमों के विद्यमान नियम 5.19 (क) को "5.19" के रूप में पुनः संख्यांकित किया जायेगा।

5. नियम 5.19 का संशोधन.— उक्त नियमों के इस प्रकार पुनः संख्यांकित नियम 5.19 में,

"(i) उप-नियम (1) में, विद्यमान खण्ड (iv) के पश्चात्, निम्नलिखित खण्ड जोड़े जायेंगे, अर्थात् :

(v) कि परमिट अधिनियम और तदधीन बने नियमों में यथा अधिकथित उपबंधों/शर्तों के अध्यधीन होंगे और राज्य परिवहन प्राधिकरण/प्रादेशिक परिवहन प्राधिकरण, राजस्थान द्वारा समय-समय पर अधिकथित शर्तों/निदेशों के अध्यधीन भी होंगे। इसके अतिरिक्त, विनिर्दिष्ट स्कीमों के निबंधन और शर्तें, विशिष्ट स्कीम के अधीन मंजूर किये गये परमिट के लिए अतिरिक्त शर्तें होंगी।

(vi) जब यान सड़क पर हो, तब ड्राइवर और कण्डक्टर से भिन्न परमिट धारक का कोई व्यक्ति और कण्डक्टर को सम्मिलित करते हुए कोई व्यक्ति बस की सीढ़ियों पर नहीं होंगे या यान के दरवाजे से बाहर अपना हाथ नहीं निकालेंगे;

(vii) अभिनियोजित किये जाने वाले ड्राइवर और कण्डक्टर, उच्च नैतिक चरित्र वाले होंगे और सवारियों के प्रति नम्र और शिष्ट बने रहेंगे;

- (viii) मंजिली गाड़ियों में अभिनियोजित किये जाने वाले ड्राइवर/कण्डक्टर से परिवहन आयुक्त द्वारा यथा विनिर्दिष्ट परीक्षा और प्रशिक्षण पूरा करने की अपेक्षा की जा सकेगी;
- (ix) ड्राइवर/कण्डक्टर, राज्य परिवहन प्राधिकरण/प्रादेशिक परिवहन प्राधिकरण को पूर्व सूचना के बिना, नियुक्त या परिवर्तित नहीं किये जायेंगे;
- (x) यात्रियों से किराया राज्य सरकार द्वारा अनुमोदित दरों पर प्रभारित किया जायेगा और संदत्त किराये के लिए यात्रियों को टिकट जारी किये जायेंगे। इस प्रकार जारी किये गये टिकटों पर बस नंबर, मार्ग, यात्रियों से वास्तविक रूप से प्रभारित किया गया किराया और यात्रियों के चढ़ने का स्थान और गंतव्य स्थान अंकित होगा। तथापि, यदि राज्य परिवहन प्राधिकरण/प्रादेशिक परिवहन प्राधिकरण द्वारा किसी यान, मंजिली गाड़ियों के यानों के वर्ग से अपेक्षा की जाती है तो, टिकट ई-टिकटिंग के माध्यम से जारी किये जायेंगे;
- (xi) बस की रजिस्ट्रीकृत बैठने और खड़े रहने की क्षमता से अधिक यात्री नहीं ले जाये जायेंगे;
- (xii) किसी भी अवस्था में प्रत्येक यात्री 15 किलोग्राम से अधिक सामान और व्यक्तिगत चीजबस्त मुफ्त में बस में नहीं ले जा सकेगा;
- (xiii) यह सुनिश्चित किया जायेगा कि बस पर माल इस प्रकृति का हो और इस प्रकार पैक और सुरक्षित किया गया हो जिससे यात्रियों को संकट, असुविधा या परेशानी कारित न हो;
- (xiv) मंजिली गाड़ी परमिट वाली बसें राज्य परिवहन प्राधिकरण के पूर्व अनुमोदन के सिवाय, किसी अन्य प्रयोजन के लिए उपयोग में नहीं ली जायेंगी;
- (xv) प्रचालक के कर्मचारियों के फायदे के लिए श्रम विधियों और अन्य अधिनियमितियों के अधीन समस्त कानूनी दायित्वों का परमिटधारक द्वारा निष्ठा से पालन किया जायेगा;
- (xvi) यह कि कर्मिदल (ड्राइवर और कण्डक्टर), जहां कहीं लागू हों, निःशक्त व्यक्तियों की बस में चढ़ने में और उतरने में हरसंभव सहायता करेंगे। इसके अतिरिक्त, यदि ड्राइवर या कण्डक्टर निर्दिष्ट बस स्टाप पर किसी निःशक्त व्यक्ति को चढ़ने के लिए बस को रोकने में असफल रहता है या बस में चढ़ने में निःशक्त व्यक्ति (व्यक्तियों) की सहायता करने से इंकार करता है/असफल रहता है तो वे निःशक्त व्यक्ति (समान अवसर, अधिकार संरक्षण और पूर्ण भागीदारी) अधिनियम, 1995 के



