

## ACTION TAKEN REPORT

This report is in continuation of the earlier report dated: 13/09/2022, where proposal for the manner in which the action was required to be taken was considered and approved by the Government.

1. In view of the orders passed by the Hon'ble Supreme Court of India in Writ Petition (Civil) No. 13029 of 1984 titled as *MC Mehta vs Union of India & others*, the order dated: 24/10/2018 was passed that no vehicle of BS -IV category would be registered throughout the Union of India after dated: 31/03/2020. The office of the State Transport Commissioner, Punjab, had issued various advertisements to inform the public regarding the deadline and had also passed written instructions to the registering authorities in the State of Punjab.
2. Due to the prevalence of Covid - 19 pandemic and the lockdown in the entire country from dated: 23/03/2020, a unique issue arose regarding the sale and registration of BS -IV category vehicles and the same was considered by the Hon'ble Supreme Court in the above writ petition.
3. The Hon'ble Supreme Court of India while hearing the above-mentioned petition had passed various orders since 27/03/2020 onwards regarding the manner in which the BS -IV vehicles could be registered after dated: 31/03/2020 and by order dated: 13/08/2020 certain vehicles of BS-IV category where the sale data is available on the Vahan portal or where the temporary registration certificate has been issued. MoRTH by letter dated: 19/08/2020, communicated this order and the same was also communicated to the registering authorities in the state of Punjab by letter No. STC-P (P-2)/20784-885 dated: 31/08/2020. The Hon'ble Supreme Court by order dated: 30/11/2021, permitted the registration of the vehicles of BS -IV category, details of which vehicles were available on the Vahan 4.0 portal.
4. CWP (PIL) No. 154 of 2021 as well as COCP No. 1915 of 2021 was filed before the Hon'ble Punjab & Haryana High Court, Chandigarh, regarding the illegal manner in which BS -IV category vehicles were being registered.

5. By the orders of the State Transport Commissioner, Chandigarh, vide order endorsement No. STC – P (P – 2)/24559 – 61 dated: 30/09/2020, the committee of 4 officers was formed and a detailed report dated: 13/09/2022 was submitted and had made various recommendations.
6. The report of the committee was submitted before the State Government and so as to implement the report, a committee was formed by the orders of the State government vide endorsement No. 859-865 dated: 13/09/2022. The action is being taken as per the report of the committee dated: 13/09/2022.
7. The total data of all those vehicles which were manufactured prior to dated: 31/03/2020 of the BS –IV category and registered after dated: 01/04/2020 was sought and made available by the NIC including all those vehicles which have been registered from 01/04/2020 to 31/08/2022 were sieved through by a Sub-Committee consisting of 42 officials, employees, Data Entry Operators, Clerks & Stenos from the STC office, Punjab, under the Assistant Transport Officer (P) (HQ) and Section Officer (HQ) on the parameters defined and provided in the report dated: 13/09/2022 under the overall supervision of this committee on the following: -
- i. **Manufacturer** (the actual manufacturer is not provided in the column);
  - ii. The name of the **Dealer** is not mentioned;
  - iii. **Embassy Vehicles;**
  - iv. **Ex-Army vehicles;**
  - v. Vehicles which have been registered and brought from **outside the state;**
  - vi. **Emission Norms** of BS-IV vehicles and BS-VI vehicles edited/manipulated;
  - vii. **Homologation data** is not available/disabled, in the Vahan Portal or overruled and circumvented;
  - viii. **Value/Tax is not correctly** provided and paid;



8. The above registered vehicles were filtered through the above parameters. 6687 vehicles were the wrongfully registered and the details of the same as follows: –

SR.	PARTICULARS	COUNT
1.	Raw data received from NIC dated 12/09/2021 and after analysis data available, vehicles manufactured before 2020 and registered as BS VI	306
2.	Raw data received from NIC dated 26/10/2021 and after analysis data available, New Vehicles with manufacturing date prior to 01-04-2020 and reflecting as BS VI.	324
3.	Received from NIC in format shared for BS IV data dated 17/11/2021.	1410
4.	Received from NIC data entered in Other Category without Homologation dated 21/09/2022.	4397
5.	Complainant/Writ Petitioner's Data.	232
6.	<b>Total</b>	<b>6687</b>
7.	Data available for Analysis after De-duplication	5706
8.	Registration Marks pending at Verification	2
9.	Registration Marks other than PB	1
	<b>FINAL TOTAL NUMBER</b>	<b>5703</b>

9. That in view of the above assessment having been carried out by the committee, through the able assistance of the staff with the office of the State Transport Commissioner, Punjab, National Informatics Centre, out of the above total vehicles of the BS-IV category which have been wrongly registered, the following recommendation stands made: –

- a. **VEHICLES:** All those vehicles of the BS – IV category which have been got wrongly registered by the owners and/or dealers, are recommends to be blacklisted and all transactions have been blocked on VAHAN portal and during this process, these vehicles' Registration Certificates be suspended, as envisage by invoking the powers under section 53 of the Motor Vehicle Act, 1988.
- b. A public notice shall be published on the website of the Department of Transport, Punjab, clearly providing a window of 45 days for such



vehicle owners to come forward & respond with the original relevant documents and the manner in which the registration of the vehicles had been carried out. The vehicle in question shall be physically produced before the Registration & Licensing Authority, where the vehicle was originally first time registered.

