

**NOTIFICATION**  
**PORTS AND TRANSPORT DEPARTMENT**  
**SACHIVALAYA, GANDHINAGAR.**  
**Dtd: 05/02/ 2016.**

MOTOR  
VEHICLES  
ACT,  
1988.

NO :PT/2016/02/MVD/102014/165/KH:- In exercise of the powers conferred by sub – section (1) of section 200 of the Motor Vehicles Act, 1988(59 of 1988) and of all other powers enabling it in this behalf, and in supersession of all Government notifications issued in this behalf, the Government of Gujarat hereby directs that the offence punishable under section 177, section 178, section 179, section 180, section 181, sub section (1) or (2) of section 182, sub section (1) or (2) of section 183, section 184, section 186, section 189, sub section (2) of section 190, section 191, section 192, section 194, section 196 or section 198 may, either before or after the institution of the prosecution, be compounded by officers specified in column 2 of the Schedule annexed hereto, for the amount specified in columns 5 and 6 , of the said Schedule in respect of the offences punishable under section specified in column 3 of the said Schedule.

SCHEDULE

PART-A

Sr. No.	Officers exercising powers	Section	with brief description of offence	Amount for first offence in ₹	Amount for second or subsequent offence in ₹
1	2	3	4	5	6
	(1) Officers of the Motor Vehicle Department of and above the rank of Inspector of Motor Vehicles and,  (2) Assistant Inspector of Motor Vehicles on checking duty.	177	<u>Traffic related offences</u> 1. Not to wear Helmet /Not Having helmet or helmet of specified standard 2. Driving without Seatbelt 3. Driving in one way 4. Driving in wrong side 5. Breaching parking rules 6. Breaching traffic signal 7. Breaching of U turn 8. Entry in restricted area 9. Breach of road signage 10. Breach of yellow line 11. Entry in restricted time	100	300

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1	2	3	4	5	6
			<p><b><u>Passenger related offences</u></b></p> <p>12. To allow passenger more than permit in not transport vehicles</p> <p>13. Having passengers standing on footboard.</p> <p>14. Having more then two passengers on two wheeler</p> <p>15. Having additional person sitting on driver seat.</p> <p>16. Smoking and/or misbehavior in public service transport vehicle</p> <p><b><u>Conductor Related Offences</u></b></p> <p>17. To work as Conductor without having valid badge</p> <p>18. Not to stop the Bus on Stoppage.</p> <p><b><u>Offences related to Transport Vehicles</u></b></p> <p>19. Advertisement on vehicle without permission</p> <p>20. Breach of GMV rules-123 by carrying animals in vehicles</p> <p>21. To charge more than permissible fare.</p> <p>22. National Permit not printed on vehicle</p> <p>23. Not to display essential information in goods vehicle.</p> <p>24. Meter in non-working condition</p> <p>25. Having dark film on glass</p> <p><b><u>Offences Related to authenticity of Light, Horn, Siren etc....</u></b></p> <p>26. unauthorized display light and/or siren on vehicle</p> <p>27. To drive without having horn.</p> <p>28. To Drive the vehicle with heavy glare lighting</p> <p><b><u>Offences related to mechanical matters</u></b></p> <p>29. Hand brake not working</p> <p>30. Signal light not working</p> <p>31. Brake light not working</p> <p>32. Side glass in non-working condition.</p> <p>33. Mud Flap not fitted</p> <p>34. Head light in non working condition</p> <p>35. Having no wiper.</p> <p>36. Other offences not mentioned above and for which no penalty is provided for the offence in other section.</p>		

