

GOVERNMENT OF NCT OF DELHI
TRANSPORT DEPARTMENT (STA BRANCH)
5/9, UNDER HILL ROAD, DELHI-110054

MINUTES OF MEETING

Sub: Minutes of meeting of State Transport Authority (STA) held on 05.05.2026.

The meeting was convened on 05.05.2026 presided over by Chairperson, STA. The following officers attended the meeting:

Ms. Niharika Rai, IAS	Chairperson (STA), Secretary-cum-Commissioner, Transport
Sh. Neeraj Thakur, IPS	Special Commissioner of Police (Traffic), Delhi Police (Member STA)
Sh. Jitender Yadav, IAS	Secretary (STA), Special Commissioner, Transport
Sh. Saurabh Dalela	Director, ICAT (Member STA)
Sh. Rahul Goel	Professor, TRIP, IIT Delhi (Representative of Member STA)
Ms. Vijayanta Goyal Arya, IPS	Additional Commissioner, Traffic
Dr. Atul Pandey, DANICS	Joint Commissioner, Transport
Dr. Mukesh Kumar, DANICS	Joint Commissioner, Transport
Sh. Sunil Bakshi	Manager, ICAT

The following points are discussed and decided in the meeting:

At the outset, Secretary (STA) briefed the Chairperson and Members STA about the Agenda Items as under:-

1. Agenda Item no. 1/2026: Ex-post facto approval of order dated 18.09.2024 issued by Secretary (STA)

The STA was apprised of the order dated 18.09.2024 issued by that the then Secretary, STA to ensure smoother traffic flow and for public safety including pedestrians and motorists. Further, it was informed that the said order has been challenged in Hon'ble Delhi High Court vide Case no. WP(C) 15131/2024 and CM Appl 63450/2024 by M/s Travel Point. STA has perused all the orders dated 25.10.2025, 18.12.2024, 24.03.2025, 04.04.2025, 27.08.2025, 15.10.2025, 17.11.2025 & 20.02.2026 and it could be concluded that no stay has been granted by Hon'ble court (**Annexure - A1 to A8**).

Accordingly, the proposal for ex-post facto approval of order dated 18.09.2024 has been approved.

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2. Agenda Item no. 2/2026: Advertisement on Buses (Public) Transportation (full body wrap).

The STA was apprised that the committee constituted vide earlier STA meeting dated 16.05.2025 has submitted its report dated 27.05.2025 recommended that ***"An advertisements are already allowed on left and rear side of the Buses, it should also be allowed on the right side on the buses of Public transport subject to the approval of the STA."*** (Report of Committee annexed as **Annexure A9**)

Accordingly, STA approved the recommendation of committee.

3. Agenda Item no. 03/2026: Change of Route in respect of vehicle number DL1VC3642 and DL1VC3456

The STA was apprised of receipt of various request for change of routes from RTV operators stating reason that the routes on which RTV Buses are plying are not financially viable.

In this regard, representative of TRIP has informed that the report on Route Rationalization is under preparation and will be submitted in due course. Chairperson further asked DTC to conduct internal route rationalization process also and prepare a report by 1st July 2026 as in house experience of DTC is immense to conduct a preliminary exercise on route rationalization.

In view of the fact, STA has decided to defer the agenda until a comprehensive report on Route Rationalization is presented before STA for taking decision in the matter. Further, till comprehensive report is submitted the individual representation for route rationalization may be kept in abeyance.

4. Agenda Item No. 04/2026: Consideration of Permit Conditions of School Bus

The STA was apprised that Ministry of Road Transport & Highways, GoI has circulated draft of amendments in Motor Vehicles Act, 1988 for seeking comments from the various States/UTs in process of amending the Motor Vehicles Act, 1988.

STA has directed that a comprehensive proposal reviewing existing permit condition of School Buses be put up by Taxi Unit branch by next STA meeting incorporating latest amendment in Motor Vehicle Act 1988.

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5. Agenda Item No. 05/2026: Suspension of Permit pertaining to offence of Over Loading under Section 113 & 114 of MV Act, 1988.

STA was apprised that Under the Motor Vehicles Act, 1988, permit holders are responsible for ensuring vehicles do not exceed the permissible laden weight. Currently, overloading offenses attract financial penalties under Section 194 (Rs. 20,000 + Rs. 2,000 per extra tonne) (**Annexure A10**) and punitive action under Section 86, which often results in the vehicle being impounded for 90 days. Further, the then Commissioner Transport and Chairman STA directed that *"Let us fix a flat 7 days period in all such cases, Can be put upto STA for ratification."* Accordingly, Special Commissioner, Transport-cum-Secretary STA vide order dated 28.08.2025 has conveyed the timeline of 07 days for suspension of permits of offence vehicles. Further, it was deliberated that Section 86(5) of the Act allows the Transport Authority to recover a "certain sum of money" in lieu of suspending or cancelling a permit if the circumstances suggest that such harsh action is not expedient. Currently, no specific compounding amount is prescribed for this purpose.