- अधीन कार्रवाई के लिए दायी होंगे और उनका परमिट राज्य परिवहन प्राधिकरण द्वारा निलम्बित या रद्द किया जा सकेगा;
- (xvii) परिवहन आयुक्त द्वारा यथा विनिर्दिष्ट विनिर्देशों के ग्लोबल पोजिशनिंग सिस्टम (जी पी एस) को ऐसे यानों में, ऐसी तारीख से और ऐसी रीति में स्थापित किया जायेगा जैसा परिवहन आयुक्त द्वारा निदिष्ट किया जाये। संविदा गाड़ी के स्वामी द्वारा यह सुनिश्चित किया जायेगा कि इस प्रकार स्थापित जी पी एस सदैव चालू हालत में रखा गया है।
- (xviii) यदि किसी भी बस में किसी महिला के विरुद्ध अभद्र व्यवहार, उत्पीड़न या छेड़खानी इत्यादि की कोई घटना, जो कि उसकी लज्जा भंग करने के समान हो, घटित होती है तो बस के कर्मिंदल (जैसे ड्राइवर और कण्डक्टर) का यह कर्तव्य होगा कि तुरन्त पुलिस को इसकी सूचना दे और बस को निकटतम पुलिस थाना/पुलिस चौकी/पी सी आर वैन के पास ले जाये और अपराधी को पुलिस को सौंप दे ;
- (xix) यान में पर्दे या फिल्म लगे हुए कांच नहीं लगाये जायेंगे। विनिर्माता द्वारा उपलब्ध कराये गये विंडस्क्रीन, पिछली खिड़की और बगल की खिड़की के रंगदार कांचों की दशा में, वे केन्द्रीय मोटरयान नियम, 1989 के नियम 100 के उप-नियम (2) और रिट याचिका (सिविल) सं. 265/2011, दिनांक 27 अप्रैल, 2012 में माननीय उच्चतम न्यायालय के निर्णय के अधीन यथा विहित स्थिति में संधारित किये जायेंगे;
- (xx) यान में पर्याप्त आन्तरिक सफेद रोशनी होगी। यान के भीतर के क्रियाकलाप, जब भी यान दिन या रात्रि के दौरान सड़क पर चल रहा हो, बाहर की तरफ से दृश्यमान होने चाहिए;
- (xxi) ड्राइवर और कण्डक्टर के ब्यौरे (जैसे नाम, पता, अनुज्ञप्ति संख्यांक, बैच संख्यांक) और यान के स्वामी के दूरभाष/मोबाइल नम्बर, परिवहन और पुलिस हैल्पलाइन नम्बर और यान का रजिस्ट्रीकरण संख्यांक यान के भीतर सहजदृश्य स्थान पर भिन्न रंग में प्रदर्शित होंगे, जिससे ये यान के सभी यात्रियों को स्पष्टतः दृश्यमान हों;
- (xxii) समस्त यान जो ड्यूटी पर नहीं हैं स्वामियों के पास पार्क किये जायेंगे ड्राइवरों या अन्य स्टाफ के सदस्यों के पास नहीं; और
- (xxiii) परमिटधारक यह सुनिश्चित करेगा कि उसके यान में कम से कम पच्चीस प्रतिशत सीटें महिलाओं के लिए आरक्षित हों, अगले द्वार की ओर कण्डक्टर की तरफ दो सीटें वरिष्ठ नागरिकों/निःशक्त व्यक्तियों के लिए आरक्षित हों। इस प्रकार



आरक्षित सीटें तदनुसार चिन्हित भी की जायेंगी। यान का कण्डक्टर यह सुनिश्चित करेगा कि इन सीटों का अधिभोग उपर्युक्त कथित आरक्षित यात्रियों द्वारा किया जा रहा है। "

(ii) उप-नियम (2) में, विद्यमान खण्ड (iii) के पश्चात्, निम्नलिखित नये खण्ड जोड़े जायेंगे, अर्थात् :-

- "(iv) यह कि परमिट अधिनियम और तदधीन बनाये गये नियमों में यथा अधिकथित उपबंधों/शर्तों के अध्यधीन होंगे और राज्य परिवहन प्राधिकरण/प्रादेशिक परिवहन प्राधिकरण, राजस्थान द्वारा समय-समय पर अधिकथित शर्तों/निर्देशों के भी अध्यधीन होंगे। इसके अतिरिक्त, विनिर्दिष्ट स्कीमों के निबन्धन और शर्तें, विशिष्ट स्कीम के अधीन मंजूर किये गये परमिट के लिए अतिरिक्त शर्तें होंगी;
- (v) यह कि कर्मिंदल (ड्राइवर और कण्डक्टर), जहां कहीं लागू हों, निःशक्त व्यक्तियों की बस में चढ़ने में और उतरने में हरसंभव सहायता करेंगे। इसके अतिरिक्त, यदि ड्राइवर या कण्डक्टर निर्दिष्ट बस स्टॉप पर किसी निःशक्त व्यक्ति को चढ़ने के लिए बस को रोकने में असफल रहता है या बस में चढ़ने में निःशक्त व्यक्ति (व्यक्तियों) की सहायता करने से इंकार करता है/असफल रहता है तो वे निःशक्त व्यक्ति (समान अवसर, अधिकार संरक्षण और पूर्ण भागीदारी) अधिनियम, 1995 के अधीन कार्रवाई के लिए दायी होंगे और उनका परमिट राज्य परिवहन प्राधिकरण द्वारा निलम्बित या रद्द किया जा सकेगा;
- (vi) यदि किसी भी बस में किसी महिला के विरुद्ध अभद्र व्यवहार, उत्पीड़न या छेड़खानी इत्यादि की कोई घटना, जो कि उसकी लज्जा भंग करने के समान हो, घटित होती है तो बस के कर्मिंदल (जैसे ड्राइवर और कण्डक्टर) का यह कर्तव्य होगा कि तुरन्त पुलिस को इसकी सूचना दे और बस को निकटतम पुलिस थाना/पुलिस चौकी/पी सी आर वैन के पास ले जाये और अपराधी को पुलिस को सौंप दे;
- (vii) परिवहन आयुक्त द्वारा यथा विनिर्दिष्ट विनिर्देशों के ग्लोबल पोजिशनिंग सिस्टम (जी पी एस) को ऐसे यानों में, ऐसी तारीख से और ऐसी रीति में स्थापित किया जायेगा जैसा परिवहन आयुक्त द्वारा निर्दिष्ट किया जाये। संविदा गाड़ी के स्वामी द्वारा यह सुनिश्चित किया जायेगा कि इस प्रकार स्थापित जी पी एस सदैव चालू हालत में रखा गया है;
- (viii) यान में पर्दे या फिल्म लगे हुए कांच नहीं लगाये जायेंगे। विनिर्माता द्वारा उपलब्ध कराये गये विंडस्क्रीन, पिछली खिड़की

