SUPREME COURT COMMITTEE ON ROAD SAFETY

Chairman : Justice K.S. Radhakrishnan
Members : S. Sundar
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BY SPEED POST

MOST IMMEDIATE

DC(P) 24/11

F.No.05/2014/CoRS- Part-III

Dated: 17th November, 2015

To

The Chief Secretary,
Government of Rajasthan
Jaipur
(Email: cs-rajasthan@nic.in

ASO
Pls put up today
24/11/15

Subject: **Directions to the States/UTs to implement road safety laws – reg.**

Sir/Madam,

The Supreme Court Committee on Road Safety, vide its letter of even number dated 18th August, 2015 had, inter-alia, issued the following direction to all States/UTs and their concerned Departments for taking action by them:

Suspension of the Driving License for a period of not less than 3 months under Section 19 of the Motor Vehicle Act, 1988 read with Rule 21 of the Central Motor Vehicles Rules, 1989 for:

(i) Driving at a speed exceeding the specified limit which in the Committee's view would also include red light jumping;

(ii) Carrying overload in goods carriages and carrying persons in goods carriages;

(iii) Driving vehicles under the influence of drink and drugs;

(iv) Using mobile phone while driving a vehicle

2 During discussions the Committee had with the Central Ministries and Delhi Traffic Police on 6th November, 2015, it was brought to the notice of the Committee that the Traffic Police has been implementing the directions issued by the Committee on 18th August, 2015 vigorously and is forwarding the cases to the Transport Deptt for suspension of Driving Licenses in case of above traffic violations. However, any action taken by the Transport Deptt could not be effective as the Driving License would remain with the violator who can use it with impunity and also evade the process of law.

3. This has been considered by the Committee in detail. The Committee directs that in case of above traffic violations, the Traffic Police should take possession of the Driving License of the violator and forward it to the Transport Deptt. of the concerned State/ UT, who would suspend the License for a period of not less than 3 months under Section 19 of the Motor Vehicle Act, 1988 read with Rule 21 of the Central Motor Vehicles Rules, 1989. The Transport Deptt.. would return the Driving License to the violator after the expiry of said period.

4. All States/UTs are requested to comply with the above directions of the Committee strictly.

Yours faithfully,

(SD Banga)

(S. D. BANGA)
Secretary
Committee on Road Safety
Supreme Court of India

Copy to:

Ms Gayatri Rathore,
Transport Commissioner & Secretary,
Government of Rajasthan, Parivahan Bhawan,
Sahar Marg, Jaipur
(Email:transportjaipur14@gmail.com)

Shri Hans Kumar Sharma, Additional Transport Commissioner (RS), Govt. of Rajasthan, Parivahan Bhawan, Sahar Marg, Jaipur (Email: transportjaipur14@gmail.com)