The following proposal were placed before STA which recommended as under:

S. No.	Proposal	STA Decision
1	Ex-post facto approval for reduction of vehicle impounding period from 90 days to 7 days in overloading cases.	Approved
2	Fixation of a compounding amount of Rs. 10,000/- under Section 86(5) of the Motor Vehicles Act, 1988, as an option to the permit holder in lieu of suspension/impounding.	The compounding amount has been fixed as Rs. 15,000/- after due deliberations.
3	In cases where the permit holder does not opt for payment of challan, the vehicle shall be impounded for 7 days, and further action for suspension of permit shall be taken as per provisions of the Act.	Approved. STA decided that action for suspension of permit shall be taken as per provisions of the Act in case where the permit holder does not opt for payment of challan i.e. Rs. 15,000/-. Hence, the vehicle shall be

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		impounded for 7 days.
4	Delegation of powers to Dy. Secretary (STA)/Joint Secretary (STA) for implementation of the above decisions	Approved.

6. Agenda Item No. 6: Grant of Stage Carriage Permit to M/s AJIO Travels.

The STA was apprised that M/s AJIO Travel Tech Ltd having its registered office at 128-B, FF, BRS Nagar, Ludhiana, Punjab had submitted an application for grant of Stage Carriage Permit vide reference number SCP/BEL/01/CMSNR-01 dated 15.06.2021, which was examined by the department and his request was not acceded to which was conveyed vide this office letter dated 07.07.2021. Aggrieved by the decision of State Transport Authority (STA), GNCTD, M/s AJIO Travel Tech. Limited filed an appeal before the State Transport Appellate Tribunal (herein after called STAT) under Section 89 of Motor Vehicles Act, 1988 vide case number Appeal (Civil) 520/2021. The STAT subsequently passed an order on 19.08.2025 stating therein that -

"In these facts and circumstance, in the opinion of this Tribunal, it will be appropriate to remand the matter back to the State Transport Authority to reconsider the application of the appellant and to pass a fresh reasoned order. The appellant shall be granted an opportunity of hearing if, he so requests, before his application is considered. The STA shall endeavor to complete the process of reconsideration within a period of eight weeks from the date of receipt of this order." (Annexure A11)

The applicant had approached the Hon'ble Delhi High Court by filling a contempt petition with respect to non-compliance of order of the Hon'ble STAT. Accordingly, in compliance of the order of STAT dated 19.08.2025, an opportunity of being heard in person has been granted and the same has been availed by the appellant by appearing himself on 07.04.2026 and 22.04.2026 via video conferencing.

It is apprised to STA that Inter-State Stage Carriage Permits have not been issued to any private entity by the STA branch for decades. These permits are strictly reserved for DTC (Delhi Transport Corporation) and Cluster buses. This policy has been consistently maintained to regulate the stage carriage operations in the region. STA was apprised about Combined Reciprocal Common Transport Agreement, this agreement was made in August 2021 among the Governments of NCT-Delhi, Haryana, Rajasthan and U.P. of the passengers in the NCR and to regulate, coordinate and control their operations.

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The applicant, AJIO Travel Tech, submitted 12 applications for the grant of inter-state stage carriage permits. It is noted that these applications pertain to routes/ states where no Reciprocal Transport Agreement is currently in force. Consequently, these routes are subject to the provisions and limitations outlined under Section 85(5 & 6) of the Motor Vehicles Act, 1988.

In this regard, a legal advice from learned counsel has also been obtained the same has been put before STA as under:-

"The decision must be taken within the overall statutory scheme, policy framework and regulatory control governing stage carriage operations in Delhi, where, as a matter of consistent practice, no fresh private stage carriage permits have been granted for decades.

Only some NCR and minor route stage carriage permits, given long back, are operative in Delhi, hence the grant of stage carriage permit is a major policy decision.

This reflects a settled regulatory approach driven by considerations of transport planning, congestion and environmental concerns, which cannot be disregarded while deciding an individual application.

In this backdrop, the issue assumes the character of a policy sensitive decision rather than a routine adjudication.

It is therefore advised that in case of issuance of stage carriage interstate permits in Delhi, the State Government should also be duly informed, even if it not a statutory requirements, and any decision be aligned with broader policy and planning considerations.

Even if grant of such permits is considered in principle, the same cannot be made on the basis of an individual application alone, but must be through a transparent and structured mechanism or scheme, ensuring fairness and equal opportunity to all eligible operators."

It is proposed that the request of applicant for grant of Inter State Stage Carriage Permit may be rejected on the grounds that the present application is not maintainable within the provisions of as stipulates in Section 88 (5) & (6) of MV Act, 1988 and also in line with the legal advice received in the matter.

In view of above, the STA decided not to accede to application of M/s AJIO Travel Tech Ltd. A reasoned speaking order will be issued in this regard in compliance of Hon'ble High Court and Hon'ble STAT directions.