- c. In case there is any violation of the provisions of Chapter-IV of the Motor Vehicle Act, 1988, the orders of the Supreme Court of India and also the instructions of the office of State Transport Commissioner, Punjab, all those vehicles Registration Certificates to be cancelled by invoking the provisions of section 54 & 55 (5) of the Motor Vehicle Act, 1988, or such other measures that may be warranted under law.
- d. At the same time, these cancelled Registration Certificate(s) shall be blacklisted on the VAHAN 4.0 portal and the DGP, Punjab Police & National Crime Report Bureau (NCRB) shall be informed accordingly so that these vehicles are neither plied on road or sold further.
- e. In case the person is found with the vehicle where the registration certificate is cancelled, the proceedings as provided under section 192 of the Motor Vehicle Act, 1988, shall be applied thereof.

10. **DEALERS:** The action has also to be taken against the dealers of the motor vehicle, as defined under section 2 (8) (d) of the Motor Vehicle Act, 1988, who sold the BS-IV Category vehicles despite the instructions notified vide notification No. 8/1/98 – 1T2/1107 dated: 28/07/2011 and also the Notification No. 10/14/2022 – 1T2/705 dated: 12/07/2022, as well as orders passed by the office of State Transport Commissioner, Punjab, as above, by make the relevant entries in VAHAN 4.0 by using the option of “Other”, “SMV”, “Ex-army”, “Embassy” etc

- A. The dealers who have got these BS-IV vehicles registered, their dealership ID's to be blacklisted and they can no longer make any new sale as regards to any type of vehicles. A separate public notice is being published for these dealers informing them of their



violations of the orders of the Supreme Court of India and also the instructions of the office of State Transport Commissioner, Punjab, and these dealers must respond in the next 45 days to provide their bonafide. No further separate notice shall be issued.

B. These dealers who have sold the vehicles of BS-IV category on or after dated: 01/04/2020 shall be proceeded against as provided under section 192 – B of the Motor Vehicle Act, 1988.

C. Furthermore, they shall also be dealt with as provided under the Government of Punjab, Department of Transport notification No. 8/1/98 – 1T2/1107 dated: 28/07/2011 and in view of clause 11, the security amount shall be forfeited, in view of the violations in getting the BS –IV vehicles registered.

D. Notification No. 10/14/2022 – 1T2/705 dated: 12/07/2022, since they have sold the vehicles without authorisation and the penalty up to the value of the vehicle sold shall be imposed. It is further provided that the license to sell be suspended and the same can be cancelled and the security amount deposited by the dealership be forfeited.

11. Manpower/Data Entry Operator/MTC/Clerks/SDM/RTAs: As regards the officers and officials whose actions have led to a situation where the BS-IV category of vehicles have been registered despite numerous communications having been sent by the office of the State Transport Commissioner, Punjab, as well as the orders passed by the Hon'ble Supreme Court of India.

a. **Smart-Chip Vendor:** All those employees who have been found to have made the entries regarding the BS-IV vehicle/Data Entry Operators, the services have been dispensed with and the vendor has been ordered to provide alternative employees within the next 48 hours so that the public dealing and functioning are not affected in any manner.

- b. **SS Service Provider:** The manpower provider has been informed that the services of all those employees who have been found to be involved are no longer placed with the office of the State Transport Commissioner, Punjab or the Department of Transport, Punjab and alternative manpower be provided within the next 48 hours at the relevant location and offices so that public dealing and functioning is not affected.
- c. **Clerks with the office of the STC/Department of Transport, Punjab:** Clerks/Motor Transport Clerks with the office of the State Transport Commissioner, Punjab or the Department of Transport, Punjab, it is recommended that they are to be proceeded as per the service rules/conduct rules/punishment & appeal rules, by the concerned authority for such act of omission and commission for not following the act, rules and instructions regarding the manner of dealing with and the registration of the BS-IV vehicles.
- d. **Clerks/MTC with the office of the Deputy Commissioner/Registering Authority :** As regards the Clerks/MTC with the office of the DC/RA, it is again recommended that they are to be proceeded as per the service rules/conduct rules/punishment & appeal rules, by the concerned authority for such act of omission and commission for not following the act, rules and instructions regarding the manner of dealing with and the registration of the BS-IV vehicles.
- e. **Section Officers/Motor Vehicle Inspectors/ ADTOs/ Secretary, Regional Transport Authority:** The show cause notice shall be issued to the identified authorities for them to respond within a period of 21 days and based upon the same, for the recommendations shall be made by the Secretary, Department of Transport, Punjab. For further course of action, as per the reply that shall be submitted, the recommendations of the above authority shall be implemented.



- f. **Registering Authorities/SDM:** The show cause notice shall be issued to the identified authorities for them to respond within a period of 21 days and based upon the same, for the recommendations shall be made by the Secretary, Department of Transport, Punjab. For further course of action, as per the reply that shall be submitted, the recommendations of the above authority shall be implemented.
- g. **VAHAN:** As regards the backend corrections and entries which are subsequently carried out in the VAHAN 4.0 Portal, it is recommended that all such modifications/backlog circumventing and overruling of the Homologation data and other safety protocols, if any, must be stopped immediately. No such modification should be allowed unless the Aadhaar/mobile through OTP authentication and verification by the all authorities at all levels themselves is done at a minimum of 3 levels, i.e. Office Staff, Section Officer/Accountants/Superintendent & Registering Authority, as opposed to being carried out by the clerical staff only. NIC should ensure end to end encryption of VAHAN with UIDIA Govt. of India. Complete logs and audit trails should be preserved.

