

12.05.2026

Present: Mr. Manoj Goel, Ld. counsel for petitioner.

1. Vide separate judgment of even date, the claim of claimant is allowed and an award has been passed.
2. In the present case, the accident is caused by vehicle no. DL-2W-5902 which was without Insurance. FIR No. 549/2022 under Section 279/337 IPC was registered in PS Kishan Garh, Delhi. Charge sheet under Section 279/338 IPC was filed by the police. As per Charge Sheet filed by the police, Mr. Sikander is stated to be the registered owner of the offending vehicle which is a Gramin Seva. Mr. Sikander sold the said vehicle to Mr. Karamvir. Mr. Karamvir sold the said vehicle to Mr. Manoj Kumar and Mr. Manoj Kumar sold the same to Mr. Vivek Kumar who is the respondent no. 3 in this case.
3. It is difficult to gobble the fact that a vehicle like Gramin Seva, whose permit is issued in the name of a registered owner after following due diligence has transferred various hands without feeling the necessity to update the registration certificate record. Gramin Seva is a Public Utility Vehicle wherein badges are issued to driver. No unauthorized person is supposed to drive such vehicles. Transfer of vehicles in such a fashion without getting necessary changes in the registration certificate is not only violation of Section 50 of the Motor Vehicle Act, 1988 but also flouts the permit conditions because such permits are not transferable initially for the prescribed period. Such vehicles are required to undergo fitness yearly and need permit renewal. It is not understood why at the time of such renewal the State Transport Authority ignore the fact of change of hands. Even the

investigating agency did not bother to intimate this fact to the RTO for initiating appropriate action under Section 50 r/w Section 177 of the M. V. Act. There is absolute lack of coordinate between the two State agencies in this regard.

4. There is an urgent need to plug these loopholes and ensure proper compliance of Section 50 of the Motor Vehicle Act, 1988. A policy decision in this regard needs to be deliberated by the office of the Worthy Commissioner, STA and the Worthy Commissioner of Delhi Police.

5. There is an urgent need to develop a mechanism where the police can share information of sale / purchase, which is violative of Section 50 of the M. V. Act with the State Transport Authority.

6. The office of the Worthy Commissioner, STA and the Worthy Commissioner, Delhi Police need to urgently deliberate in this regard and chalk out a feasible policy action to ensure strict compliance of provisions of Motor Vehicles Act especially Section 50 of the Motor Vehicles Act, 1988.

7. A copy of this order be sent to the Worthy Commissioner, Delhi Police and the Worthy Commissioner, STA for necessary compliance and action.

8. A copy of this order be also sent to the Ld. Chairman, (I.T. & Digitization), Delhi District Court and the Ld. Central Project Coordinator, Hon'ble High Court of Delhi for their kind information.

File be consigned to record room after completing the requisite formalities.

Separate file be prepared in terms of directions contained in the award and be put up on **02.07.2026** for reporting compliance.

(Dr. Abhilash Malhotra)
Judge/PO,MACT-02,PHC
New Delhi /12.05.2026 (s)