7. Agenda No. 07/2026: Proposal for draft of policy for regulation of entry of diesel/CNG buses/commercial passenger vehicles having Inter State Carriage permit and AITP into NCT of Delhi.

It was proposed that directions may be issued to Electric Vehicle Cell (EV Branch) to present the draft proposal regarding regulation of entry of diesel/CNG operated buses/commercial passenger vehicles having Inter State Carriage permit, Contract Carriage and AITP entering into NCT of Delhi.

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In this regard, STA has directed to forward the matter to EV Branch to examine the proposal in light of the CAQM and Environment Department guidelines and prepare a proposal to be put up before next STA meeting.

8. Agenda No. 08/2026: Consideration of mechanism for grant of accreditation to Driver Training Centres (DTCs) under Rule 31B of the Central Motor Vehicles Rules, 1989 in respect of M/s Jai Bharat Motor Driving Skill & Research Society

The table agenda was put up before the STA with the permission of Chair. The STA was apprised that applicant M/s Jai Bharat Motor Driving Skill & Research Society has applied for grant of accreditation as a Driver Training Centre (DTC) with the Transport Department and has also filed a writ petition before the Hon'ble High Court.

A detailed note from operation branch has been examined. The Department currently operates 12 automated driving test tracks equipped with advanced technology to ensure objective and transparent evaluation of driving skills. Additionally, Delhi has an adequate number of licensed driving schools with sufficient training capacity to meet the existing demand, and there is no significant pendency in driving test appointments. It was also highlighted that issuance of Form 5B by accredited Driver Training Centres (DTCs) which provides exemption from the driving test, may potentially impact the integrity of the existing licensing framework.

In view of the above considerations the STA decided not to accede to application for granting accreditation to M/s Jai Bharat Motor Driving Skill & Research Society under Rule 31B of the Central Motor Vehicles Rules, 1989.

The STA Board meeting ended with vote of thanks to the Chair.

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11/05/26
Secretary (STA)

ANNEXURE - A1



S~52

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024, CM APPL. 63450/2024 & CM APPL. 63451/2024

M/S TRAVEL POINT THROUGH ITS PROPRIETOR SH.
SANDEEP SHOKEEN AND ORS.

.....Petitioners

Through: Mr. R.K. Kapoor and Ms.
Shambhavi Gour, Advocates.

versus

LT GOVERNOR OF DELHI AND ORS.

.....Respondents

Through: Ms. Harshita Nathrani and Mr.
Vedansh Vashisht, Advocates for
Mr. Sameer Vashisht, ASC (Civil)
for R-1 & 3.
Mr. Neeraj, SPC with Mr. Vedansh
Anand, G.P., Mr. Sachin Saraswat
and Mr. Sanjay Pal, Advocates for
R-2.

CORAM:

HON'BLE MR. JUSTICE PRATEEK JALAN

ORDER

25.10.2024

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1. Issue notice. Ms. Harshita Nathrani, learned counsel, accepts notice on behalf of respondent Nos. 1 and 3. Mr. Neeraj, learned counsel, accepts notice on behalf of respondent No. 2.
2. Counter affidavits be filed within four weeks from today.
3. Rejoinders thereto, if any, may be filed within two weeks thereafter.
4. List on 18.12.2024.

PRATEEK JALAN, J

OCTOBER 25, 2024/MR/

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The Order is downloaded from the DHC Server on 07/05/2026 at 13:10:15*



ANNEXURE - A2



S~25

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024 & CM APPL. 63450/2024
M/S TRAVEL POINT THROUGH ITS PROPRIETOR
SH. SANDEEP SHOKEEN AND ORS.Petitioners
Through: Mr. R.K. Kapoor, Mr. Rajat
Kapoor, Advocates.

versus

LT GOVERNOR OF DELHI AND ORS.Respondents
Through: Ms. Harshita Nathrani, Advocate
for R-1 and 3 appearing for Mr.
Sameer Vashisht, ASC GNCTD.
Mr. Neeraj, SPC with Mr. Vedansh
Anand, GP, Mr. Sachin and Mr.
Soumyadip Chakraborty,
Advocates for UOI.

CORAM:
HON'BLE MR. JUSTICE PRATEEK JALAN

% ORDER
18.12.2024

1. At the request of learned counsel for respondent Nos.1 and 3, four weeks' further time is granted for the filing of the counter affidavit. Counter affidavit be filed positively within the said time, failing which the concerned officer is directed to remain present in Court with the relevant records.
2. Rejoinders thereto, if any, be filed within two weeks thereafter.
3. List on 04.04.2025.

PRATEEK JALAN, J

DECEMBER 18, 2024
'SS/JM'/

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ANNEXURE-A3



S-46

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024 & CM APPL. 16756/2025

M/S TRAVEL POINT THROUGH ITS PROPRIETOR SH.

