

No.B1/6535/TC/2000

Head Office,  
Motor Vehicles Department,  
Thiruvananthapuram,  
Date: 06.9.2000.

From

The Transport Commissioner,  
Thiruvananthapuram.

To

The All Deputy Transport Commissioners  
All Regional Transport Officers and  
All Joint Regional Transport Officers in Kerala.

Sir,

Sub:- M.Vs.Dept. - Irregularities in the classification  
of vehicles - Revenue loss - General instruction  
issued.- reg.

Ref:- Letter No.G/763/2000/CZ II dated 24.4.2000 from  
the DTC, CZ II, Ernakulam.

A large number of Tatamobile - 206 vehicles were provisionally registered as Motor Car as per the Order of the Honourable High Court of Kerala in various original petitions by all the Registering Authorities in this state. But subsequently, the Honourable Division Bench of High Court of Kerala in the case Sarma Vs. Regional Transport Officer, Ernakulam reported in 1995(2) KLT 450, held that Tatamobile pickup Van - 206 could not be altered as Motor Car as it is constructed and adopted to carry goods only. As such all Tatamobile-206 vehicles, which were provisionally registered as Motor Car had to be altered as Goods Vehicle and to be realised at Goods Vehicle rate as per serial No.3 of the taxation schedule.

But it is noticed with displeasure that so many Tatamobile 206 vehicles in the state are still catagorised in the class of Motor Car and tax is being collected at car rate only by ignoring the findings of the Honourable Division Bench, which results a heavy loss of Government revenue.

Therefore all the Regional Transport Officers and Joint Regional Transport Officers are hereby directed to look into this matter personally and report the registration numbers of the Tatamobile-206 vehicle to be altered as Goods Vehicle, if any, and if so, the steps taken to realise the revenue loss, in 10 days of receipt of this. If there is no such vehicles a 'nil' report is to be sent to this office.

All Deputy Transport Commissioners are requested to render necessary direction to their subordinates in this regard.

The receipt of this letter may be acknowledged.

Approved for issue

Senior Superintendent.

mn.7.9.

Yours faithfully,  
Sd/-Sr.Dy.Transport Commissioner (Tax)  
(In charge)

For Transport Commissioner.

19/9/2000