**12. NATIONAL INFORMATICS CENTRE: NIC**

- a. Upon the above request, NIC had provided 72327 number of vehicles which were of the BS-IV category and registered after dated: 31/03/2020. The raw data of 72327 vehicles made available with the committee was filtered through various parameters so as to reach the final conclusion of the wrong registration of BS-IV Vehicles.
- b. That the following communication is relevant to understand the role of NIC:

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
SCO-177-178, SEC 17C CHANDIGARH

To,  
The Project Incharge,

Subject- Business process reengineering in Vahan 4.0 web application

This has reference to the meeting held on dated 05/06/2019 at the office of the undersigned. As per discussion in the meeting, an immediate action is required at your end on the below mentioned points: –

1. Dealer Point Registration Application:

- a. The data entry of a vehicle registered at dealer point should be minimal. The category of vehicle as new, colour, model, variant, technical details and sale price should be freeze in VAHAN 4.0. The dealer should be able to get all above mentioned details prefilled by entering Engine No. and Chassis No. of the vehicle.
- b. When a dealer select vehicle category as “Transport” while registering, the VAHAN 4.0 web services should not allow dealer to proceed further in the system, as he can only able to generate invoice for Transport Category.
- c. MIS report of dealer point: –  
The MIS reports of dealer point should include detailed reports of SDN/district level. The reports about the registration, name, email ID, location, contact details should also be available in the MIS.

2. Removal of payment collection option:

It has been observed that during transition phase of the Department service from Vahan 3.0 to Vahan 4.0 web services, in Vahan 4.0 (i.e. fancy No. receipt, taxes etc.) and Vahan 4.0 accept these in the application. The department is providing online payment gateway option for the fees, taxes, user charges etc. but during demonstration of application it was observed that there is a payment collection tab and application for accepting challan, receipts and cash & old receipts nos. This may allow tax pilferage on web application need to be disabled on immediate basis in the Vahan 4.0.

3. Mapping of address in Vahan 4.0



The web-based application of Sarathi at present is working via mapping of address with pin code, the same should be implemented in Vahan 4.0 (RC services) dealer point application.

4. Modification in Vahan 4.0: –

During demonstrations of RC process, the modification of all fields in Vahan 4.0 application where tax evasion is possible should be disabled or freeze. In case of non-transport vehicle, the class of the vehicle like to be left or for vehicle should be freeze/disabled. Whereas in case of transport vehicle's, the vehicle class i.e. MCV/LCV/HCV/etc. Laden/Unladen weight exceeding capacity etc. fields in the application where tax evasion is possible needs to be disabled or freeze.

5. The report on jumping registration marks allotted from other district/same district for the last 3 months.
6. The meeting in Vahan/Sarathi web application process improvement to be held on every Friday in a week, in which your presence is required.

In view of the above, it is requested to submit compliance report to the undersigned after incorporation of the above in the application.

Sd/-

State Transport Commissioner.

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
-CUM-MEMBER SECRETARY, PUNJAB STATE TRANSPORT  
SOCIETY, SCO-177-178, SEC 17C CHANDIGARH

To,

The Technical Director  
National Informatics Centre,  
Chandigarh, Punjab.

No.35918

Dated: 20.12.2019

Subject: Measures for technical improvements in Vahan 4.0  
web application

In reference to the subject matter, the following are some measures required in the VAHAN 4.0 for better Services to the public/applicants.

1. A system generated SMS shall be sent to all the taxpayers 15 days before due date in regional/English language.

2. Provision for auto calculation of penalty after due date shall be implemented in Vahan 4.0 web application.
  3. A system generated 2<sup>nd</sup> SMS shall be sent to all the taxpayers after due date with total tax pending plus penalty for late payment in regional/English language.
  4. Mapping of registration mark of vehicle with total tax paid in all registering Authorities in the state.
  5. NOC shall be issued in the system, only when the taxpayers cleared its all pending dues in the past.
  6. For conciliation purpose bank reference number of transaction shall be printed on receipts.
  7. MIS report for total tax paid through, OTP with vehicle & users details at RTA/Head office level.
  8. An alert on RTA ID on daily basis for total tax paid through OTP.
- Therefore, it is requested to implement the above mentioned measures required in the VAHAN 4.0 at the earliest.

Sd/-  
PROJECT MANAGER

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
SCO-177-178, SEC-17C, CHANDIGARH

To,

Sh. Joydeep Shome  
Scientist F,  
E-Transport MMP,  
National Informatics Centre,  
A-Block CGO-complex Lodhi Road,  
New Delhi 110003, India  
Letter No.841

Dated 14.01.2020

Subject- Access to Vahan and Sarathi Database.

Please refer to subject cited above, the Vahan 4.0 & Sarathi web application of MoRTH, Govt. of India (designed, developed, implemented & supported by NIC) are being used at all Licensing and Registering Authorities of the state for providing Driving License and registration Certificate related services.

The database of these online transactions is being stored on NIC/MoRTH servers. Presently O/o State Transport Commissioner office has no access to the database and only MIS reports are visible.



For the data pertaining to the Punjab State, full rights for access to the database should be given to this office for further analysis of data at state level.

Sd/-  
State Transport Commissioner, Punjab

Ends No:-842-843

dated 14.01.2020

A copy of above is forwarded to the following for information and necessary action please:-

1. Principal Secretary Transport, Govt. of Punjab.
2. Technical Director, NIC Punjab

Sd/-  
State Transport Commissioner, Punjab

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
CUM MEMBER SECRETARY, PUNJAB STATE TRANSPORT SOCIETY  
SCO-177-178, SEC 17C CHANDIGARH

To,

The Joint Secretary,  
Transport Wing,  
Ministry of Road Transport and Highways(MVL section)  
Transport Bhawan, 1, Parliament Street, New Delhi

No.1728

Dated: 23.01.2020

Subject: Technical Help Desk for Vahan 4.0 & Sarathi web application.