SANDEEP SHOKEEN AND ORS.

.....Petitioners

Through: Mr. R.K. Kapoor with Ms. Aakriti
Kapila and Mr. Rajat Kapoor,
Advocates.
(M): 9781990543

versus

LT GOVERNOR OF DELHI AND ORS.

.....Respondents

Through: Ms. Harshita Nathrani, Advocate
Mr. Sameer Vashisht, Standing
counsel (Civil), GNCTD for
respondent no. 1 and 3.
Mr. Neeraj SPC with Mr. Vedansh
Anand, GP for Union of India

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

24.03.2025

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CM APPL. 16756/2025 (Application seeking condonation of delay in
filing the counter affidavit)

1. The present application has been filed on behalf of respondent no. 3 under Section 5 of the Limitation Act, 1963, seeking condonation of delay of 65 days in filing the counter affidavit.
2. Considering the submissions made before this Court, the delay of 65 days in filing the counter affidavit on behalf of respondent no. 3/the

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Government of National Capital Territory of Delhi ("GNCTD"), is condoned.

3. Accordingly, the counter affidavit filed on behalf of respondent no. 3/GNCTD on 20th March, 2025, is directed to be taken on record.
4. With the aforesaid directions, the present application is disposed of.

MINI PUSHKARNA, J

MARCH 24, 2025

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The Order is downloaded from the DHC Server on 05/05/2026 at 15:58:15



ANNEXURE - A4



S-37

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024 & CM APPL. 63450/2024

M/S TRAVEL POINT THROUGH ITS PROPRIETOR SH.

SANDEEP SHOKEEN AND ORS.

.....Petitioners

Through: Mr. R.K. Kapoor with Ms. Aakriti
Kapila and Mr. Rajat Kapoor,
Advocates.

(M): 9781990543

versus

LT GOVERNOR OF DELHI AND ORS.

.....Respondents

Through: Mr. Sameer Vashisht, SC-GNCTD
Mr. Neeraj, Mr. Vedansh Anand, Mr.
Sachin Saraswat, Advocates for UOI
(M:7017030967)Mr. Vedansh Anand, Mr. Mayank
Chaudhary, Ms. Divyanshi
Choudhary and Ms. Aashita Kumar,
Advocates

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

04.04.2025

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1. It is not possible to take up the present matter, on account of Full Court Reference to bid farewell to HMJ Dinesh Kumar Sharma, upon his transfer to Calcutta High Court.
2. Accordingly, re-notify on 27th August, 2025.

MINI PUSHKARNA, J

APRIL 4, 2025

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ANNEXURE - A5



S-42

* IN THE HIGH COURT OF DELHI AT NEW DELHI
+ W.P.(C) 15131/2024 & CM APPL. 63450/2024

M/S TRAVEL POINT THROUGH ITS PROPRIETOR SH.
SANDEEP SHOKEEN AND ORS.Petitioners

Through: Mr. Raj Kumar Kapoor, Ms. Aakriti
Kapila and Ms. Sujata Sarkar, Advs.
Mob: 9871603266
Email: rkkapooradvocate@gmail.com

versus

LT GOVERNOR OF DELHI AND ORS.Respondents

Through: Mr. Vedansh Anand, GP, Mr. Neeraj
and Mr. Saumyadip Chakraborty,
Advs. for R-UOI
Mob: 8076802450 & 6295355315
Email: vedansh.gpoffice@gmail.com
neerajindia@hotmail.com
Mr. Sameer Vashisht, SC for GNCTD
(Civil)
Mob: 9818280821
Email: sameervashisht@gmail.com

CORAM:
HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER
27.08.2025

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1. It is not possible to hear the present matter today, on account of part heard matters being heard.
2. Re-notify on 15th October, 2025.

MINI PUSHKARNA, J

AUGUST 27, 2025/SK

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The Order is downloaded from the DHC Server on 05/05/2026 at 15:58:38



ANNEXURE - A 6



S-44

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024 & CM APPL. 63450/2024

M/S TRAVEL POINT THROUGH ITS PROPRIETOR SH.

SANDEEP SHOKEEN AND ORS.

.....Petitioners

Through: Mr. R.K. Kapoor, Ms. Aakriti Kapila,
Advocates

versus

LT GOVERNOR OF DELHI AND ORS.

.....Respondents

Through: None.

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

15.10.2025

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1. In view of the urgency expressed by learned counsel for the petitioners, list in Top Ten Matters in the *Advance List* on 17th November, 2025.

MINI PUSHKARNA, J

OCTOBER 15, 2025/au

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ANNEXURE - A7



S-8

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024 & CM APPL. 63450/2024

M/S TRAVEL POINT THROUGH ITS PROPRIETOR SH.
SANDEEP SHOKEEN AND ORS.

.....Petitioners

Through: Mr. R. K. Kapoor, Ms. Aakriti
Kapila, Ms. Sujata and Mr. Rajat
Kapoor, Advocates
Mob: 8697711298

versus

LT GOVERNOR OF DELHI AND ORS.