1	2	3	4	5	6
		178(1)	<p><b><u>Offences related to passenger in State Carriage</u></b></p> <ol style="list-style-type: none"> <li>1. To travel without pass or ticket</li> <li>2. Deny to show ticket or pass when asked for.</li> </ol>	500	
		178(2)	<p><b><u>Offences related to Stage Carriage Conductor</u></b></p> <ol style="list-style-type: none"> <li>1. Does not accept the fare or deny to accept the fare</li> <li>2. Does not issue ticket or deny to issue ticket</li> <li>3. To supply invalid ticket</li> <li>4. To supply ticket of less fare</li> <li>5. Does not check the ticket or pass</li> </ol> <p>Other offences not mentioned above and for which no penalty is provided for the offence in other section.</p>	500	
		178(3)	<p><b><u>Offences related to contract carriages</u></b></p> <ol style="list-style-type: none"> <li>1. If the holder of a permit or the driver of a contract carriage refuses, in contravention of the provisions of this act or rules made there under to ply the contract carriage or to carry the passengers, -               <ol style="list-style-type: none"> <li>a. In case of two wheel or three wheeled motor vehicles,</li> <li>b. In other case</li> </ol> </li> </ol>	<p>50</p> <p>200</p>	
		179(1)	<p><b><u>Disobedience of orders, obstruction and refusal of information</u></b></p> <ol style="list-style-type: none"> <li>1. Disobedience of any direction lawfully given by authority</li> <li>2. Make obstruction in the discharge of any function which authorities required or empowered under this act to discharge</li> </ol>	<p>500</p> <p>500</p>	
		179(2)	<p>Refusal of information or gives false information required to supply under this act</p> <ol style="list-style-type: none"> <li>1. Refusal of supply of Registration Certificate</li> <li>2. Refusal of supply of Driving Licence or Badge</li> </ol>	<p>200</p> <p>for</p> <p>two</p> <p>wheeler</p> <p>and</p>	

1	2	3	4	5	6
			3. Refusal of supply of Veild Third Party Insurance policy 4. Refusal of supply of Permit 5. Refusal of supply of Fitness Certificate 6. Refusal of supply of PUC Certificate 7. Refusal of information which required to supply under this act 8. Gives false information which does not believed to be true.	300 for other vehicles	
		180	<u><b>Allowing unauthorized person to drive vehicles</b></u> 1. Driver using vehicle without holding driving license. 2. Driver using transport vehicle without holding Transport Authorization 3. Driver using vehicle who is in under age. 4. Driver using vehicle in contravention of the conditions of learning license	500 500 500 500	
		181	<u><b>Driving Vehicle in contravention of Section 3 or Section 4</b></u> 1. Drives vehicle without holding driving license. 2. Drives transport vehicle without holding Transport Authorization 3. Drives vehicle in under age. 4. Drives vehicle in contravention of the conditions of learning license.	500 500 500 500	
		182(1)	<u><b>Driving vehicle by a person who is disqualified under this act for holding or obtaining driving license</b></u>	500	
		182(2)	<u><b>Acting as a conductor of Stage Carriage by a person who is disqualified under this act for</b></u>	100	

1	2	3	4	5	6
			<b><u>holding or obtaining conductor license</u></b>		
		183(1)	<b><u>Driving at excessive speed</u></b> Whoever drives a motor vehicle in contravention of speed limit referred to in section 112	400	1000
		183(2)	<b><u>Driving at excessive speeds</u></b> Whoever causes any person who is employed by him or is subject to dis control in driving to drive a motor vehicle in contravention of speed limit referred to in section 112	400	1000
		184	<b><u>Driving Dangerously</u></b> 1. Driving a motor vehicle at a speed which is dangerous to the public 2. Driving a motor vehicle in a manner which is dangerous to the public (Note:- use mobile phone while driving is a manner which is dangerous to the public)	1000 1000	2000 2000
		186	<b><u>Driving when mentally or physically unfit to drive</u></b> Whoever drives a motor vehicle in nay public place when he is to his knowledge suffering from any dieses or disability calculated to cause his driving of the vehicle to be a source of danger.	200	500
		189	<b><u>Racing and Trials of Speed</u></b> Whoever without the written consent of the State Government permits to takes part in a race or trial of speed of any time between motor vehicles in any public place.	500	

1	2	3	4	5	6
		190(2)	<p><u>Using vehicle in contravention of the standards prescribed in relation to road safety, control of noise, and air pollution.</u></p> <p>1. <b>Contravention of standards of road safety</b></p> <ul style="list-style-type: none"><li>a. Use of the vehicle without fitment of reflectors.</li><li>b. Use of the vehicle without fitment of radium strips</li><li>c. Use of the vehicle with fitment of reflectors and radium strips without prescribed standards</li><li>d. Use of the vehicle transporting the goods which is dangerous and hazardous to the human life without following prescribed provisions or marking</li><li>e. Use of vehicle without first aid kit.</li><li>f. Do not use reflective triangle at the time of stationary of vehicle.</li><li>g. Use of goods vehicle without rear safety device</li><li>h. Use of the vehicle without backlight</li><li>i. Use of the vehicle without indicator</li><li>j. Use of the vehicle without headlight after sunset</li><li>k. Use of the vehicle without horn as permissible in the Central Motor Vehicle Rules, 1989</li></ul>	1000	2000