Sir,

Please refer the subject mentioned above, the Vahan 4.0 & Sarathi web application of MoRTH, Govt. of India(Designed & implemented & Supported by NIC) are being used at all licensing and registering authorities of the Punjab for providing Driving License & Registration Certificate. Fee & Taxes are also being paid by the user online through these applications.

These services are directly/indirectly related with the public. Therefore, for ease of public in getting all the services without any technical issues, a dedicated 24x7 technical help desk with a slandered problem escalation matrix should be created.

Sd/-  
State Transport Commissioner, Punjab

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
CUM MEMBER SECRETARY, PUNJAB STATE TRANSPORT  
SOCIETY, SCO-177-178, SEC-17C, CHANDIGARH.

To,

Via Email

The Technical Director  
National Informatics Centre,  
Chandigarh, Punjab.

No. 1729

Dated: 23-01-2020

Subject: Freeze Columns effecting tax calculation of a vehicle in Vahan 4.0 web application.

Please refer to subject cited above, the Vahan 4.0 & Sarathi web applications of MoRTH, Govt. of India (Designed, Developed & implemented & Supported by NIC) are being used at all Licensing & Registering Authorities of the Punjab for providing Driving License, Registration Certification, Fees & taxes related services.

It has been brought to the notice that there is neither any provision in the Vahan application nor any tool to generate alerts on the dashboard of the concerned Registering Authorities for any editing /modification done in the columns of the vehicle, which may effect the tax calculation i.e. vehicle category, class of vehicle, model, gross weight, laden weight etc. In this regard, the provision to edit /modify any vehicle details may be withdrawn immediately.

Sd/-

State Transport Commissioner, Punjab

All the Secretary, Regional Transport Authorities (State of Punjab),

1. All Sub-Divisional Magistrates – cum – Registering & Licensing Authorities (Motor Vehicles) (State of Punjab);
2. National Informatics Centre, Punjab Civil Secretariat, Chandigarh.

Letter No. STC – P (P – 2)/4550 – 62

dated: 27/02/2020.

Subject: Registration of only BS-VI vehicle is from 1<sup>st</sup> April, 2020.

Ref (i) Judgement dated: 24/10/2018 passed by the Hon'ble Supreme Court in WP © No. 13029 of 1985 filed by MC Mehta vs Union of India and others (copy enclosed).

(ii) Letter No. RT – 11036/16/2018 – MVL, dated: 04/02/2020 issued by the government of India, Ministry of Road Transport & Highways, New Delhi (MVL section) (copy enclosed).

XXX

You are therefore, directed to ensure to implement aforesaid judgement passed by the Hon'ble



Supreme Court as above that no motor vehicle conforming to the emission standard Bharat – IV shall be sold or registered in the State of Punjab with effect from 01/04/2020. You are also directed to intimate the Motor Vehicle Dealers under your jurisdiction for implementing the aforesaid judgement passed by the Hon'ble Supreme Court of India.

Endorsement STC – P (P – 2)/4663 dated: 27/02/2020.

Sd/-

State Transport Commissioner, Punjab.

OFFICE OF STATE TRANSPORT COMMISSIONER,  
PUNJAB  
CUM MEMBER SECRETARY, PUNJAB STATE TRANSPORT  
SOCIETY  
SCO-177-178, SEC 17C CHANDIGARH

To,  
The Technical Director  
National Informatics Centre,  
Chandigarh, Punjab.  
No.10962

Dated: 28.05.2020

Subject: Enabling the provision of Backlog entry/modifications in VAHAN application by licensing & registering Authorities of the Punjab till 31<sup>st</sup> May.2020.

In reference to the subject matter, as per provision of Motor Vehicle Act 1988 to ensure no manipulation of the critical information of the vehicle i.e. chassis no. engine number, type of vehicle, laden weight/ gross weight and seating capacity on which taxes are calculated and in case of driving license date of birth and vehicle class, should not be allowed without approval of the O/o State Transport Commissioner Punjab.

Sd/-

State Transport Commissioner, Punjab

Ends. No:

Dated:

A copy of above is forwarded to the following for information please:-

1. PS to Principal Secretary Transport, Govt. of Punjab for information of Principal Secretary Transport, Govt. of Punjab.
2. All Secretary Regional Transport Authorities, Punjab
3. All the Sub Divisional Magistrates cum Licensing and registering Authorities, Punjab

Sd/-

State Transport Commissioner, Punjab

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
CUM MEMBER SECRETARY, PUNJAB STATE TRANSPORT  
SOCIETY  
SCO-177-178, SEC 17C CHANDIGARH

To

The Technical Director  
National Informatics Centre,  
Chandigarh, Punjab.  
No.15929

Dated: 17.06.2020

Subject: Provision in VAHAN & Sarthi application to examine any record file on which vehicle is registered or DL issued.

In reference to the subject matter, in VAHAN & Sarathi applications (designed & developed by NIC under MoRTH Govt. of India guidelines) State Transport Commissioner Punjab, being regional transport authority & State Transport Authority as per Motor vehicle Act, 1988, Punjab Motor Vehicles taxation Act, 1924(Amended 1993) and rules framed under these two Acts, all licensing and Registering Authorities working under his supervision. It has been observed that there is no provision in VAHAN & Sarathi Application to examine any record file on which vehicle is registered or driving license issued and any other files like backlog, DL, RC related services etc. Accordingly it is requested to provide facility to view complete record of each vehicle alongwith the chain that particular file moved with the details of the officer/ officials processing and approval of the document along with the clean visibility of date & log in ID used to process that file.