.....Respondents

Through: Mr. Neeraj, SPC with Mr. Soumyadip
Chakraborty, Advocate for UOI
Mob: 6295355315
Email: neerajindia@hotmail.com
Mr. Sameer Vashisht, Standing
Counsel (Civil), GNCTD

CORAM:

HON'BLE MS. JUSTICE MINI PUSHKARNA

ORDER

17.11.2025

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1. None appears for the petitioners when the matter is called out.
2. Accordingly, re-notify on 20th February, 2026.

MINI PUSHKARNA, J

NOVEMBER 17, 2025

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ANNEXURE - A8



S~14

* IN THE HIGH COURT OF DELHI AT NEW DELHI

+ W.P.(C) 15131/2024 & CM APPL. 63450/2024

M/S TRAVEL POINT THROUGH ITS PROPRIETOR

SH. SANDEEP SHOKEEN AND ORS.

.....Petitioners

Through:

versus

LT GOVERNOR OF DELHI AND ORS.

.....Respondents

Through: Mr. Neeraj, SPC with Mr. Soumyadip
Chakraborty, Advocates for R-2/UoI.

CORAM:

HON'BLE MR. JUSTICE AMIT BANSAL

ORDER

20.02.2026

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Re-notify on 18th May 2026, in the top ten (10) matters in the category
of 'Advance List'.

AMIT BANSAL, J

FEBRUARY 20, 2026

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ANNEXURE - 'A-9' 24/11

GOVERNMENT OF NCT OF DELHI
STA BRANCH: TRANSPORT DEPARTMENT
5/9 UNDER HILL ROAD, DELHI - 110054.

AS/STA/TPT/2021/STA(0)/22957

Date: 27/5/25

Minutes of Meeting held on 16.05.2025 at 4:00 PM in the Chamber of Spl. Commissioner (Operations).

A meeting of the Committee Constituted by the then ACS (TPT)/Chairman STA under the Chairmanship of Spl. Commissioner (Operations), Transport Deptt, GNCTD to examine/review the issue of Advertisements on Buses (Public) Transportation (Full Body Wrap) was held on 16.05.2025 at 4:00 PM. The following members were present in the meeting:-

1. Sh. Anil Kumar ,ACP (Delhi Traffic HQ, Z1)
2. Sh. Sunil Sehgal (Dy. Secy, STA).
3. Sh. C. S Nawani (Manager Traffic, DMRC) (through VC)
4. Ms. Sunita Chauhan, (Dy. CGM, DTC)
5. Sh. Ajay Srivastava, (AVP), DIMTS.
6. Sh. Ashok Kumar (Dy. CGM, Advertising, DTC) (through VC).

The meeting started with the discussions on the reply submitted by the Delhi Traffic Police dated 07.05.2025 w.r.t. the clarifications sought during the previous meeting of the committee held on 21.04.2025 in the matter.

It was agreed that allowing advertisements on the body of the Public Transport Buses plying in Delhi will certainly result in generating more revenue for the Government and Public Transport Service may be further improved using this additionally generated revenue.

The committee was informed that many buses coming from other states in Delhi also have full body wrap advertisements and no such Challan details (against full body wrap advertisements) is available with the Enforcement Branch of the Transport Department.

The representatives from DIMTS and DTC stated that they do not have any objection against full body wrap advertisement on the Buses. The representative from Delhi Traffic Police also agreed and gave consent on the same.

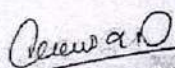

Sh. Ashok
Kumar.


Ms. Sunita
Chauhan.


DS(STAT)


(ANIL KUMAR)


AJAY KUMAR
SRIVASTAVA
(DIMTS)


C S Nawani
(DMRC)

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Sh. C. S Nawani (Manager Traffic, DMRC) and Sh. Ashok Kumar (Dy. CGM, Advertising, DTC) joined the meeting through VC, and also gave their consent on full body wrap advertisements on Public buses.

The Dy. Secy. STA, however, pointed out that Rule 71 (2) of DMVR 1993 states that "No advertising device, figure or writing shall be exhibited on any public service vehicle, save as may be permitted by the State Transport Authority by general or specific order". He emphasized that the intent of the law is to avoid advertisements on the bodies of the Buses as it may cause distraction to the other motorists driving on the road and may endanger Public Road Safety.

The committee deliberated on the issue and concluded that as advertisements are already allowed on left and rear side of the Buses, it should also be allowed on the right side on the buses of Public transport subject to the approval of the STA Board.

The meeting ended with thanks to the Chair.


