

**No. B1/24398/TC/2013**

**Transport Commissionerate, Kerala,**

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Dated, 14.02.2013

From

The Transport Commissioner,  
Thiruvananthapuram.

To

All Regional Transport Officers &  
All Joint Regional Transport Officers.

Sir,

Sub:- **Motor Vehicles Department - Kerala Protection of River Banks and Regulation of Removal of sand Act 2001 & Rules 2002 - auction of vehicle - tax - liabilities - reg.**

Ref:- Letter No. BIO-62728/2012 dated 19.11.2012 from the District Collector, Thrissur.

Vide the reference cited, the District Collector, Thrissur has informed that road tax from the bidders of vehicles confiscated under Sand Act 2001 are not accepted by the concerned authorities even though they are free from all encumbrance, citing Welfare Fund dues, and this inturn is discouraging the parties from taking the vehicle in public auction.

As per circular No. 12/77, vehicles confiscated to Government under any act and sold by the Government in public auction are free from all previous encumbrances such as H. P dues, Kerala Motor Transport Welfare Fund arrears etc. But as per circular 5/81, vehicles attached under RR Act for arrears become the property of Government subject to the previous encumbrance if any.

As such all officers are hereby directed to comply with the above circulars (12/77, 5/81, 23/2004) in order avoid complaints.

Yours faithfully,

Sd/-

Senior Deputy Transport Commissioner,

(Taxation)

for Transport Commissioner

Approved for issue

Senior Superintendent.

13/2/13