



No. RT-11016/02/2023-MVL

भारत सरकार

Government of India

सड़क परिवहन और राजमार्ग मंत्रालय

Ministry of Road Transport and Highways
(MVL Section)

Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated the 31 May, 2023

ORDER

Sub.-: Information sought under RTI Act 2005 - Appeal regarding.

The RTI appeal registered in this Ministry vide Regn. No. MORTH/A/E/23/00188, dtd.20.05.2023 was perused.

2. I have gone through the appeal carefully and it appears that the applicant has received the reply of the RTI applications (MORTH/R/E/22/01709, dated 19.04.2023) sent by the Public Information Officer (Under Secretary (MVL) and CPIO) vide this Ministry's letter No. RT-11016/01/2023-MVL, dated 20.04.2023, wherein, it has been replied as per guidelines of CMVRs & MV Act & available information with the CPIO and was rightly transferred under Section 6(3) of the RTI Act, 2005 to the Transport Commissioner, Govt. of Kerala as implementation of CMVRs and MV Act including registration of vehicles come under the purview of the Govt. of State/UTs. Further, RTI platform is meant for providing information available and not to provide reasons. It is, therefore, advised to contact the concerned Transport Authority of the State/ UTs concerned for the requisite information. Moreover, as per observation of Hon'ble Supreme Court on RTI Act, 2005 (Civil Appeal No.6454 of 2011), only such information can be supplied which already exists and is held by the public authority or held under the control of the public authority. The Public Information Officer is not supposed to create information; or to interpret information; or to solve the problems raised by the applicant; or to furnish replies to hypothetical questions, which has been rightfully done by CPIO. Hence, the appeal is hereby disposed off.

(Dr. Piyush Jain)

Director (MVL)/Appellate Authority
Tele. No. 011-23714974

To

Shri Abilash C K Nair, Souparnika, Hse No.23 T.K.V. Nagar, Kalmandapam, Palakkad - 678001 (Kerala). (E-mail: abicivilenggr@gmail.com)

Copy to:

The Transport Commissioner, Govt. of Kerala, Transport Commissionerate, 2nd Floor, Trans Towers, Vazhuthacaud, Thycaud P.O., Thiruvananthapuram - 695014 (Kerala) with a request to provide requisite information, if available, directly to the applicant in respect of the RTI application under Section 6(3) of the RTI Act, 2005 without further delay (copy of the RTI applications are enclosed).

RTI APPEAL DETAILS (आरटीआई अपील विवरण)

Appeal Registration Number (अपील पंजीकरण संख्या) :	MORTH/A/E/23/00188	RTI Appeal Received Date (आरटीआई अपील प्राप्त की तिथि) :	20/05/2023
RTI Request Registration No. (आरटीआई अनुरोध पंजीकरण संख्या) :	MORTH/R/E/23/01709	RTI Request Registration Date (आरटीआई अनुरोध पंजीकरण की तारीख) :	19/04/2023
Name (नाम) :	Abilash C K Nair	Gender (लिंग) :	Male
Address (पता) :	Souparnika, Hse no.23 T.K.V.Nagar, Kalmandapam Palakkad		
Pin code (पिन कोड) :	678001		
State (राज्य) :	Kerala	Country (देश) :	India
Phone Number (फोन नंबर) :	Details not provided	Mobile Number (मोबाईल नंबर) :	+91-9567247155
Email-ID (ईमेल-आईडी) :	abicivilenggr@gmail.com		
Status (स्थिति) :	Urban	Educational Status (शैक्षणिक स्थिति) :	
Citizenship Status (नागरिकता) :	Indian	Is Appellant Bellow Poverty Line ? (क्या अपील करनेवाला गरीबी रेखा से नीचे का है?) :	No
CPIO Approached (संपर्क सीपीआईओ) :	40489	Date of Receipt of CPIO's Order/Decision (सीपीआईओ के आदेश / निर्णय के रसीद की तारीख) :	Details not provided
CPIO's Order/Decision No. (सीपीआईओ का आदेश / निर्णय संख्या) :	Details not provided		
Ground for Appeal (अपील का आधार) :	Provided Incomplete, Misleading or False Information		
Text of RTI First Appeal (आरटीआई प्रथम अपील का पाठ) :	<p>Sir</p> <p>My request was regarding regarding the BH registration. Only few information was provided and rest was not given. Hence I find ground fro appeal. Kindly issue me information as requested.</p> <p>Sir</p> <p>I wish to know details regarding BH registration. I am from Kerala. I have not seen any vehicles in Kerala issuing BH registration.</p> <ol style="list-style-type: none"> 1. Kindly issue me details of states issuing BH registration for vehicles. 2. Reason for Kerala state not initiating BH registration. 3. Is there any difference in tax for BH registration apart from state registration. 4. Action taken in this regard to issue BH in Kerala state <p>Yours sincerely</p> <p>Abilash C K Nair</p> <p>The above was my request.</p> <p>As per sl no. 2 the reason was not provided. Being the decision of state and welfare of citizens only a state doesn't implements the decision.</p> <p>As per sl no. 4 the action against Kerala taken for not implementing may also be kindly supplied.</p> <p>Yours sincerely</p> <p>Abilash C K Nair</p> <p>20/05/23</p>		