Dy. Secretary (STA)

Copy for information to:

1. PS to Secretary- Cum - Commissioner (Transport), GNCTD.
2. PA to Secy. (STA), Transport Department, GNCTD.
3. PA to Spl. Commissioner (Operations), Transport Department, GNCTD.
4. Spl. Commissioner of Police (Traffic), Delhi Police.
5. Sh. Ajay Srivastava (AVP), DIMTS
6. Ms. Sunita Chauhan, Dy. CGM (Ops.), DTC
7. Sh. Ashok Kumar, Dy. CGM (Advertising), DTC
8. Sh. C.S Nawani (Manager Traffic, DMRC)
9. AS (STA), Transport Department, GNCTD.


Dy. Secretary (STA)

ANNEXURE - A 10

SECTION 194

THE MOTOR VEHICLES ACT, 1988 '151

(3) Whoever, being the owner of a motor vehicle, obtains a certificate of registration for such vehicle on the basis of documents which were, or by representation of facts which was, false in any material particular, or the engine number or the chassis number embossed thereon are different from such number entered in the certificate of registration shall be punishable with imprisonment for a term which shall not be less than six months but may extend to one year and with fine equal to ten times the amount of the annual road tax or two-third the lifetime tax of the motor vehicle, whichever is higher.

(4) Whoever, being a dealer, obtains a certificate of registration for such vehicle on the basis of documents which were, or by representation of facts which was, false in any material particular, or the engine number or the chassis number embossed thereon are different from such number entered in the certificate of registration shall be punishable with imprisonment for a term which shall not be less than six months but may extend to one year and with fine equal to ten times the amount of annual road tax or two-third the lifetime tax of the motor vehicle, whichever is higher.]

193. Punishment of ¹[agents, canvassers and aggregators] without proper authority

²[(1)] Whoever engages himself as an agent or canvasser in contravention of the provisions of section 93 or of any rules made thereunder shall be punishable for the first offence with fine ³[of one thousand rupees] and for any second or subsequent offence with imprisonment which may extend to six months, or with fine ⁴[of two thousand rupees], or with both.

⁵[(2)] Whoever engages himself as an aggregator in contravention of the provisions of section 93 or of any rules made thereunder shall be punishable with fine up to one lakh rupees but shall not be less than twenty-five thousand rupees.

(3) Whoever, while operating as an aggregator contravenes a condition of the licence granted under sub-section (1) of section 93, not designated by the State Government as a material condition, shall be punishable with fine of five thousand rupees.]

194. Driving vehicle exceeding permissible weight

⁶[(1)] Whoever drives a motor vehicle or causes or allows a motor vehicle to be driven in contravention of the provisions of section 113 or section 114 or section 115 shall be punishable with ⁷[xxx] fine ⁸[of twenty thousand rupees and an additional amount of two thousand rupees per tonne of excess load], together with liability to pay charges for off-loading of the excess load:]

⁹[PROVIDED that such motor vehicle shall not be allowed to move before such excess load is removed or is caused or allowed to be removed by the person in control of such motor vehicle.]

1. Substituted for "agents and canvassers" by the Motor Vehicles (Amdt.) Act, 2019 (32 of 2019), dt. 9-8-2019, w.e.f. 1-4-2021 vide SO 1433(E), dt. 31-3-2021.
2. Section 193 re-numbered as sub-section (1) thereof, *ibid*.
3. Substituted for "which may extend to one thousand rupees" by the Motor Vehicles (Amdt.) Act, 2019 (32 of 2019), dt. 9-8-2019, w.e.f. 1-9-2019 vide SO 3110(E), dt. 28-8-2019.
4. Substituted for "which may extend to two thousand rupees", *ibid*.
5. Inserted by the Motor Vehicles (Amdt.) Act, 2019 (32 of 2019), dt. 9-8-2019, w.e.f. 1-4-2021 vide SO 1433(E), dt. 31-3-2021.
6. Substituted by Act 54 of 1994, w.e.f. 14-11-1994.
7. Word "minimum" omitted by the Motor Vehicles (Amdt.) Act, 2019 (32 of 2019), dt. 9-8-2019, w.e.f. 1-9-2019 vide SO 3110(E), dt. 28-8-2019.
8. Substituted for "of two thousand rupees and an additional amount of one thousand rupees per tonne of excess load", *ibid*.
9. Inserted, *ibid*.

¹[(1A) Whoever drives a motor vehicle or causes or allows a motor vehicle to be driven when such motor vehicle is loaded in such a manner that the load or any part thereof or anything extends laterally beyond the side of the body or to the front or to the rear or in height beyond the permissible limit shall be punishable with a fine of twenty thousand rupees, together with the liability to pay charges for off-loading of such load.]

PROVIDED that such motor vehicle shall not be allowed to move before such load is arranged in a manner such that there is no extension of the load laterally beyond the side of the body or to the front or to the rear or in height beyond the permissible limit.

PROVIDED FURTHER that nothing in this sub-section shall apply when such motor vehicle has been given an exemption by the competent authority authorised in this behalf, by the State Government or the Central Government, allowing the carriage of a particular load.]