और बगल की खिड़की के रंगदार कांचों की दशा में, वे केन्द्रीय मोटरयान नियम, 1989 के नियम 100 के उप-नियम (2) और रिट याचिका (सिविल) सं. 265/2011, दिनांक 27 अप्रैल, 2012 में माननीय उच्चतम न्यायालय के निर्णय के अधीन यथा विहित स्थिति में संधारित किये जायेंगे;

- (ix) यान में पर्याप्त आन्तरिक सफेद रोशनी होगी। यान के भीतर के क्रियाकलाप, जब कभी यान दिन या रात्रि के दौरान सड़क पर चल रहा हो, बाहर की तरफ से दृश्यमान होने चाहिए;
- (x) ड्राइवर और कण्डक्टर के व्यौरे (जैसे नाम, पता, अनुज्ञप्ति संख्यांक, बैच संख्यांक) और यान के स्वामी के दूरभाष/मोबाइल नम्बर, परिवहन और पुलिस हैल्पलाइन नम्बर और यान का रजिस्ट्रीकरण संख्यांक यान के भीतर सहजदृश्य स्थान पर भिन्न रंग में प्रदर्शित होंगे, जिससे ये यान के सभी यात्रियों को स्पष्टतः दृश्यमान हों; और
- (xi) समस्त यान जो ड्यूटी पर नहीं हैं स्वामियों के पास पार्क किये जायेंगे ड्राइवरों या अन्य स्टाफ के सदस्यों के पास नहीं।”

6. नियम 7.14 क का संशोधन.— उक्त नियमों के नियम 7.14क के विद्यमान उप-नियम (1) के स्थान पर निम्नलिखित प्रतिस्थापित किया जायेगा, अर्थात् :—

“(1) स्लीपर कोच से दो टियर वाला या तो शयन या शयन और बैठने की सुविधा उपलब्ध कराने के लिए डिजाइन किया गया या संनिर्मित कोई मोटर यान अभिप्रेत है जिसमें उपरी टियर पर आवश्यक रूप से बर्थ की व्यवस्था होगी जो 1x1 या 2x1 बर्थ होगी। निचले टियर में निम्नलिखित में से कोई व्यवस्था होगी :—

- (i) चैसिस के साथ-साथ 1x1 या 2x1 की बर्थ व्यवस्था;
- (ii) चैसिस में आड़ी 2x2 या 1x1 की बैठक व्यवस्था;
- (iii) राज्य परिवहन प्राधिकारी के अनुमोदन के अध्यधीन रहते हुए कोई अन्य व्यवस्था।”

7. नियम 7.14ख का हटाया जाना.— उक्त नियमों का विद्यमान नियम 7.14ख हटाया जायेगा।

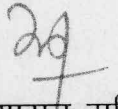
राज्यपाल के आदेश से,

(डॉ. मनीषा अरोड़ा)

संयुक्त शासन सचिव

प्रतिलिपि निम्नांकित को सूचनार्थ एवं आवश्यक कार्यवाही हेतु प्रेषित है:-

1. अधीक्षक, राजकीय केन्द्रीय मुद्रणालय, जयपुर को राजकीय राजपत्र के असाधारण अंक दिनांक 31/08/15 में प्रकाशनार्थ एवं प्रकाशित अंक की प्रति इस विभाग को भिजवाने हेतु।
2. निजी सचिव, प्रमुख शासन सचिव, माननीया मुख्यमंत्री, राजस्थान, जयपुर।
3. विशिष्ट सहायक, माननीय परिवहन मंत्री महोदय, राजस्थान, जयपुर।
4. निजी सचिव, माननीय परिवहन राज्य मंत्री महोदय, राजस्थान, जयपुर।
5. निजी सचिव, प्रमुख शासन सचिव, वित्त, राजस्थान, जयपुर।
6. निजी सचिव, परिवहन आयुक्त एवं शासन सचिव।
7. महालेखाकार (वाणिज्यिक एवं प्राप्ति लेखा परीक्षा), राजस्थान, जयपुर।
8. विधि (संहिताकरण) विभाग, जयपुर।
9. समस्त मुख्यालय अधिकारीगण।
10. अपर परिवहन आयुक्त, .....(समस्त) जोन।
11. श्री संजय सिंघल, सिस्टम एनालिस्ट को विभागीय वेबसाईट में अपडेट करने हेतु सूचनार्थ प्रेषित है।
12. प्रादेशिक/अति. प्रादेशिक/जिला परिवहन अधिकारी.....समस्त।
13. समस्त प्रभारी अधिकारी कर संग्रह केन्द्र, परिवहन विभाग।
14. रक्षित पत्रावली।

  
संयुक्त शासन सचिव



**GOVERNMENT OF RAJASTHAN  
TRANSPORT DEPARTMENT**

No. F 7(3) pari/rules/hq/ 2005/IV/ 16885 Jaipur, Date:- 31.08.2015

**NOTIFICATION**

Whereas the draft of the Rajasthan Motor Vehicles (Third Draft Amendment) Rules, 2015, amending the Rajasthan Motor Vehicles Rules, 1990, in exercise of the powers conferred by section 65, 96, 111 and 213 of Motor Vehicles Act, 1988 (Central Act No. 59 of 1988), was published as required by sub-section (1) of section 212 of the said Act, in the Rajasthan Gazette Extraordinary part 3(Kha) dated 01.07.2015, inviting objections and suggestions from all persons likely to be affected thereby before the expiry of 15 days from the date on which the copies of the said notification as published in Rajasthan Gazette were made available to the public.