ACTION HISTORY OF RTI REQUEST No.MORTH/R/E/23/01709**Applicant Name**

Abilash C K Nair

Text of Application

Sir I wish to know details regarding BH registration. I am from Kerala. I have not seen any vehicles in Kerala issuing BH registration. 1.Kindly issue me details of states issuing BH registration for vehicles. 2.Reason for Kerala state not initiating BH registration. 3.Is there any difference in tax for BH registration apart from state registration. 4.Action taken in this regard to issue BH in Kerala state

Yours sincerely Abilash C K Nair

Reply of Application

Please find the attachment.

SN.	Action Taken	Date of Action	Action Taken By	Remarks
1	RTI REQUEST RECEIVED	19/04/2023	Nodal Officer	
2	REQUEST FORWARDED TO CPIO	20/04/2023	Nodal Officer	Forwarded To : S.K. Geeva, US (MVL)
3	REQUEST DISPOSED OF	09/05/2023	S.K. Geeva, US (MVL)- (CPIO)	

Print

RTI Mater / Speed Post

No. RT-11016/01/2023-MVL

भारत सरकार

Government of India

सड़क परिवहन और राजमार्ग मंत्रालय

Ministry of Road Transport and Highways
(MVL Section)

Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated the 20th April, 2023

To

Shri Abilash C K Nair
 Souparnika, House No. 23, T.K.V. Nagar,
 Kalmandapam, Palakkad, Kerala- 678001
 (E-Mail- abigailenggr@gmail.com)

Sub.- Information sought under RTI Act 2005 -regarding.

Sir,

Please refer to your RTI application registered in this Ministry Regn. No. MORTH/R/E/23/01709 with dated 19/04/2023.

2. The undersigned is dealing with Motor Vehicles Act, 1988 (MV Act) and Central Motor Vehicles Rules, 1989 (CMVRs). Both MV Act and CMVRs are available on this Ministry's official website: www.morth.nic.in. With reference to your queries it is to say that in order to facilitate seamless transfer of vehicles, the Ministry of Road Transport & Highways vide notification G.S.R.594 (E), dated 26.08.2021 (copy available on the Ministry's official website) has introduced a new registration mark for new vehicles i.e. "Bharat Series (BH- Series)". This Ministry vide letter No. RT-11036/48/2019-MVL dated 02/12/2021 (copy enclosed) advised all of them to implement BH Series in their State/UTs. A list of State/UT in which 'BH' Series registrations implemented is enclosed. Further, in an endeavour to further improve as well as to widen the scope of BH Series implementation, Ministry has notified G.S.R. 879(E) dated, 14/12/2022 (copy available on the Ministry's official website) to notify amendments in the rules governing Bharat (BH) Series registration mark. Both the notification are self explanatory and criteria of eligibility and 'Working Certificate' is mentioned in the notification itself. Implementation of provisions of Central Motor Vehicles Rules, 1989 and Motor Vehicles Act, 1988 Act including Registration of Vehicles comes under the purview of State Transport Departments/UTs. However, your RTI application is transferred to the Transport Commissioner, Government of Kerala, under Section 6(3) of the RTI act to provide the information available with them and necessary action in this regards.