This access should be provided immediately to the O/o State Transport Commissioner Punjab. However, it is clarified that no provision for edit/modify should be available to this office.

Sd/-

State Transport Commissioner Punjab

OFFICE OF STATE TRANSPORT COMMISSIONER, PUNJAB  
SCO-177-178, SEC 17 C, CHANDIGARH.

To, via email

1. State Informatics Officer, NIC, Punjab;
2. Technical Director, NIC, Punjab.
- 3.

Letter No. 22737 – 38 dated: 29/09/2020.

Subject: Sharing of Admin Log in the user credentials with contractual staff.

It has been brought to my notice that NIC Punjab team is sharing the admin login user credentials with the contractual employees deployed in the NIC office thereby compromising the security of the system.

Hence, logging in the system gives total access to such employees making it vulnerable to manipulation as Admin ID and password and they are not supervised by NIC officials at all time.



In this regard it is requested to conduct a complete audit of the admin ID & password used to give access to the system by these officials in order to check any unauthorised activity done by them. Further, for future it should be ensured that the access to the admin login is protected through a double security system with the access generating through password and OTP for every time login for two-person one official and one designated officer of the State Transport Commissioner, Punjab. You are requested to put the system in place immediately to prevent any unauthorised access to VAHAN & SARTHI web application.

Sd/-

State Transport Commissioner, Punjab

OFFICE OF STATE TRANSPORT COMMISSIONER,  
PUNJAB  
SCO-177-178, SEC 17 C CHANDIGARH

To,

via email

1. State Informatics Officer, NIC, Punjab;
2. Technical Director, NIC, Punjab.

Letter No. 3191 – 92 at dated: 28/01/2021.

Subject: Enabling access to licensing and registering authorities to approve or reject any file processed in VAHAN 4.0 on SARTHI application.

On the subject captioned above, presently or services of driving licenses and registration of vehicle's are available through VAHAN 4.0 and SARTHI (designed, developed and maintained by NIC under MoRTH, government of India guidelines)

2. The Motor Vehicle Act, 1988, chapter – II, "Licensing of drivers of Motor Vehicles" provides for grant of learner's license, driving license and suspension of driving license in certain cases. Similarly, in case of registration of motor vehicle, the Motor Vehicle Act, 1988, chapter IV, "Registration of Motor Vehicles", Section 41 and section 45 give powers to the Registering Authority to decide on the application for registration of a Vehicle.

3. However, it is observed that in VAHAN 4.0 and SARTHI applications no provision has been made for the Licensing and Registering Authorities to reject an application seeking Driving License or Registration of a

vehicle. The following scenario are indicative of such refusal/rejection to be done in the software:

- a. Chassis and engine No. are mapped wrongly by the dealer.
- b. In case of duplication, some registration mark mapped to 2 vehicles.
- c. Submission of forged/fake documents were driving license and registration of a vehicle.
- d. Adverse report of National Crime Records Bureau (NCRB)
- e. Required document, fee or taxes not paid.
- f. Other reasons.

4. In the absence of this there is a very high No. of pendency of driving license and registration of vehicle certificates in the licensing and registering authority user IDs, due to which final disposal of applications cannot be done in VAHAN 4.0 & SARATHI web applications. This is causing harassment of Citizens and it entails complaints/grievances of public.

5. Therefore, in view of above, you are directed to immediately enable the provisions to raise objections at the level of verifying staff and provision of rejection of any application under MV Act, 1988 as enumerated above, in the user ID's of all Licensing & Registering Authorities in VAHAN 4.0 & SARATHI applications.

Sd/-

State Transport Commissioner, Punjab.

To,

Sh. Ajay Rampal,  
State Informatics Officer,  
NIC, Punjab.

Letter No \_\_\_\_\_ dated: \_\_\_\_\_

Subject: Regarding the registration of BSIV vehicles in Vahan 4.0.

Please refer to the subject captioned above and various communication is done in the past regarding the registration of BSIV vehicle is in compliance of the Hon'ble Supreme Court direction/instructions of MoRTH, Government of India.

- 1) With reference to the above, NIC shall bring all the instructions are received directly from MoRTH, Government of India and Apex Court regarding



implementation of BSIV emission norms for vehicle registration.

- 2) The copy of the direction/notification of MoRTH, government of India where mandatory directions were issued to fetch the data of new vehicle from homologation Portal of OEM (vehicle manufacturer) managed by NIC.
- 3) The list of adequate safeguards taken by NIC in VAHAN 4.0 web application in order to implement Hon'ble Supreme Court directions in letter and spirit.
- 4) The instructions/emails received by NIC, Delhi and State NIC team regarding implementation of BS IV norms in VAHAN 4.0 web application from state government/MoRTH.
- 5) The information regarding any alerts/incorporated by NIC at state level in VAHAN 4.0 web application regarding BSIV registration.

It is requested to share the above-mentioned information with the undersigned on immediate basis.

Additional State Transport Commissioner,  
Punjab.

Endorsement No. SPC/B-2/25755 - 57  
13/10/2021.

dated:

To,

Sh. Ajay Rampal,  
State Informatics Officer,  
NIC, Punjab.

Letter No.26258

Dated: 19-10-2021

Subject: Regarding registration of BSIV Vehicles in VAHAN 4.0

Please refer to subject captioned above, a meeting of committee constituted for BSIV vehicles registered in VAHAN was held on 13-10-2021 at 4:15 PM, the following are the observations of the Committee for which the information of BSIV vehicles is required for scrutiny f analysis,

- 1) All vehicles, with Manufacturing date prior to 01-04-2020 and have been registered w.e.f. 01-04-2020 and are BSIV.