And whereas, copies of the said Notification were made available to the public on 07.07.2015.

And whereas, the objections and suggestions received on the said draft rules have been considered.

Now, therefore, in exercise of the powers conferred by by section 65, 96, 111 and 213 of Motor Vehicles Act, 1988 (Central Act No. 59 of 1988), the State Government hereby makes the following rules further to amend the Rajasthan Motor Vehicles Rules, 1990, namely:-

**1. Short title and commencement.-** (1) These rules may be called the Rajasthan Motor Vehicles (Third Amendment) Rules, 2015.

(2) They shall come in to force on the date of their publication in the Official Gazette.

**2. Amendment of rule 1.2.-** In sub-rule (1) of rule 1.2 of the Rajasthan Motor Vehicles Rules, 1990, herein after referred to as the said rules,-

(i) the existing clause (m) shall be substituted by the following, namely:-

“(m) “Secretary of the State Transport Authority” means any Additional Transport Commissioner, posted at head office of Transport Department, appointed by the Government to perform the functions and duties of the Secretary of the State Transport Authority; ”

(ii) the existing clause (u) shall be substituted by the following, namely:-

**“(u) “Sub-Urban Route”** means any route which starts from a city or town and declared as sub-urban route by the State Government in the public interest.”

**3. Amendment of rule 4.18.-** In rule 4.18 of the said rules, after the existing sub-rule (1) and before the existing sub-rule (2) the following new sub-rule (1A) shall be inserted, namely:-

“(1A) Notwithstanding anything contained in sub-rule (1), the Transport Commissioner may direct to any vehicle or class of vehicles to obtain the certificate under section 56 from any authority, person or approved testing station.”

**4. Amendment of rule 5.19(A).-** The existing rule 5.19(A) of the said rules shall be renumbered as “5.19”.

**5. Amendment of rule 5.19.-** In rule 5.19, so renumbered, of the said rules,-

(i) in sub-rule (1) after the existing clause (iv), following clauses shall be added, namely:-

“(v) that the permits shall be subject to the provisions/ conditions/ as laid down in the Act and rules made there under and also subject to the conditions/directions laid down by the State Transport Authority/Regional Transport Authority, Rajasthan from time to time. Further, terms and conditions of specific schemes shall be the additional conditions for the permit granted under the particular scheme;

(vi) while the vehicles on road, shall not have any person of the permit holder other than the Driver and Conductor and no person including the conductor shall be on the stairs of a bus or stretching his hand outside the door of the vehicle;

(vii) the driver and conductor to be deployed, shall bear high moral character and shall be courteous and polite to the commuters;

(viii) the driver/conductor to be deployed in a stage carriages may be required to undergo the test and training as specified by the Transport Commissioner;

(ix) the driver/conductor shall not be appointed or changed without prior intimation to the State Transport Authority/Regional Transport Authority;

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- (x) the fare shall be charged from passengers at the rates approved by the State Government and tickets shall be issued to the passengers for the fare paid. The tickets so issued shall bear bus number, route, the fare actually charged from the passengers and place of boarding and place of destination of passengers. However that the tickets shall be issued by way of e-ticketing, if required by the State Transport Authority /Regional Transport Authority by any vehicle, class of vehicle of stage carriages;
- (xi) passengers shall not be carried in excess of the registered seating and standing capacity of the bus;
- (xii) not more than 15 kgs of luggage and personal effects for each passenger shall be carried in any stage in the bus free of cost;
- (xiii) it shall be ensured that goods shall be of such a nature and shall be so packed and secured on the bus as no danger, inconvenience or discomfort is caused to the passengers;
- (xiv) the buses with stage carriage permits shall not be utilized for any other purpose except with the prior approval of the State Transport Authority;
- (xv) all statutory obligations under labour laws and any enactments for benefit or employees of the operator shall be scrupulously observed by the permit holder;
- (xvi) that the crew (driver and conductor) wherever applicable shall assist and extend all possible help to disabled persons trying to board in and out of bus. Further, in case driver or conductor fails to stop the bus to allow a disabled person to board at the designated bus stop or fails/refuses to assist the disabled person(s) to board the bus, they shall be liable for action under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and permit may be suspended or cancelled by the State Transport Authority;
- (xvii) Global Positioning System (GPS) of the specifications as specified by the Transport Commissioner shall be installed in such vehicles, on such date and in a manner as directed by Transport Commissioner. It shall be ensured by the owner of the stage carriage that the GPS thus installed, is kept in working condition at all time;
- (xviii) in case an incident of indecent behavior, molestation or eve teasing etc. against any woman takes place in any bus which



tantamount to outraging her modesty, it shall be the duty of the crew of the bus (i.e. driver and conductor) to inform the police immediately and take the bus to the nearest police station/police post/PCR van and hand over the culprit to the police;

- (xix) the vehicle shall not be fitted with curtains or glasses having films further. In case of the tinted glasses of windscreen, rear window and side windows provided by the manufacturer they shall be maintained in such conditions as prescribed under sub-rule (2) of rule 100 of the Central Motor Vehicles Rules, 1989 and judgment of the Hon'ble Supreme Court in Writ Petition (Civil) No. 265 of 2011 dated April 27, 2012;
- (xx) the vehicle shall have sufficient internal white lighting. Activities inside the vehicle should be visible from outside whenever the vehicle is plying on road during the day or night;
- (xxi) details of the driver and conductor (i.e. name, address, license number, badge number) and telephone/mobile number of the owner of the vehicle, transport and police helpline number and registration number of the vehicle shall be displayed at a conspicuous place inside the vehicle in contrast colour, so as to be clearly visible to all passengers in the vehicle;
- (xxii) all off duty vehicles shall be parked with the owners and not with the drivers or other staff members; and
- (xxiii) the permit holder shall ensure that his/her vehicle has at least twenty five percent seats reserved for women, two seats reserved for senior citizens/disabled persons on the conductor side towards front gate. The seats reserved so shall also be marked accordingly. The conductor of the vehicle shall ensure the occupancy of these seats by the above said reserved passengers."