1	2	3	4	5	6
			<ul style="list-style-type: none"> <li>l. Transport over dimensional goods or goods in contravention of sub rule 8 of rule 93 of the Central Motor Vehicle Rules, 1989</li> <li>m. Use of the vehicle with defective tyre.</li> <li>2. Violation of the standards prescribed in relation to air pollution               <ul style="list-style-type: none"> <li>a. Use of vehicle without obtaining PUC Certificate</li> <li>b. Use of vehicle in violation to prescribed standards of emission</li> <li>c. Use of vehicle with a pollutant fuel which is not authorized for such vehicle</li> </ul> </li> <li>3. Violation of the standards prescribed in relation to Noise Pollution               <ul style="list-style-type: none"> <li>a. Use of horn having noisy tone or unauthorized horn.</li> <li>b. Use of vehicle having noisy silencer.</li> <li>c. Use of vehicle with reverse or break horn</li> </ul> </li> </ul>		
		191	<p><u><b>Sale of Vehicle in or alteration of vehicle to condition contravening the Motor Vehicles Act, 1988</b></u></p> <p>Whoever being an importer of or dealer in motor vehicles, sales or delivers or offers to sale or delivers a motor vehicle or trailer in such condition that the use</p>	500	

1	2	3	4	5	6
			<p>thereof in a public place would be in contravention of chapter 7 or any rule made thereunder or alters the motor vehicle or trailer so as to render its condition such that its use in a public place would be in contravention of chapter 7 or any rule made thereunder</p>		
		192	<p><b><u>Using vehicle without registration</u></b></p> <ol style="list-style-type: none"> <li>1. Using vehicle carrying a registration mark displayed in contravention of rule 50 or rule 51 of the Central Motor Vehicles Rules, 1989 in public place.               <ol style="list-style-type: none"> <li>a. Two wheeler vehicle 100</li> <li>b. Three wheeler vehicle 200</li> <li>c. Light Motor Vehicle having Four wheels 300</li> <li>d. Vehicle other than above 500</li> </ol> </li> <li>2. Causes or allows to be driven any vehicle in contravention of section 39 in public place.               <ol style="list-style-type: none"> <li>a. Two wheeler vehicle 100</li> <li>b. Three wheeler vehicle 200</li> <li>c. Light Motor Vehicle having Four wheels 300</li> <li>d. Vehicle other than above 500</li> </ol> </li> <li>3. Using vehicle without registration or in spite of suspension or cancellation of registration in public place</li> </ol>		



1	2	3	4	5	6
			<ul style="list-style-type: none"> <li>a. Two wheeler vehicle</li> <li>b. Three wheeler vehicle</li> <li>c. Light Motor Vehicle having Four wheels</li> <li>d. Vehicle other than above</li> </ul>	<p>500</p> <p>1,000</p> <p>2,000</p> <p>5,000</p>	<p>1,000</p> <p>2,000</p> <p>4,000</p> <p>10,000</p>
			<ul style="list-style-type: none"> <li>4. Using transport Vehicle without valid certificate of fitness</li> <li>5. Violation of provisions with respect to trade certificate.                             <ul style="list-style-type: none"> <li>a. Kept vehicle under the possession of dealer or manufacturer without trade certificate.</li> <li>b. Using vehicle with trade certificate of which validity is expired</li> </ul> </li> </ul>	<p>5,000</p> <p>5,000</p> <p>5,000</p>	<p>10,000</p>
		194(1)	<p><b><u>Driving vehicle acceding permissible weight etc....</u></b></p> <ul style="list-style-type: none"> <li>1. Using transport vehicle in contravention of the conditions of permit prescribed by state or regional transport authorities under sub section 1 of section 113 prohibiting or restricting the use of such vehicle in area or rout</li> <li>2. Driving vehicle or cause or allow to be driven in any public place which is not fitted with pneumatic tyres.</li> <li>3. Driving vehicle or cause or allow to be driven in any pubic place-                             <ul style="list-style-type: none"> <li>a. The unladen weight of which exceeds the</li> </ul> </li> </ul>	<p>1000</p> <p>1000</p>	