- 2) All new vehicles with Manufacturing date prior to 01-04-2020 and have been registered w e f 01-04-2020 and are reflecting as BSVI.
- 3) All new vehicles details registered w.e.f. 01-04-2020 whose data has not been fetched from homologation portal of NIC.
- 4) All new vehicles details which have no information mentioned of dealer and are registered w.e.f. 01-04-2020.
- 5) All new vehicles details registered w.e.f. 01-04-2020 which have no information of vehicle emission norms
- 6) In all the above information the details of the dealer and the authority which originally registered the vehicle for the first should be mentioned and present name of the authority also be provided, transferred
- 7) NIC shall provide the data with all details related to the vehicle in below mention format

Name of the Vehicle Original authority	Name of Present Authority	No of Dealer	Date of Manuf acturing XXX	Date of Sale	Date of Reflection of Sale in Vahan	Date of Tax Deposited	Date of Insurance	Engine No of Vehicle	Chassis No of Vehicle	Name of the Manu facturer	Model of the Vehicle	Name of Vehicle Owner

It is requested to share the above-mentioned information with the undersigned on immediate basis.

Sd/-

Additional State Transport Commissioner,  
Punjab.

Vide letter STC – P (P – 2) 30461 – 563 dated: 09/12/2021, the following information was sought: –

Subject: Verification of BSIV vehicle registration details.

Please refer to the subject cited above, in order to possess registration of BSIV vehicle/s in VAHAN 4.0 web application which are as per guidelines laid by Hon'ble Supreme Court of India by its order dated: 24/12/2080, 27/03/2020 and 13/08/2020 and sold prior to dated 31/03/2020 and reflected on VAHAN Portal before 31/03/2020 and not sold by the dealer through inter se sale, should be verified by the Licensing & Registering Authority in the format attached along with complete registration documents of the vehicle.



You are therefore requested to send the required information to this office in the prescribed format at the earliest for necessary action.

DA: Format of verification of BS for vehicle registration details.

**From:** STC Punjab 04@gmail.com

**To:** Transportpunjab2016@gmail.com and

[Vahan.pb@nic.in](mailto:Vahan.pb@nic.in) (Vahan Support Tarminder Singh)

**Sent:** Monday, others 31, 2020 at 5:25 PM.

**From:** [Vahan.pb@nic.in](mailto:Vahan.pb@nic.in) (Vahan Support Tarminder Singh)

**To:** Tarminder Singh <[t.singh@nic.in](mailto:t.singh@nic.in)>,

**Sent:** Tuesday, 01/09/2020 at 10 1 AM

**Subject:** forward:

Respected Sir,

Letter from STC office regarding BS - 4.

Regards,  
Vahan Team.

**From:** Tarminder Singh

**Subject:** Forward Tuesday, dated: 01/09/2020 at 10:19 AM

**To:** STC Punjab04;

**Subject:** forward:

Sir,

In view of this Hon'ble Supreme Court order dated: Aug 13, 2020 and subsequent advisory of MoRTH dated 19 Aug2020, the registration process of BSIV vehicles need to be opened up in VAHAN4 subject to compliance of the court instructions/restrictions.

We had submitted a number of queries to MoRTH for clarification in this matter. In the meantime, a number of states have sent request for opening up the process in Vahan4 to process the pending cases. So, in consultation with MoRTH, it is decided that the process related to BS - IV vehicle registration will be allowed in Vahan with the consent of the state and under the following conditions:

- a) The BS - IV vehicle is already entered in Vahan4 having purchased it up to 31/03/2020 and for which taxes and fees have already been paid, will be opened up for verification, approval and subsequent processes by the concerned authorities.
- b) The BS - IV vehicles for which temporary registration process has already been completed or will be completed as per point (a), will be allowed for permanent registration process.

The registration authorities will verify and approved each case in compliance of the court instructions and system cannot ensure the same. However, if any state wants to put additional checks and restrictions, or want to provide more relaxation for other cases, same may be communicated in writing so necessary implementation in the system.

It is requested to please provide the requirement of the state in writing loud and clear so that it may be taken care in Vahan for registration of BS – IV vehicles.

**From:** STC

**To:** Tarminder Singh <P. Singh@nic. in>

**Sent:** Tuesday, 01, Sept. 2020 at 2:57 PM.

**Subject:** Compliance.

Respected Sir,

Please find attached letter No. 20784 – 885 dated: 01/09/2020.

**From:** Tarminder Singh

**To:** Joydeep Shome

**Sent:** Tuesday, 01/09/2020 at 3:26 PM

**subject:** forward: compliance

Sir,

May please find the request received from state transport Commissioner's office regarding registration of BS – IV vehicles. Forwarded as received.

**From:** Joydeep Shome

**To:** Tarminder

**Sent:** Tuesday, 01/09/2020 5:41 PM

**Subject:** re-: Compliance – BS – 4

Dear Tarminder,

This is a guidance to the RTOs. What about the specific instructions/guidance for NIC? I had given 2 basic points on which the Transport Department's consent was requested. Did you submit this to SPA? What is the response on this?

Most of the states have already given this and their services have been enabled. A letter from Tamil Nadu Transport Department is attached for reference.

Regards,

Joydeep Shome,

DDG & HoD

Transport MMP Project

National Informatics Centre.

