

**No.RT-11021/47/2014-MVL**  
**Government of India**  
**Ministry of Road Transport and Highways**  
Transport Bhawan,1, Parliament Street, New Delhi-110001.

August 19<sup>th</sup>, 2020

To

The Principal Secretaries/ Secretaries, Department of Transport  
The Transport Commissioners of All States/UTs.

**Subject: Compliance of Hon'ble Supreme Court's order dated 13.08.22020 passed in the matter of W.P (C) No. 13029 of 1985, M.C. Mehta V/s Union of India.**

Sir/Madam,

Please refer to the Hon'ble Supreme Court's order dated 13.08.2020 (copy enclosed) passed in the matter of W.P (C) No. 13029 of 1985, M.C. Mehta V/s Union of India. Hon'ble Supreme Court vide order dated 13.08.2020 has passed following orders with regard to registration of BS-IV vehicles:-

*"Considered the rival arguments. The lockdown was imposed from 25.03.2020. The sales data has been furnished for the lockdown period by FADA and Non-FADA Members for the period with effect from 15.03.2020. There are unusually a large number of transactions, which had taken place during the lockdown period inter se dealers, which cannot be recognised for the purpose of actual sales and registration. We disallow the registration on the basis of such kind of transactions inter se dealers. As they are not sales to the customers and registration of these kinds of vehicles cannot be allowed, there is a ploy to misuse of the order and such vehicles cannot be permitted to be sold in market now. They are not genuine transactions of the sale to the customers. Hence, no registration of such kind of vehicles shall be made, which were sold inter se dealers during the lockdown period.*

*Apart from that, there are large number of vehicles, sales of which were not uploaded on E-Vaahan Portal. Since, sales were not uploaded, as required, the transactions cannot be recognised as genuine sales. The order passed by this Court on 24.10.2018 is clear that sale and registration of BS-IV vehicles shall not be allowed after 31.03.2020. We cannot allow the registration of such vehicles, sales of which were not uploaded on E-Vaahan Portal of the Central Government or the portal of the concerned State Government.*

*There are still stated to be a large number of sales which have been made and uploaded on the E-Vaahan Portal, even temporary registrations were made. Their registration during the lockdown period could not be made. Hence, we allow registration of such vehicles only which could not be registered during lockdown in the month of March, 2020 and for no other reason. However, the position of Delhi and NCR is different.*

Cont...2/-

*We clarify our order dated 27.03.2020 to the effect that no registration of BS-IV vehicles is to be made in Delhi and NCR as people are suffering from severe air pollution and the order passed by this Court in 2018 was clear. No vehicle of BS-IV in Delhi and NCR to be registered. We order that in the Delhi and NCR, no registration of the vehicles of BS-IV is to be made after 31.03.2020. This order is for the rest of the country and only due to lockdown, not to be used for any other purpose/reason and for registration of other vehicles of which registration was not done for any other reason.*

.....”

3. It is requested to ensure compliance of the above directions of Hon'ble Supreme Court w.r.t registration of BS-IV vehicles.

Encls: As above.

Yours faithfully,



(S.K. Geeva)

Under Secretary to the Govt. of India

Ph. No. 011-23739074

Email:-geeva.sk@nic.in

Copy to : DDG, NIC, Lodhi Road, New Delhi.