(ii) in sub-rule (2) after the existing clause (iii), the following new clauses shall be added, namely:-

- "(iv) that the permits shall be subject to the provisions/ conditions/ as laid down in the Act and rules made there under and also subject to the conditions/directions laid down by the State Transport Authority/Regional Transport Authority, Rajasthan from time to time. Further, terms and conditions of specific

schemes shall be the additional conditions for the permit granted under the particular scheme;

- (v) that the crew (driver and conductor) wherever applicable shall assist and extend all possible help to disabled persons trying to board in and out of bus. Further, in case driver or conductor fails to stop the bus to allow a disabled person to board at the designated bus stop or fails/refuses to assist the disabled person(s) to board the bus, they shall be liable for action under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and permit may be suspended or cancelled by the State Transport Authority;
- (vi) in case an incident of indecent behavior, molestation or eve teasing etc. against any woman takes place in any bus which tantamount to outraging her modesty, it shall be the duty of the crew of the bus (i.e. driver and conductor) to inform the police immediately and take the bus to the nearest police station/police post/PCR van and hand over the culprit to the police;
- (vii) Global Positioning System (GPS) of the specifications as specified by the Transport Commissioner shall be installed in such vehicles, on such date and in a manner as directed by Transport Commissioner. It shall be ensured by the owner of the contract carriage that the GPS thus installed, is kept in working condition at all time;
- (viii) the vehicle shall not be fitted with curtains or glasses having films further. In case of the tinted glasses of windscreen, rear window and side windows provided by the manufacturer they shall be maintained in such conditions as prescribed under sub-rule (2) of rule 100 of the Central Motor Vehicles Rules, 1989 and judgment of the Hon'ble Supreme Court in Writ Petition (Civil) No. 265 of 2011 dated April 27, 2012;
- (ix) the vehicle shall have sufficient internal white lighting. Activities inside the vehicle should be visible from outside whenever the vehicle is plying on road during the day or night;
- (x) details of the driver and conductor (i.e. name, address, license number, badge number) and telephone/mobile number of the owner of the vehicle, transport and police helpline number and registration number of the vehicle shall be displayed at a

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conspicuous place inside the vehicle in contrast colour, so as to be clearly visible to all passengers in the vehicle; and

- (xi) all off duty vehicles shall be parked with the owners and not with the drivers or other staff members.”

**6. Amendment of rule 7.14A.-** The existing sub-rule (1) of rule 7.14A of the said rules shall be substituted by the following, namely:-

“(1) Sleeper Coach shall mean a Motor Vehicle designed or constructed to provide facility to either sleep or sleep and sit having two tier, arrangement with berth necessarily on the upper tier shall have 1x1 or 2x1 berth arrangement. The lower tier may have either of the following arrangements:-

- (i) Having berth arrangement of 1x1 or 2x1 berth along the chassis.
- (ii) Having seating arrangement of 2x2 or 1x1 seats across the chassis.
- (iii) Any other arrangement subject to approval by State Transport Authority.”

**7. Deletion of rule 7.14B.-** The existing rule 7.14B of the said rules shall be deleted.

**8. Substitution of FORM R.S. 5.9 -** The existing form R.S. 5.9 appended to the said rules shall be substituted by the following, namely:-

**“ FORM R.S. 5.9**

[See rule 5.9 (1) (i)]

Permit in respect of a particular Stage Carriage

**PART-A**

**I**

(Full permit to be kept by the holder)

OFFICE OF THE STATE TRANSPORT AUTHORITY.....

Permit No. (R.S. 5.9) ..... Date .....

- 1. Full Name .....
- 2. Father's Name (in case of individual) .....
- 3. Address .....
- 4. Registration Mark .....
- 5. Registration Mark of Reserve Vehicle (if any) .....
- 6. The Vehicle is held under a hire purchase agreement with .....
- 7. Seating Capacity ..... in all .....
- 8. Route/Routes/Area for vehicle permit is valid .....
- 9. Permit is valid up to ..... Date of expiry .....
- 10. Under the provision of rules ..... this permit is also in the regions and subject to the conditions set out before.

**Regions**

**Route/Area**

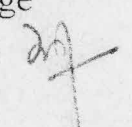
**Conditions**

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## II

### **The following are the mandatory conditions to this permit**

- (a) that the vehicle to which the permit relates carries valid certificate of fitness issued under section 56 and is at all times so maintained as to comply with the requirements of this Act and rules made thereunder;
  - (b) that the vehicle to which the permit relates is not driven at a speed exceeding the speed permitted under this Act;
  - (c) that any prohibition or restriction imposed and any fares or freight fixed by notification made under section 67 are observed in connection with the vehicle to which the permit relates;
  - (d) that the vehicle to which the permit relates is not driven contravention of the provisions of section 5 or section 113;
  - (e) that the provisions of this Act limiting the hours of work of drivers are observed in connection with any vehicle or vehicles to which the permit relates;
  - (f) that the provisions of Chapters X, XI and XII so far as they apply to the holder of the permit are observed;
  - (g) that the name and address of the operator shall be painted or otherwise firmly fixed to every vehicle to which the permit relates on the exterior of the body of that vehicle on both sides thereof in a colour or colours vividly contrasting to the colour of the vehicle centered as high as practicable below the window line in bold letters;
  - (h) that there shall be exhibited on the vehicle adequate particulars indicating to the public place to which and the route by which the vehicle is proceeding;
  - (i) that its holder shall not use the Stage Carriage in public place for the purpose of carrying or intending to carry passenger unless it carries in addition to the Driver and Conductor;
  - (j) that the vehicle shall be regularly operated on the entire specified routes in each journey in accordance with the approved time table except when prevented by accident, temporary unmotability of route or any un-avoidable cause due to natural calamity;
  - (k) that if the Regional Transport Authority require the holder of Stage Carriage permit that the Stage Carriage or service of stage carriages in respect of which the permit is granted shall carry mails at such rates as the Authority may in consultation with the postal authorities, fixed in that behalf from time to time;
  - (l) that the permit holders shall pay Taxes regularly which are payable under the Rajasthan Motor Vehicle Taxation Act, 1951 and rules made there under and also shall maintain all records as prescribed under the Motor Vehicle Act, 1988 and rules made there under;
  - (m) that the complaint book shall be kept in the Stage Carriage and be made available on demand by the passenger travelling in the Stage Carriage;
- 