**From:** Tarminder Singh

**To:** Joydeep Shome

**Sent:** Tuesday, Sept., 1, 2020 at 9:40 PM

**Subject:** re-: compliance – BS for

Sir,

The mail sent by you was forwarded as per your instruction and also had a talk with STC after receiving this letter. He said that I have given instructions to the



registering authorities to compliance as per the orders of the Hon'ble court. NIC has to do their job to open the registration of BS – IV and authorities has to comply with the same. I will not give anything in writing as per the mail.

Tarminder Singh/Technical Director.

NIC

**From:** Joydeep Shome  
**To:** Tarminder Singh  
**Sent:** Tuesday, Sept., 1, 2020 at 10:00 PM  
**Subject:** re-: compliance – BS – 4.  
Dear Tarminder,

Without clear instructions, we cannot enable the registration process as it is a legal matter. Unless the system puts reasonable restrictions, then in case of any violation by field staff, NIC will be held responsible. The order of the Supreme Court has to be interpreted by the concerned authority and necessary checks/restrictions, as feasible in the system, may be advised. We have given 2 points which provide necessary restrictions on the system. This may or may not be acceptable to the state and so they have to either consent to these points OR give necessary instructions as per their own interpretation, which will be applied in the system. If there is any issue in this, MoRTH may be consulted. You may please take further advice from Ghosh Sir and SIO Sir.

Regards,

Joydeep Shome,  
DDG & HoD  
Transport MMP Project  
National Informatics Centre.

**From:** Tarminder Singh  
**To:** Joydeep Shome

**Sent:** Wednesday, 02/09/2020 4:45 PM

**Subject:** Compliance – BSIV.

Sir, may please refer to WhatsApp message received from the STC Punjab in continuation to the mail regarding BS –IV

“Instructions are very clear. The registration authority has to comply with the orders of this Hon'ble Supreme Court. As per directions issued to them the registering authority is personally responsible for its implementation. If NIC has got any direction or power to override the registering authority it may use those powers or authority otherwise the letter issued to registering authority in the state with copy to NIC is the direction.

May please guide.

**From:** STC Punjab  
**subject:** re-: BS – IV vehicle registration  
**To:** Tarminder Singh

Sent: Wednesday, 02/09/2020 10:07 PM

As is evident from your mail that the mentioned to conditions have been put in place in consultation with marked, therefore, the same may be followed. It should also be ensured that all assistance is extended to the registering authorities to implement the order of this Hon'ble court dated 13/08/2020.

**From:** STC Punjab

**subject:** re: BS – IV vehicle registration

**To:** Tarminder Singh

**Sent:** Thursday 03/09/2020 3:11 PM

Please refer to your letter attached with the email. It has already been conveyed through the email dated 02/09/2020 that the 2 conditions mentioned in para 2 of your letter, which have been put in place in consultation with MoRTH may be followed. If any other condition is required to be imposed same will be conveyed to you if required but at present the conditions mentioned in para 2 be followed. It has been conveyed that all assistance be extended to the registering authorities to implement the orders of this Hon'ble Supreme Court dated 13/08/2020.

Amarpal Singh, IAS  
State Transport Commissioner,  
Punjab.

c. That the above specific communication between the office of the State Transport Commissioner, Punjab as well as the Technical Director (Transport Coordinator), NIC, and in case the above instructions through the emails as well as the relevant communication having been issued, much of the above issue regarding the registration of the BS-IV vehicles would have been avoided.

13. The primary responsibility of NIC is to ensure all safeguards and workflow paths are secured to ensure non-entry of vehicles which should not have been registered. Had NIC put all safeguards in place in the system/software of VAHAN, no registration authority could have registered these vehicles. NIC left the field is open for exploitations. The VAHAN Portal is controlled, modified, managed and secured by NIC. The above communications clearly establish that the illegal registration of the BS –IV could not have been possible without the connivance of the NIC officer who



was assigned with the office of the STC, Punjab and having the requisite Admin rights to create the following for carrying out the registration process of BS -IV vehicle: -

- A. Creation of new users on VAHAN 4.0;
- B. Modification of Users;
- C. Role assignment of the user; as well
- D. Assigning modification roles, tasks on the VAHAN system to the lowest rung of the operators i.e. Data Entry Operator of Vendors, without the approval of the department/government, infact all the above communications were deliberately ignored nor not processed or not responded so as to facilitate this huge irregularity.

In reply to the above, NIC by its mail dated: 15/09/2022 has informed the following: -

**From :** Vivek Verma

Thu, Sep 15, 2022 04:51 PM  
1 attachment.

**Subject:** CMs-92 & 93- CWPIL-2021 in/and CWP-PIL-154-2021-Simranjit Singh Vs State of Punjab & others BS 4 ਵਾਹਨ ਦੀ ਰਿਜਿਸਟ੍ਰੇਸ਼ਨ ਅਤੇ ਵਹੀਕਲਜ਼ ਸਬੰਧੀ।

**To :** Stc Punjab <stc.punjab@punjab.gov.in>  
**Cc :** Admin Secretary Transport,  
Anoop Kumar Jalali, <hoddiv2.nic-pb@nic.in>  
Tarminder Singh, <t.singh@nic.in>

Sir,

Please refer to your letter No. 19153 dated 13/09/2022 – attached along with, on the subject mentioned above. The option for manual data entry, where the data is not fetched from homologation has been disabled. You are requested to kindly get this functionality checked at your level also and any observation on it may please be reported immediately.