1	2	3	4	5	6
			<p>unladen weight specified in the certificate of registration of the vehicle,</p> <p>i. In the case of either owner or driver of vehicle having an unladen weight exceeds the unladen weight specified in the certificate of registration up to 2000 kilograms, for every 500 kilograms or part there of</p> <p>ii. The unladen weight of which exceeds the unladen weight specified in the certificate of registration of the vehicle 2000 kilograms, for every 500 kilograms or part thereof in excess of 2000 kgs.</p> <p>b. The laden weight of which exceeds the gross vehicle weight specified in the certificate of registration of the vehicle.</p> <p>i. In the case of either owner or driver of vehicle having an overload up to 2000 kilograms, for every 500</p>	<p>300</p> <p>500</p> <p>300</p>	

1	2	3	4	5	6
			<p>kilograms or part there of</p> <p>ii. In Case the overload exceeds 2000 kilograms, for every 500 kilograms or part thereof in excess of 2000 kilograms.</p> <p>4. Using vehicle or cause or allow to be driven in contravention of the notification of the State Government issued under section-115 restricting or prohibiting the use of such vehicle on the any road or bridge.</p>	<p>500</p> <p>1000</p>	
		194(2)	<p><b><u>Driving vehicle or cause or allow to be driven violating the provisions of section 114</u></b></p> <p>1. Refuses to stop and submit vehicle to weighing after being directed to do by an officer authorized in this behalf under section 114</p> <p>2. Refuses to remove or cause the removal of the load or part of it prior to weighing</p>	<p>2000</p> <p>2000</p>	
		196	<p><b><u>Driving uninsured vehicle</u></b></p> <p>1. Using vehicle without third party insurance policy as required under section 146 of the Motor Vehicles Act, 1988.</p> <p>a. Two wheeler</p> <p>b. Three wheeler</p> <p>c. L.M.V. having four(4) wheel</p> <p>d. Light Goods Vehicle having four(4) wheel</p>	<p>500</p> <p>500</p> <p>1000</p> <p>1000</p>	

1	2	3	4	5	6
			e. Medium Goods Vehicle f. Medium Passenger Vehicle g. Heavy Goods Vehicle h. Heavy passenger vehicle  2. Using goods vehicle transporting the goods which is dangerous and hazardous to the human life without insurance policy issued under the public liabilities insurance act, 1991 along with third party insurance policy .	1000 1000 1000 1000 1000	
		198	<u>Unauthorized interference with vehicle</u> Whoever otherwise than with lawful authority or reasonable excuse enters or moves any stationary motor vehicle or tempers with the brake or any part of the mechanism of a motor vehicle	100	

**PART-B**

Sr. No.	Officers exercising powers	Section	with brief description of offence	Amount for first offence in ₹	Amount for second or subsequent offence in ₹
1	2	3	4	5	6
	Officers of the police department of and above the rank of head constable of police in all cities and municipal towns when performing traffic regulation duties.	177	<p><b><u>Traffic related offences</u></b></p> <ol style="list-style-type: none"> <li>1. Not to wear Helmet /Not Having helmet of specified standard</li> <li>2. Driving without Seatbelt</li> <li>3. Driving in one way</li> <li>4. Driving in wrong side</li> <li>5. Breaching parking rules</li> <li>6. Breaching traffic signal</li> <li>7. Breaching of U turn</li> <li>8. Entry in restricted area</li> <li>9. Breach of road signage</li> <li>10. Breach of yellow line</li> <li>11. Entry in restricted time</li> </ol> <p><b><u>Passenger related offences</u></b></p> <ol style="list-style-type: none"> <li>12. To allow passenger more than permit in not transport vehicles</li> <li>13. Having passengers standing on footboard.</li> <li>14. Having more then two passenger on two wheeler</li> <li>15. Having additional person sitting on driver seat.</li> <li>16. Smoking and/or misbehavior in public service transport vehicle</li> </ol> <p><b><u>Conductor Related Offences</u></b></p> <ol style="list-style-type: none"> <li>17. To work as Conductor without having valid base</li> <li>18. Not to stop the Bus on Stoppage.</li> </ol> <p><b><u>Offences related to Transport Vehicles</u></b></p> <ol style="list-style-type: none"> <li>19. Advertisement on vehicle without permission</li> <li>20. Breach of GMV rules-123 by carrying animals in vehicles</li> <li>21. To charge more than permissible fare.</li> <li>22. National Permit not printed on vehicle</li> <li>23. Not to display essential information in goods vehicle.</li> <li>24. Meter in non-working condition</li> <li>25. Having dark film on glass</li> </ol>	100	300