- (n) that a first aid box shall be kept in the Stage Carriage for use of passengers travelling in case of accident and emergency;
- (o) that copies of the time table of the Stage Carriage approved by the Regional Transport Authority shall be exhibited on the vehicles and at specified stands and halts on the route or within the area;
- (p) that fares shall be charged in accordance with the approved fare table;
- (q) that a copy of or extract from the fare table approved by the Regional Transport Authority and particulars of any special fares or rates of fare so approved for particular occasions shall be exhibited on the Stage Carriage and at specified stands and halts;
- (r) that the holder of a permit shall furnish to the Regional Transport Authority, such periodical returns, statistics and other information as the State Government may from time to time prescribe;
- (s) the permit holder shall ensure that his/her vehicle has at least twenty five percent seats reserved for women, two seats reserved for senior citizens/disabled persons on the conductor side towards front gate. The seats reserved so shall also be marked accordingly. The conductor of the vehicle shall ensure the occupancy of these seats by the above said reserved passengers;
- (t) that the permits shall be subject to the provisions/ conditions/ as laid down in the Act and rules made there under and also subject to the conditions/directions laid down by the State Transport Authority/Regional Transport Authority, Rajasthan from time to time. Further, terms and conditions of specific schemes shall be the additional conditions for the permit granted under the particular scheme;
- (u) while the vehicles on road shall not have any person of the permit holder other than the Driver and Conductor and no person including the conductor shall be on the stairs of a bus or stretching his hand outside the door of the vehicle;
- (v) the driver and conductor to be deployed, shall bear high moral character and shall be courteous and polite to the commuters;
- (w) the driver/conductor to be deployed in a stage carriages may be required to undergo the test and training as specified by the Transport Commissioner;
- (x) the driver/conductor shall not be appointed or changed without prior intimation to the State Transport Authority/Regional Transport Authority;
- (y) the fare shall be charged from passengers at the rates approved by the State Government and tickets shall be issued to the passengers for the fare paid. The tickets so issued shall bear bus number, route and the fare actually charged from the passengers and place of boarding and place of destination of passengers. However that the tickets shall be issued by way of e-ticketing, if required by the State Transport

Authority/Regional Transport Authority by any vehicle, class of vehicle of stage carriages;

- (z) passengers shall not be carried in excess of the registered seating and standing capacity of the bus;
- (aa) not more than 15 kg. of luggage and personal effects for each passenger shall be carried in any stage in the bus free of cost;
- (ab) it shall be ensured that goods shall be of such a nature and shall be so packed and secured on the bus as no danger, inconvenience or discomfort is caused to the passengers;
- (ac) the buses with stage carriage permits shall not be utilized for any other purpose except with the prior approval of the State Transport Authority;
- (ad) all statutory obligations under labour laws and any enactments for benefit or employees of the operator shall be scrupulously observed by the permit holder;
- (ae) that the crew (driver and conductor) wherever applicable shall assist and extend all possible help to disabled persons trying to board in and out of bus. Further, in case driver or conductor fails to stop the bus to allow a disabled person to board at the designated bus stop or fails/refuses to assist the disabled person(s) to board the bus, they shall be liable for action under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and permit may be suspended or cancelled by the State Transport Authority;
- (af) Global Positioning System (GPS) of the specifications as specified by the Transport Commissioner shall be installed in such vehicles, on such date and in a manner as directed by Transport Commissioner. It shall be ensured by the owner of the stage carriage that the GPS thus installed, is kept in working condition at all time;
- (ag) in case an incident of indecent behavior, molestation or eve teasing etc. against any woman takes place in any bus which tantamount to outraging her modesty, it shall be the duty of the crew of the bus (i.e. driver and conductor) to inform the police immediately and take the bus to the nearest police station/police post/PCR van and hand over the culprit to the police;
- (ah) the vehicle shall not be fitted with curtains or glasses having films further. In case of the tinted glasses of windscreen, rear window and side windows provided by the manufacturer they shall be maintained in such conditions as prescribed under sub-rule (2) of rule 100 of the Central Motor Vehicles Rules, 1989 and judgment of the Hon'ble

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Supreme Court in Writ Petition (Civil) No. 265 of 2011 dated April 27, 2012;

- (ai) the vehicle shall have sufficient internal white lighting. Activities inside the vehicle should be visible from outside whenever the vehicle is plying on road during the day or night;
- (aj) details of the driver and conductor (i.e. name, address, license number, badge number) and telephone/mobile number of the owner of the vehicle, transport and police helpline number and registration number of the vehicle shall be displayed at a conspicuous place inside the vehicle in contrast colour, so as to be clearly visible to all passengers in the vehicle;
- (ak) all off duty vehicles shall be parked with the owners and not with the drivers or other staff members;
- (al) the permit holder shall ensure that his/her vehicle has at least twenty five percent seats reserved for women, two seats reserved for senior citizens/disabled persons on the conductor side towards front gate. The seats reserved so shall also be marked accordingly. The conductor of the vehicle shall ensure the occupancy of these seats by the above said reserved passengers; and
- (am) that the Regional Transport Authority may, after giving notice of not less than one month,-
  - a) Vary the conditions of the permit,
  - b) Attach to the permit further conditions.

