

No. RT-11036/09/2023-MVL
Government of India
Ministry of Road Transport & Highways
(MVL Section)
Transport Bhawan, 1, Parliament Street, New Delhi - 110001

Dated, the 03 April, 2023

To,

Shri Joydeep Shome
Dy. Director General,
National Informatics Centre (NIC)

Subject: Flagging/blacklisting of vehicles on Vahan.

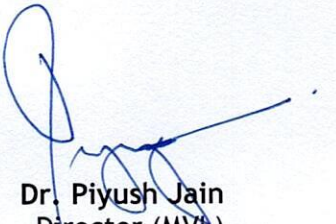
Sir,

As you are aware, Vahan portal plays a key role in the implementation and enforcement of Motor Vehicles (MV) Act, 1988 and Central Motor Vehicle Rules (CMVR), 1989 across the country.

2. Presently, blacklisting of vehicles is carried out on Vahan as per the request received from States / UTs, to restrict further transactions till such time as the reason for default is suitably addressed.
3. Multiple representations received by this Ministry from vehicle owners, transporters etc., have highlighted cases of wrongful/erroneous blacklisting of their vehicles, thereby causing much distress.
4. Therefore, based on a comprehensive review undertaken by this Ministry, including consultations with multiple stakeholders, a new system for flagging of errant vehicles on Vahan has been finalized. The list of categories under which vehicles can be flagged on Vahan as "NOT TO BE TRANSACTED" is appended as Annexure 1 and will be treated as per Rule 167 of CMVR, 1989.
5. Such flagging shall be carried out and removed only by the parent RTO, and other authorities would be permitted to send a request electronically to the parent RTO through the system.
6. The new system shall be implemented w.e.f. 15.04.2023. Therefore, NIC is requested to make necessary modifications in Vahan for implementation of the new system.

This issues with the approval of the Competent Authority.

Encls: As Above



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Director (MVL)
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Copy to:

1. Director Generals of Police (DGPs) of all States/UTs;
2. Principal Secretaries/ Secretaries (Transport) of all States/ UTs;
3. Transport Commissioners of all States/ UTs

Categories for flagging of vehicles as “NOT TO BE TRANSACTED” on Vahan

S. No.	Description	Reasons	Relevant section / rule
1.	Theft of vehicle	Reported by: <ul style="list-style-type: none"> • Owner or • Authorised person or • Police or • Insurer 	Sections 48 (6), 62
2.	Pending Tax / Arrears	Tax not paid within 30 days of such payment becoming due	Driving regulation 38(1)(b)
3.	Government decision	Prohibition / restriction: <ul style="list-style-type: none"> • Imposed by the Central/State Government or • Under rule made under section 65 (2) (p) 	Reference of order/rule to be uploaded
4.	Vehicle destroyed / declared total loss by the Insurer/ Accident vehicle	<ul style="list-style-type: none"> • Vehicle met with an accident and abandoned on roadside, reported by police or • Otherwise rendered permanently incapable of use or • Registration obtained on the basis of misrepresentation 	Section 55
5.	Loan defaulter	Owner fails to pay three consecutive due EMIs, reported in writing by the financier in Form 36 of CMVR	Section 51 (5)
6.	Vehicle confiscated	<ul style="list-style-type: none"> • Under the court order for third party liabilities or other government debt or • Commission of an offence reported by victim duly endorsed by the concerned police station or • Under any law in force 	Order copy to be uploaded
7.	Police case	Vehicle is case property / under investigation and formal request made by the I.O. in writing to keep the file in safe custody/not to make any transaction	Copy of FIR with FIR No. / Order of the Hon'ble court(s) to be uploaded

Categories for flagging of vehicles as “NOT TO BE TRANSACTED” on Vahan

S.No.	Description	Reasons	Relevant section/rule
8.	Court case	<ul style="list-style-type: none"> • Vehicle involved in commission of offence or • Violation of the directions of Hon'ble Court(s) or • Dispute among legal heir(s) pending for adjudication 	Case number / Court order / copy of FIR to be uploaded
9.	Others (under this drop down list)	Vehicle offered as surety / guarantee against bail bond for default of bail condition	Court order or Court's endorsement on RC to be uploaded
		On demise of owner of the vehicle if any legal heir(s) file a complaint with registering authority not to transfer ownership of the vehicle in dispute	Section 50 (2) (A)
		Where challan is pending beyond 90 days and on expiry of period of 10 days from the date of issuance of notice served under rule 167(6) of CMVR	Rule 167

Note:

1) In case the challan is not disposed within 10 days from the date of issuance of notice served under rule 167(6) of CMVR, 1989, vehicle shall be flagged as “Not to be transacted” and the system shall automatically send a text message to the registered owner and the concerned registering authorities.

2) In all other cases, the vehicle shall be flagged by the registering authority in whose jurisdiction the vehicle stood registered after carrying out necessary due diligence and simultaneously the registering authority shall send a text message with reason(s) to the registered owner to allow him/her to immediately take necessary action to the vehicle deflagged. Thus, the registered owner is not required to visit anywhere other than the jurisdiction of his/her registering authority.