1	2	3	4	5	6
			<p><b><u>Offences Related to authenticity of Light, Horn, Siren etc....</u></b></p> <p>26. unauthorized display light and/or siren on vehicle</p> <p>27. To Drive the vehicle with heavy glare lighting</p> <p><b><u>Offences related to mechanical matters</u></b></p> <p>28. Hand brake not working</p> <p>29. Signal light not working</p> <p>30. Brake light not working</p> <p>31. Side glass in non-working condition.</p> <p>32. Mud Flap not fitted</p> <p>33. Head light in non-working condition</p> <p>34. Having no wiper.</p> <p>35. Other offences not mentioned above and for which no penalty is provided for the offence in other section.</p>		
	"	179(1)	<p><b><u>Disobedience of orders, obstruction and refusal of information</u></b></p> <p>1. Disobedience of any direction lawfully given by authority</p> <p>2. Make obstruction in the discharge of any function which authorities required or empowered under this act to discharge</p>	500  500	
	"	179(2)	<p>Refusal of information or gives false information required to supply under this act</p> <p>1. Refusal of supply of Registration Certificate</p> <p>2. Refusal of supply of Driving Licence or Badge</p> <p>3. Refusal of supply of Veild Third Party Insurance policy</p> <p>4. Refusal of supply of Permit</p> <p>5. Refusal of supply of Fitness Certificate</p> <p>6. Refusal of supply of PUC Certificate</p> <p>7. Refusal of information which required to supply under this act</p> <p>8. Gives false information which does not believed to be true.</p>	200 for two wheeler and 300 for other vehicles	

1	2	3	4	5	6
	"	181	<b><u>Driving Vehicle in contravention of Section 3 or Section 4</u></b> 1. Drives vehicle without holding driving license. 2. Drives transport vehicle without holding Transport Authorization 3. Drives vehicle in under age. 4. Drives vehicle in contravention of the conditions of learning license.	500 500 500 500	
	"	183(1)	<b><u>Driving at excessive speeds</u></b> Whoever drives a motor vehicle in contravention of speed limit referred to in section 112	400	1000
	"	183(2)	<b><u>Driving at excessive speeds</u></b> Whoever causes any person who is employed by him or is subject to dis control in driving to drive a motor vehicle in contravention of speed limit referred to in section 112	400	1000
	"	184	<b><u>Driving Dangerously</u></b> 1. Drives a motor vehicle at a speed which is dangerous to the public 2. Drives a motor vehicle in a manner which is dangerous to the public (Note:- use mobile phone while driving is a manner which is dangerous to the public)	1000 1000	2000 2000

Explanation : Where the compounding fee for second or subsequent offence is not specified, the compounding fee specified for first offence shall be leviable.

By order and in the name of Governor of Gujarat,

*Soni-S.R.*

(S. R. Soni)

Akhil Gujarat Truck Transport Association

*R. 9.2.16*

Deputy Secretary to Government.

Copy to:

1. The Manager, Government Central Press, Gandhinagar.

-With a request to publish Notification in Part-IV-A of Gujarat Government Gazette Extra Ordinary of today's date and supply spare copies of the Notification to the following departments as indicated against them.

	<u>No.of copies</u>
(a) Ports and Transport Department, Sachivalaya, Gandhinagar.	250
(b) Commissioner of Transport, Gujarat, Gandhinagar.	125
(c) <b>Legislative and Parliament Affairs Department,</b> Sachivalaya, Gandhinagar.	05

2. The Assistant. Draftsman, Translation Unit, L & P A Department, Sachivalaya, Gandhinagar with a request to translate the Notification in the Gujarati within three days and arrange its publication in appropriate part of Gujarat Government Extra Ordinary Gazette and supply 250 copies to this department.

3. The Commissioner of Transport, Gujarat State, Gandhinagar with a request to issue necessary instructions to Regional Transport Offiecers/Assistant Regional Transport Offiecers concerned.

4. Personnel Secretary to the Hon,ble Minister(Transport),Sachivalaya, Gandhinagar.

5. Personnel Assistant to the Hon,ble Minister of State(Transport),Sachivalaya, Gandhinagar.

6. Branch Select file.

7. D.S.O Select file.