

4303/03  
Head Office,  
Motor Vehicles Department,  
Thiruvananthapuram,  
Dated 17.03.2003.

No.D1-27521/STA/02

Circular No.15/03

Sub: Motor Vehicles Dept.- Checking of Motor Vehicles – Instructions issued –

In the light of the judgement dated 20.01.03 in OP No.21976 of 2002 of Honourable High Court of Kerala, the following instructions are issued for safe guarding the convenience and interests of the travelling public as well as the operators at the time of Motor Vehicles Checking.

1. Only one vehicle will be stopped at the time of Motor vehicles Checking. A second vehicle will be stopped only after the first vehicle is disposed of. In other words, the formation of queue of vehicles should not take place.
2. A vehicle, when signalled to stop for checking, should be directed to the extreme edge of the road margin so that it does not cause hindrance to the smooth flow of traffic.
3. The checking officers should approach the stopped vehicle and conduct the checking. The practice of directing the driver of the vehicle to go over to the checking officer with relevant records shall be stopped forthwith.
4. The checking officer should be courteous but firm in dealing with the violators of Motor Vehicles Rules and regulations. Abusive words and unnecessary comments should be avoided.
5. The violations detected may be explained to the concerned and his option to compound offences ascertained.
6. In cases of compounding of offences the nature of violation maybe recorded in brief (in English/Malayalam) in TR5 apart from mentioning the relevant section of law/rule.
7. The contract carriages especially conducting long distance services and interstate service shall not be seized for violations of trivial matters and the seizure shall be only for the violations on the grounds contemplated under section 207 of the M.V. Act and that too only if it is absolutely necessary.

All heads of offices are requested to ensure that the above instructions are strictly followed by all concerned. The instructions should be got noted by all officers of and above the rank of Assistant Motor Vehicles Inspectors.

The receipt of the Circular shall be acknowledged.

To

All Deputy Transport Commissioners,  
All Regional Transport Officers &  
All Joint Regional Transport Officers.

Copy to

CA to TC, JTC, Secretary, STA, ATC, SF and Spare.

Jd.

4303/03  
Transport Commissioner, ST

4303/03  
Transport Commissioner, ST  
checked  
18/03