(2) Any driver of a vehicle who refuses to stop and submit his vehicle to weighing after being directed to do so by an officer authorised in this behalf under section 114 or removes or causes the removal of the load or part of it prior to weighing shall be punishable with fine ²[of forty thousand rupees].

¹[194A. Carriage of excess passengers]

Whoever drives a transport vehicle or causes or allows a transport vehicle to be driven while carrying more passengers than is authorised in the registration certificate of such transport vehicle or the permit conditions applicable to such transport vehicle shall be punishable with a fine of two hundred rupees per excess passenger.

PROVIDED that such transport vehicle shall not be allowed to move before the excess passengers are off-loaded and an alternative transport is arranged for such passengers.

194B. Use of safety belts and the seating of children

(1) Whoever drives a motor vehicle without wearing a safety belt or carries passengers not wearing seat belts shall be punishable with a fine of one thousand rupees.

PROVIDED that the State Government, may by notification in the Official Gazette exclude the application of this sub-section to transport vehicle to carry standing passengers or other specified classes of transport vehicles.

(2) Whoever drives a motor vehicle or causes or allows a motor vehicle to be driven with a child who, not having attained the age of fourteen years, is not secured by safety belt or a child restraint system shall be punishable with a fine of one thousand rupees.

194C. Penalty for violation of safety measures for motorcycle drivers and pillion riders

Whoever drives a motorcycle or causes or allows a motorcycle to be driven in contravention of the provisions of section 128 or the rules or regulations made thereunder shall be punishable with a fine of one thousand rupees and he shall be disqualified for holding licence for a period of three months.

¹ Inserted by the Motor Vehicles (Amdt.) Act, 2019 (32 of 2019), dt. 9-8-2019, w.e.f. 1-9-2019 vide S 3110(E), dt. 28-8-2019.

² Substituted for "which may extend to three thousand rupees", *ibid*.

ANNEXURE - A II

BEFORE SHRI REETESH SINGH (PRINCIPAL SECRETARY,
LAW, JUSTICE & LEGISLATIVE AFFAIRS): PRESIDING
OFFICER STATE TRANSPORT APPELLATE TRIBUNAL

Date of Institution : 26.07.2021
Date of Disposal: 19.08.2025

APPEAL NO. 520/2021

IN THE MATTER OF:

AJIO Travel Tech through its sole proprietor Anand Moudgil son of
Sh. Jatinder Moudgil having its residence cum admin office of the
said firm at 128-B, FF, Bhai Randhir Singh Nagar, Ludhiana 141012
(Punjab)

..... Appellant

VERSUS

State Transport Authority through its Chairman cum State
Transport Commissioner NCT of Delhi having its office at Transport
Department, 5/9 Under Hill Road, Delhi 110054

..... Respondent

Prefatory Note: -

This appeal was filed in the year 2021. The term of the then Ld. Presiding Officer, Delhi School Tribunal (DST) who was also holding the Court of Presiding Officer, State Transport Appellate Tribunal (STAT) came to an end in July 2022. The next Ld. Presiding Officer of DST cum STAT resumed proceedings w.e.f. September, 2023. The Transport Department GNCTD vide letter dated 09/10/2023 issued directions to the then Ld. Presiding Officer DST that it was initiating the process for appointing an independent STAT within the provisions of Section 89 of MV Act, 1988. Vide order dated 07/12/2023, the then Presiding Officer DST adjourned this appeal sine die.

Vide notification dated 30/09/2024 of Transport Department, the Ld. Governor of Delhi constituted STAT for the NCT of Delhi as per which

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Delhi



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the same was to be presided ex-officio by the Pr. Secretary (Law, Justice & Legislative Affairs) GNCTD. The undersigned joined the Government of NCT of Delhi as Pr. Secretary (Law, Justice & Legislative Affairs) w.e.f. from 21/10/2024 and made several requests to the officials of the Transport Department for allocation of infrastructure for functioning of the STAT and record keeping without any success. Having no other alternative, the undersigned resumed proceedings of the STAT from the office of the Pr. Secretary (Law, Justice & Legislative Affairs) GNCTD through video conferencing with effect from March 2025.

ORDER ON APPEAL

1. This appeal has been filed by the appellant M/s Ajio Travel Tech under Section 89 of the Motor Vehicles Act, 1988 (MV Act) read with Rule 65 of the Delhi Motor Vehicle Rules, 1993 (DMVR) against the impugned order dated 07/07/2021 by which the applications of the appellant for grant of Stage Carriage Permit were rejected.
2. As per the memo of appeal, the appellant on 15/06/2021 filed 12 applications under Rule 53 of the DMVR for grant of Stage Carriage Permits with desired timetable. It is stated that on 14/07/2021 the appellant received an intimation-cum-rejection order dated 07/07/2021 under the signatures of Dr. Navlendra Kumar Singh, Joint Secretary (STA) communicating that his applications had been rejected on grounds mentioned in Section 88 of the MV Act i.e. absence of reciprocal arrangements with other states.
3. The appellant has challenged the intimation-cum-rejection order dated 07/07/2021 primarily on the following grounds:-
 - The impugned order dated 07/07/2021 was passed by an officer having no jurisdiction as the Joint Secretary STA was not a member of the State Transport Authority
 - Rule 51 of the DMVR does not provide for "Rejection of" applications but provides only for refusal to consider applications for grant of permits
 - Section 88 of the MV Act did not apply to the facts of the matter as existence of a reciprocal arrangement is not a pre-condition for grant of Stage Carriage Permit as per Section 80 of the MV Act for inter-state routes

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- There is no provision under the MV Act which restricts inter-state carriage buses only to State Transport undertakings of the concerned state under reciprocal arrangements.