ਸਾਦਰ / Regards ਵਵੇਕ ਵਰਮਾ/ Vivek Verma  
ਰਾਸ਼ਟਰੀ ਸੂਚਨਾ-ਵਿਗਿਆਨ ਅਧਿਕਾਰੀ / State Informatics Officer  
ਰਾਸ਼ਟਰੀ ਸੂਚਨਾ ਵਿਗਿਆਨ ਕੇਂਦਰ / National Informatics Centre  
ਪੰਜਾਬ ਰਾਜ ਏਕਕ / Punjab State Centre  
ਕਮਰਾ ਨੰਬਰ 31, ਚੌਥੀ ਮੰਜਲ, ਪੰਜਾਬ ਸਿਵਲ ਸਿੱਚਵਾਲਯ/Room No: 31, 4th Floor, Punjab  
Civil Secretariat  
ਸੇਰ 1, ਚੰਡੀਗੜ੍ਹ – 160001 / Sector 1, Chandigarh – 160001.

14. **VENDORS of the Department of Transport, Punjab:** If at any stage any illegality or irregularity is found part of on the part of M/s Agro Impex Private Limited with regard to the fixing of the HSRP plates or by M/s Smart Chip Private Limited process regarding the end to end process of printing of RC(s) and the delivery of the Registration Certificates, to the address of the registered owners whose addresses are provided on the RC

or by India Post is found in the delivery of the RCs, or in the manner of the fitment of HSRP plates, then appropriate action as per the agreement is entered between them and the provisions of law shall be carried out.

15. It would be a fit and appropriate case to be handed over to Cybercrime to data mine of the email/call logs and WhatsApp messages, authorised and unauthorised, so as to unearth links and connivance of the officers/officials/Data Entry Operators working in all RLAs in the state of Punjab as well as Officer/Officials and Contractual staff working with NIC. The same shall be applicable to dealers also. NIC has been asked to take necessary actions against the officials/officers involved, under intimation to the office of the STC, Punjab.

16. That in case any further entries of BS – IV category of vehicles to the registered after dated: 31/03/2020 are highlighted or brought to the notice of the committee, further action, as may be required would be undertaken as per the proposal above, including the Departmental action as proposed above.

17. In view of the above, as regards the action to be taken by the NIC, by email dated: 07/11/2022, NIC has informed regarding the following: –

**From :** Anoop Kumar Jalali                      Mon, Nov 07, 2022 10:12 AM  
1 attachment  
**Subject :** Copy of OM regarding Constitution of  
Internal Committee in NIC  
**To :** Stc Punjab  
**Cc :** Narinder Singh , Vivek Verma 62 KB

Sir,

Kindly find attached the copy of OM regarding constitution of internal committee in NIC to analyze the issue related to unauthorized registration of BS-IV vehicles in Punjab and also to investigate the sequence of events leading to issuance of Trade Certificate to two dealers.

सादर के साथ/ With regards

अनूप कुमार जलाली/ Anoop Kumar Jalali

Scientist-F, HoD & In-Charge Infrastructure

ईमेल- [anoop.jalali@nic.in](mailto:anoop.jalali@nic.in)/ E-mail -[anoop.jalali@nic.in](mailto:anoop.jalali@nic.in).

Attachment:

M-13/1227/2022-PUNSU

I/3031524/2022

No. 21(03)/2022-Pers.

Government of India Ministry of Electronics & Information Technology

**National Informatics Centre**

A-Block, CGO Complex, Lodhi Road, New Delhi-110003



Dated: 20th October, 2022

**OFFICE MEMORANDUM**

The undersigned is directed to convey the approval of the Competent Authority towards constitution of the following committee to analyze the issues related to unauthorized registration of BS-IV vehicles in Punjab and also to investigate the sequence of events leading to issuance of trade certificates to two dealers by the earlier Punjab Transport Coordinator and identify any bug/vulnerability in the system :-


1. Shri G. Mayil Muthu Kumaran ... Chairman  
Scientist-G, NIC-Hqrs, New Delhi;
  2. Shri Sarbjeet Singh ... Member Convener  
Scientist-F, NIC-Hqrs, New Delhi;
  3. Shri Sanjay Mendiratta ... Member  
Scientist-F, NIC-Hqrs, New Delhi;
  4. Shri Anoop Kumar Jalali ... Member  
Scientist-F, NIC- Punjab State Centre,  
Chandigarh.
2. This issues with the approval of Competent Authority.

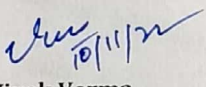
Signed by Maniharab R,  
Dated: 20-10-2022 12:37:35  
(Manoharan R)  
Joint Director (Pers.).


The committee formulated by NIC will enquire & analyse the above observations and submit its report to State Transport Commissioner, Punjab

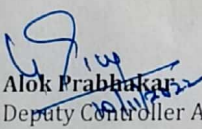
18. In conclusion, the data which has been collected, the analysis having been carried out, regarding the above issue has been shared with the all the Vendors, NIC and RLA so as to explain their conduct, lapses and shortcomings, as pointed out in this report.

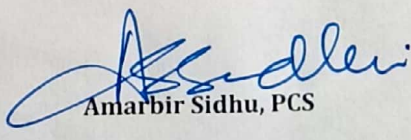
Dated: 10.11.2022

  
**Vinesh Gautam,**  
**General Manager (Tech),**  
Department of Governance  
Reforms, Punjab(PSeGS)

  
**Vivek Verma,**  
**State Informatics Officer,**  
National Informatics Centre,  
Punjab Division.

  
**Karan Singh,**  
Joint State Transport  
Commissioner, Punjab

  
**Alok Prabhakar,**  
Deputy Controller Accounts & Finance  
O/o State Transport Commissioner,  
Punjab.

  
**Amarbir Sidhu, PCS**  
Additional State Transport  
Commissioner, Punjab.