3. The particulars of Appellate Authority are as under:-
 Dr. Piyush Jain, Director (MVL)/Appellate Authority
 Ministry of Road Transport & Highways,
 Transport Bhawan, 1, Parliament Street,
 New Delhi - 110 001 (Tele. No. 011-23714974).

Encl: As stated

Yours faithfully,

(S.K. Geeta)

Under Secretary (MVL) & CPIO

...contd...2....

Copy to:

1. Transport Commissioner, 2nd Floor, Trans Towers, Vazhuthacaud, Thycad P.O, Thiruvananthapuram. Kerala, Pin-695014. With a request to provide requisite information, if available, directly to the applicant in respect of the RTI application under section 6(3) of the RTI Act, 2005 (copy of the RTI applications are enclosed).
2. The Under Secretary (RTI) & Nodal officer, M/o RTH, Transport Bhawan, Sansad Marg, New Delhi-110001.

Enclosure

Yours faithfully,
(Signature)
(Name)
Under Secretary (RTI) & Nodal Officer

1. The Director of Appellate Authority is at order.
2. The Director (RTI) Appellate Authority
Ministry of Road Transport & Highways
Transport Bhawan, 1, Parliament Street,
New Delhi - 110 001. (Tele. No. 231-231/231)

No. RT-11036/48/2019-MVL
Government of India
Ministry of Road Transport and Highways
(MVL Section)

Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated the, 02 December, 2021

To

Transport Commissioner
(Name of the State /UT as per the Annexure)

Sub - Implementation of new Bharat Series registration - reg.

Sir / Madam,


Ministry has recently published rules relating to voluntary registration of vehicles owned by employees of Central Government/ State Government/ Public Sector undertakings/ Private sector companies having offices in more than four States/UTs bearing Bharat (BH) series registration mark, vide GSR 594(E), dated 26.08.2021, with date of implementation as 15th day of September, 2021.

2. In this regard, a meeting was held with Transport Commissioners of States/UTs on 13th September, 2021 under the chairmanship of Joint Secretary (MVL) through video conferencing to demonstrate the process flow of the registration of such vehicles and all the States/UTs were requested to implement the BH series as notified vide above referred notification.

3. It has been brought to the notice of this Ministry that the same has not been implemented in your State. A large number of public grievances are being received in this regard. It is, therefore, requested to implement GSR 594(E), dated 26.08.2021, in true letter and spirit at the earliest to deliver benefits to citizens falling in the approved category under this new registration mark series.

4. This issues with the approval of the Competent Authority.

Yours faithfully,


(Dr. Piyush Jain)
Director (MVL)
Tel-23714974
E-mail: director-morth@gov.in

Copy to: -

1. Shri Pawan Joshi, DDG, NIC with a request to provide full support in implementing at the earliest.

Following States/UTs have started BH Series registration.

1. Andaman & Nicobar Island
2. Arunachal Pradesh
3. Assam
4. Bihar
5. Chandigarh
6. Delhi
7. Goa
8. Gujarat
9. Himachal Pradesh
10. Jammu and Kashmir
11. Karnataka
12. Madhya Pradesh
13. Maharashtra
14. Manipur
15. Meghalaya
16. Mizoram
17. Nagaland
18. Odisha
19. Puducherry
20. Rajasthan
21. Sikkim
22. Tripura
23. UT of DNH and DD
24. Uttar Pradesh
25. West Bengal