Date .....

Secretary/Executive Officer  
.....Transport Authority

### RENEWALS

This permit is hereby renewed upto the ..... day of ..... subject to the following conditions :-.....

It is effective upto the date above written and subject to any conditions attached to the previous Counter Signature in the following regions

.....  
Dated .....

Secretary/Executive Officer  
.....Transport Authority

### COUNTER SIGNATURE

Counter Signed as required by Section 88 of the Motor Vehicle Act, 1988 for route/area ..... subject to the following variation of conditions :-.....

Dated .....

Secretary/Executive Officer  
.....Transport Authority

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### Renewal of Counter Signature

The above counter Signature is hereby renewed up to the .....day of ..... subject to the following variation of conditions :-.....  
Dated .....

Secretary/Executive Officer  
.....Transport Authority

### FORM R.S. 5.9 PART-B

#### Permit in respect of a particular Stage Carriage Summary to be carried on the vehicle

OFFICE OF THE STATE/REGIONAL TRANSPORT AUTHORITY.....  
Permit No. (R.S. 5.9) .....

1. Name of the holder and address .....
2. Vehicle Registration Mark.....
3. Route .....
4. Date of expiry .....

Date .....

Secretary/Executive Officer  
.....Transport Authority

### RENEWAL

Renewed up to .....20.....

Secretary/Executive Officer  
.....Transport Authority

### COUNTER SIGNATURE

Transport Authority.....

Permit No. (R.S. 5.9) .....

Counter Signed .....

Secretary/Executive Officer  
.....Transport Authority

### Renewal of Counter Signature

The counter Signature is hereby renewed upto the .....day 20.....

Dated .....

Secretary/Executive Officer  
.....Transport Authority "

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9. **Substitution of FORM R.S. 5.11** - The existing form R.S. 5.11 appended to the said rules shall be substituted by the following, namely:-

**" FORM R.S. 5.11**  
[See rule 5.9(1) (iii)]

**PERMIT IN RESPECT OF A PARTICULAR CONTRACT CARRIAGE  
OFFICE OF STATE/REGIONAL TRANSPORT AUTHORITY.....**

Permit No. 5.11(.....)

**PART-A**

**I**

1. Name of holder.....
2. Father's Name(in case of individual).....
3. Address.....
4. Registration Mark.....
5. Registration Mark of Reserve Vehicle (if any).....
6. The Vehicle is held under a hire purchase agreement with.....
7. Seating Capacity.....in all.....
8. Route/Area for which permit is valid.....
9. Permit is valid upto.....Date of expiry.....
10. Under the provisions of rule .....this permit is valid also in the regions and subject to the conditions set out before:-

Regions	Route/Area	Conditions
---------	------------	------------

**II**

**The following are the mandatory conditions to this permit**

- (a) that the vehicle to which the permit relates carries valid certificate of fitness issued under section 56 and is at all times so maintained as to comply with the requirements of this Act and rules made thereunder;
- (b) that the vehicle to which the permit relates is not driven at a speed exceeding the speed permitted under this Act;
- (c) that any prohibition or restriction imposed and any fares or freight fixed by notification made under section 67 are observed in connection with the vehicle to which the permit relates;
- (d) that the vehicle to which the permit relates is not driven contravention of the provisions of section 5 or section 113;
- (e) that the provisions of this Act limiting the hours of work of drivers are observed in connection with any vehicle or vehicles to which the permit relates;
- (f) that the provisions of Chapters X, XI and XII so far as they apply to the holder of the permit are observed;

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- (g) that the name and address of the operator shall be painted or otherwise firmly fixed to every vehicle to which the permit relates on the exterior of the body of that vehicle on both sides thereof in a colour or colours vividly contrasting to the colour of the vehicle centred as high as practicable below the window line in bold letters;
- (h) that the vehicle shall not be driven in a public place except by the permit holder or a licensed driver holding the authorization to drive the public service vehicle and duly authorized by the permit holder in writing and which shall be carried by the driver when driving and produce on demand by any police officer or the officers of the Motor Vehicle Department not below the rank of Motor Vehicle Sub-Inspector;
- (i) that the number of persons to be carried in the vehicle shall not exceed the number of which are specified in the registration certificate;
- (j) that in case of contract carriage having seating capacity more than 12 in all, the vehicle shall carry a list of passengers travelling following form in respect of each trip and such list shall be produced before the officer of the Transport Department not below the rank of Motor Vehicle Sub-Inspector;

### LIST OF PASSENGERS

Motor Vehicle No.....  
 Date.....20.....Time of Departure.....  
 From.....to.....

