

OFFICE OF THE TRANSPORT COMMISSIONER-CUM-CHAIRMAN,
STATE TRANSPORT AUTHORITY, ODISHA, CUTTACK.

No. 1364 /TC
XXVII-14/2019

dated 29-01-19

To

All Regional Transport Officers

Sub: Compliance of the judgment dated 20th July, 2018 of Hon'ble Supreme Court of India in W.P. (C) No.295/2012 – S. Rajaseekaran Vrs. Union of India and ors.

Ref:- Advisory letter dated 10.01.2019 of MORTH, Government of India.

Sir,

This is regarding mandatory third party insurance of new cars and two wheelers both for transport and non-transport vehicles. Hon'ble Supreme Court in aforesaid case has directed that the third party insurance cover for new cars should mandatorily be for a period of three years and for two wheelers, it should mandatorily be for a period of five years.

You are therefore, requested to implement direction of Hon'ble Supreme Court in letter and spirit and ensure that at the time of registration of all new cars and two wheelers (both transport and non-transport) same should have third party insurance for three years and five years respectively. Copy of advisory letter dated 10.01.2019 of MORTH, Government of India is enclosed

Yours faithfully


Transport Commissioner
Odisha

Memo No. 1365

dated 29-01-19

Copy forwarded to the Principal Secretary to Government, Commerce and Transport Department, Bhubaneswar for information.


Transport Commissioner
Odisha

Memo No. 1366

dated 29-01-19

Copy forwarded to Sr. Technical Director, NIC, STA / all D.C.Ts. for information and necessary action.

Copy to Computer Cell to host in the website.


Transport Commissioner
Odisha



No. RT-11031/01/2017-MVL

भारत सरकार

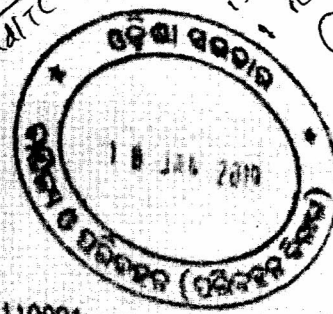
Government of India

सड़क परिवहन और राजमार्ग मंत्रालय

Ministry of Road Transport and Highways

Transport Bhawan, 1 Parliament Street, New Delhi-110001

Dated, the 10 January, 2019.



To

- i. The Principal Secretaries/The Secretaries, Department of Transport.
- ii. The Transport Commissioners of all the States/UT Administrations.

Sub: Compliance of the judgment dated 20th July, 2018 of Hon'ble Supreme Court of India in WP(C) No.295/2012 - S. Rajaseekaran V/s Union of India and Ors. - reg.

Madam/Sir,

I am directed to refer to Hon'ble Supreme Court of India order dated 20th July, 2018 in WP(C) No.295/2012 - S. Rajaseekaran V/s Union of India and Ors. regarding third party Insurance and Ministry's advisory letters dated 29.08.2018 & 12.11.2018 on the above mentioned subject.

2. It has come to light that some State Transport Department are mandating three years third party insurance for other transport vehicles i.e. trucks, buses, construction equipment vehicles etc.

3. The Hon'ble Supreme Court in its order dated 20.07.2018 has directed that "the third party insurance cover for new cars should mandatorily be for a period of three years and for two wheelers, it should mandatorily be for a period of five years". Ministry's letter dated 12.11.2018 had further clarified that the third party insurance covers both transport and non-transport vehicles.

4. It is therefore, requested that State Transport Department may kindly take note of the Hon'ble Supreme Court order dated 20th July, 2018 in WP(C) No. 295/2012 S. Rajaseekaran V/s Union of India and Ors. that it includes only new cars and two wheelers of both transport and non-transport vehicles. However, Trucks, buses, construction equipments etc and other transport vehicles are not included in it.

Yours faithfully,

(Ramandeep Chowdhary)
Deputy Secretary to the Govt. of India
Tele: 23717294
Email: dsl-north@gov.in

*Refer to the effect
on the Draft Rules*

*He has law
after doing me*

Copy to:

1. Secretary, General Insurance Council.
2. DDG, National Informatics Centre, Delhi.
3. DG, SIAM.
4. Secretary, FADA.

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