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Dated:06/07/2022

From,

Transport Commissioner,  
Thiruvananthapuram.

To,

All Deputy Transport Commissioners,  
All Regional Transport Officers,  
All Regional Transport Officers (Enforcement),  
All Joint Regional Transport Officers.

Sir,

Sub: Motor Vehicles Department - SSCR No 20/2021 - Compliance of the order of the Hon' High Court dated 26/05/2022 - Reg.

Ref: Order of the Hon'ble High Court dated 26/05/2022 in SSCR No - 20/2021.

A copy of the reference cited is enclosed herewith. In the order of the Hon'ble High Court dated 26/05/2021 in SSCR No - 20/2021, Transport Commissioner has been directed to take action regarding the following;

"46. The 2nd respondent Transport Commissioner, through the Enforcement Officers in the motor Vehicles Department and the 3rd respondent State Police Chief, through the District Police Chief of the concerned districts ***shall take necessary steps to ensure strict compliance of the directions contained in the order dated 10/01/2022, by preventing the use of contract carriages and other transport vehicles on public place***

(i) flouting the safety standards prescribed in AIS-008 and AIS-052 (Rev.1)2008, after replacing the prototype approved lights, light signalling devices and reflectors with after -market multi-coloured LED/laser/neon lights, flash lights etc;

(ii) without maintaining lighting and light signalling devices and also retro reflectors as per the individual specifications, namely, number, position, width, height, length, geometric visibility, orientation, etc. specified in AIS-008'

- (iii) with high power audio systems producing loud sound with rating of several thousand watts PMPO, impairing the hearing of the driver and the passengers and causing distraction to other road users;
- (iv) with continuously blinking DJ rotating LED lights, multi coloured LED/laser/neon lights in the passenger compartment, by converting the passenger compartment as a dancing floor, causing distraction to the driver of that vehicle and also to other road users;
- (v) with multi-coloured LED/laser/neon lights and also booster amplifiers, equalizer, DJ mixer, etc., with illuminated control panels in the driver cabin, causing glare and reflection of light on the windscreen of the vehicle, endangering the safety of the passengers and other road users;
- (vi) mixing up of AC and DC power supply for high power audio systems with DJ mixer, DJ dancing lights, laser lights, etc., violating safety standards, posing a potential fire hazard to the passengers of such vehicles;
- (vii) tampering with the percentage of visual transmission of light of the safety glass of the wind screen, rear window and side windows, by pasting stickers, tint films, etc. upon the safety glass, fixing sliding cloth curtains, etc., in violation of sub-rule(2) of Rule 100 of the Central Motor Vehicles Rules;
- (viii) placing/hanging various objects in front of the windscreen and writing the name of the bus in the middle of the windscreen, above the level of the dash board, causing obstruction to the clear vision of the driver, in violation of Rule 278 of the Kerala Motor Vehicles Rules;
- (ix) exhibiting writings, advertisements, graphics, figures, etc. with the sole object to invite public attention and to promote the contract carriage service, causing distraction to the drivers of other vehicles and also cyclists and pedestrians on public roads; since use of such vehicles in public place, flouting the standards in relation to road safety, is likely to endanger the safety of the passengers of such vehicles and also other road users; and
- (x) with multi-toned horn giving a succession of different notes or horn giving unduly harsh, shrill, loud or alarming noise, in violation of sub-rule (2) of Rule 119 of the Central Motor Vehicles Rules.

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50. The 2nd respondent Transport Commissioner, through the Enforcement Officers in the motor Vehicles Department and the 3rd respondent State Police Chief, through the District police Chief of the concerned districts ***shall ensure that the colour photographs and video clippings of the exterior body of the contract carriage or other transport vehicle, the driver cabin and the passenger cabin are enclosed along with the accident report/inspection report and that, the person, who drives or causes or allows to be driven in any place such a transport vehicle, flouting the safety standards in AIS-008 and the***

*standards in AIS-008 and the standards prescribed in relation to control of noise, are proceeded against in accordance with law.*

51. The 2nd respondent Transport Commissioner *shall publish WhatsApp number of the Enforcement Officer in each district, in print and visual media, and also in the official website of the Motor Vehicle Department, so as to enable the road users to bring to the notice of the concerned Enforcement Officers, the use of motor vehicles on public place flouting the safety standards regarding the lighting and light signalling devices, retro reflectors and also the standards prescribed in relation to control of noise. The Enforcement Offices shall also collect evidence regarding such violations of safety standards, from the video contents available on online video platforms like 'YouTube'.*

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As such, all officers are hereby strictly directed to comply the order of the Hon'ble High Court dated 10/01/2022 & 26/05/2022 (Copies enclosed) in order to reduce road accidents and the fatalities due to road accidents.

In compliance to the order of the Hon'ble High Court, it is directed to all enforcement officers that the official mobile number should be enabled with WhatsApp and shall consider the complaints received through it and take necessary action accordingly. Also display the WhatsApp enabled official mobile number of all Enforcement Officers in front of the offices concerned.

Hence the officers under the Department shall take all earnest efforts to comply the order of the Hon'ble High Court without fail.

Yours faithfully

K Manojkumar  
Joint Transport Commissioner(enforcement) In Charge