S.No.	Name of Passenger	Father's/husband name	Age	Address
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- (k) that, in the case of motor cabs, specified fares or rates of fares shall be charged and a copy of the fare table shall be exhibited on the vehicle,
- (l) that, in the case of vehicles other than motor cabs, specified rates of hiring not exceeding specified maximum shall be charged;
- (m) that in the case of motor cabs, a specified weight of passenger's luggage shall be carried free of charge, and that the charge, if any, for any luggage in excess thereof shall be at a specified rate;
- (n) that, in the case of motor cabs, a taximeter shall be fitted and maintained in proper working order, if prescribed;
- (o) that the permit holders shall pay Taxes regularly which are payable under the Rajasthan Motor Vehicle Taxation Act, 1951 and rules made there under and also shall maintain all records as prescribed under the Motor Vehicle Act, 1988 and rules made there under;
- (p) that a first aid box shall be kept in the Contract Carriage ( except motor cab) for use of passengers in case of accident and emergency;

- (q) that the permits shall be subject to the provisions/ conditions/as laid down in the Act and rules made there under and also subject to the conditions/directions laid down by the State Transport Authority/Regional Transport Authority, Rajasthan from time to time. Further, terms and conditions of specific schemes shall be the additional conditions for the permit granted under the particular scheme;
- (r) that the crew (driver and conductor) wherever applicable shall assist and extend all possible help to disabled persons trying to board in and out of bus. Further, in case driver or conductor fails to stop the bus to allow a disabled person to board at the designated bus stop or fails/refuses to assist the disabled person(s) to board the bus, they shall be liable for action under the Persons with Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995 and permit may be suspended or cancelled by the State Transport Authority;
- (s) in case an incident of indecent behavior, molestation or eve teasing etc. against any woman takes place in any bus which tantamount to outraging her modesty, it shall be the duty of the crew of the bus (i.e. driver and conductor) to inform the police immediately and take the bus to the nearest police station/police post/PCR van and hand over the culprit to the police;
- (t) Global Positioning System (GPS) of the specifications as specified by the Transport Commissioner shall be installed in such vehicles, on such date and in a manner as directed by Transport Commissioner. It shall be ensured by the owner of the contract carriage that the GPS thus installed, is kept in working condition at all time;
- (u) the vehicle shall not be fitted with curtains or glasses having films further. In case of the tinted glasses of windscreen, rear window and side windows provided by the manufacturer they shall be maintained in such conditions as prescribed under sub-rule (2) of rule 100 of the Central Motor Vehicles Rules, 1989 and judgment of the Hon'ble Supreme Court in Writ Petition (Civil) No. 265 of 2011 dated April 27, 2012;
- (v) the vehicle shall have sufficient internal white lighting. Activities inside the vehicle should be visible from outside whenever the vehicle is plying on road during the day or night;
- (w) details of the driver and conductor (i.e. name, address, license number, badge number) and telephone/mobile number of the owner of the vehicle, transport and police helpline number and registration number of the vehicle shall be displayed at a conspicuous place inside the vehicle in contrast colour, so as to be clearly visible to all passengers in the vehicle;
- (x) all off duty vehicles shall be parked with the owners and not with the drivers or other staff members;
- 

(y) that the Regional Transport Authority may, after giving notice of not less than one month, -

(a) Vary the conditions of the permit,

(b) Attach to the permit further conditions.

Date .....

Secretary/Executive Officer

.....Transport Authority

### RENEWAL

This permit is hereby renewed upto the .....day of ..... subject to the following conditions.....

It is effective also upto date above written and subject to any conditions attached to the previous counter Signature in the following regions

.....

Dated .....

Secretary/Executive Officer

.....Transport Authority

### COUNTER SIGNATURE

.....Transport Authority.....

Counter Signed for Route/Area subject to the following variation of conditions.....

Dated .....

Secretary/Executive Officer

.....Transport Authority

### RENEWAL OF COUNTER SIGNATURE

The above counter Signature is hereby renewed upto the ..... day of .....20..... subject to the following variation of Conditions

.....

Dated .....

Secretary/Executive Officer

.....Transport Authority

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**FORM R.S. 5.11**

**PERMIT IN RESPECT OF A PARTICULAR CONTRACT CARRIAGE  
OFFICE OF STATE/REGIONAL TRANSPORT AUTHORITY.....**

**PART-B**

Name of Particular contract carriage permit No. .... (R.S. 5.11) .....

1. Name of the holder.....
2. Registration Mark .....
3. Route/Area .....
4. Date of Expiry.....20 .....
5. Condition(enclosed) .....

Date.....20.....

Secretary/Executive Officer  
.....Transport Authority

**RENEWAL**

Renewed upto.....20.....

Date.....20.....

Secretary/Executive Officer  
.....Transport Authority

**COUNTER SIGNATURE**

.....Transport Authority .....

No.(R.S.5.11.....)

Counter Signed for.....

Subject to.....

Dated .....20.....

Secretary/ Executive Officer  
.....Transport Authority

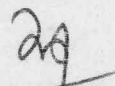
**RENEWAL OF COUNTER SIGNATURE**

Counter Signature renewed upto.....20.....

Dated .....20.....

Secretary/Executive Officer  
.....Transport Authority ”

**By Order of the Governor,**

  
( Dr. Manisha Arora )  
Joint Secretary to the Government

**Copy forwarded to the following for information and necessary action:-**

1. The Superintendent, Government Central Press, Jaipur. This notification may kindly be published in the extra-ordinary Gazette dated 31.08.15...and a copy thereof may be sent to this department.
2. P.S. to Principal Secretary, Hon'ble Chief Minister, Rajasthan, Jaipur.
3. S.A. to Hon'ble Transport Minister, Rajasthan, Jaipur.
4. P.S. to Hon'ble State Minister, Department of Transport, Rajasthan, Jaipur.
5. P.S. to Principal Secretary Finance, Rajasthan, Jaipur.
6. P.S. to Transport Commissioner and Secretary to the Government of Rajasthan, Jaipur.
7. Accountant General (Commercial & Receipt Audit) Rajasthan, Jaipur.
8. Law (Codification) Department, Jaipur.
9. All Head Quarter Officers of Transport Department, Jaipur.
10. All Additional Transport Commissioner, Zone.
11. Shri Sanjay Singhal, S.A. for updating departmental website.
12. All Regional/Addl. Regional District Transport Officers.
13. All Officer In-charge Tax Collection Centers of Transport Department.
14. Guard file.

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Joint Secretary to the Government