4. In the reply to the appeal, the State Transport Authority (STA) has contended that" -

- As per Section 69 of the MV Act, where a vehicle is proposed to be used in two or more regions falling in different States, an application for grant of Stage Carriage Permit is to be made to Regional Transport Authority (RTA) of the region in which the appellant resides or has his principal place of business. It is stated that the appellant resides in Ludhiana, Punjab and does not have any place of business in Delhi and thus his application before STA Delhi was not maintainable.
- The appellant has failed to disclose the registration numbers of the buses for which he sought Stage Carriage Permit.
- In order to seek Interstate Carriage Permit for buses from ISBT Kashmiri Gate, Delhi, to Shimla, Manali and Jammu, there needs to be a reciprocal arrangement between Delhi with the concerned states. There is no reciprocal arrangement of the Government of NCT of Delhi with Government of Himachal Pradesh or Government of Jammu & Kashmir. In the absence of any such arrangement the application cannot be granted.
- As per Section 88 of the MV Act, a permit granted by one RTA of any region is not valid in any other region unless such permit has been countersigned by the RTA of that other region.

5. Arguments were addressed by Mr. Anand Mudgil the appellant in person and on behalf of the STA by Sh. Pradeep Narayan Mishra, Learned Counsel accompanied with Sh. Manoj Shivrani, Assistant Secretary STA. In addition to oral arguments, both parties have filed their written submissions.

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Delhi



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6. I have heard the appellant in person and the Ld. Counsel for the respondent. I have gone through the record placed before me.

7. The application of the appellant for grant of Stage Carriage Permit was declined by the respondent vide the intimation-cum-rejection order dated 07/07/2021 on the ground that a permit granted by an RTA of one region is not valid in any other region unless the same has been countersigned by the RTA of that region. The relevant portion of the intimation-cum-rejection order dated 07/07/2021 of the respondent giving reasons for rejection of the application of the appellant is reproduced as under :-

"Please refer to your letter Ref. No. SCP/DEL/01/CMSNR-01 Dated 15/06/2021 on the subject cited above. In this regard, it is submitted that, As per the Section 88 of Motor Vehicles Act 1988, a permit granted by the Regional Transport Authority of any one region shall not be valid in any other region, unless the permit has been countersigned by the Regional Transport Authority of that other region, and a permit granted in any one State shall not be valid in any other State unless countersigned by the State Transport Authority of that other state or by the Regional Transport Authority concerned."

Further movement of Inter State Stage Carriage Buses in Delhi is allowed to State Transport Undertaking of the concerned state under Reciprocal Agreement only.

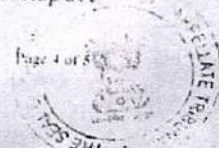
As per Direction of Honourable High Court of Delhi in Reputation No. WPC 878/2007, Transport Department GNCTD grants stage carriage permits to cluster buses only, (for plying in Delhi only) under corporatization of private stage carriage."

8. The appellant has primarily contended that counter signature of RTA of another other region cannot operate as a precondition for consideration of grant of Stage Carriage Permit of the appellant.

9. The respondent in addition to the objection raised in the intimation-cum-rejection order dated 07/07/2021 has raised other grounds in the reply to the appeal in support of the rejection. It is apparent that in the reply to the appeal, the STA has sought to justify its refusal for grant of Stage Carriage Permit to the appellant on additional grounds.

10. In these facts and circumstance, in the opinion of this Tribunal, it will be appropriate to remand the matter back to the State Transport

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Delhi

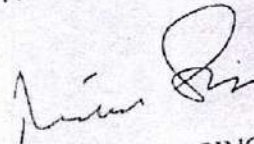


Authority to reconsider the application of the appellant and to pass a fresh reasoned order. The appellant shall be granted an opportunity of hearing if, he so requests, before his application is considered. The STA shall endeavour to complete the process of reconsideration within a period of eight weeks from the date of receipt of this order.

11. Appeal is disposed of in the above terms. File be consigned to the record room. A certified copy of this order be sent free of cost to both the parties by post. Scanned copy of the certified copy be sent by electronic mode.

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Delhi




(REETESH SINGH)
DHJS, PO (STAT)
19.08.2025

