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Circular No. 1/96

No CI/14362/TC/95

Office of the
Transport Commissioner,
Thiruvananthapuram dtd 05-1-96

From : The Transport Commissioner,
Thiruvananthapuram

To : All Deputy Transport Commissioners, Regional
Transport Officers and Joint Regional Transport
Officers

Sir,

Sub : MVs - Non insistence of inspection of
vehicles at the time of issue of temporary
registration - Reg

Ref : Decision taken at the conference of Dy Transport
Commissioners and Regional Transport Officers.

In the conference of Deputy Transport Commissioners and
Regional Transport Officers held on 2-11-95, the subject concern-
ing production of vehicle for inspection before registration came
up for discussion. The matter was examined in detail with refer-
ence to the Motor Vehicle Act and Rules. Section 40 of the Motor
Vehicle Act 1988 provides that subject to the provisions of section
42, 43 and 44 every owner of motor vehicle shall cause the vehicle
to be registered by a registering authority in whose jurisdiction
he has the residence or place of business where the vehicle is
normally kept. Rule 47 and 48 of the Central Motor Vehicle Rules
provide for the form and time limit for application for registra-
tion and issue of certificate of registration. Section 44 of the
Motor Vehicle Act insists on the production of the vehicle before
the registering authority proceeds to register a motor vehicle or
renew the certificate of registration in respect of a motor vehicle
other than a transport vehicle. This section does not expressly
provide for production of vehicle prior to temporary registration
contemplated in Section 43 of the Motor Vehicle Act.

In the above circumstances in order to simplify the
registration procedure and also to minimise the hardship to the
owners of the vehicles, all the Registering Authorities are in-
formed that they can issue a certificate of temporary registra-
tion without insisting on production of the vehicle. The produc-
tion of vehicle by the owner of the vehicle need be insisted on
for permanent registration as provided in Section 44 of the Motor
Vehicle Act.

Sd/-

Transport Commissioner,
Thiruvananthapuram
All Dy Transport Commissioner, Regional Transport Officers and
Joint Regional Transport Officers for information and necessary
action.

For Transport Commissioner,
Thiruvananthapuram