

Amrit Mahotsav of Independence

Department of Motor Vehicles

Deputy Regional Transport Office, Borivali  
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DRTO/Borivali /case / order 2023/ Outward No. 1388

Date 5th June 2023

To,

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Sub:- Regarding enforcement of provisions regarding use of helmets in Sections 129 and 194D of the Motor Vehicles Act.

Ref.:- Hon. Instructions of Transport Commissioner, State of Maharashtra, Mumbai in a meeting dated 20/05/2023 at CIRT Pune

Respected Sir,

In the context of the above, a comparative analysis of the accidents that occurred in the year 2022 and the year 2023 in Sub Regional Transport Office, Borivali shows that in the total number of road accidents, two-wheeler and pedestrian accidents are taking place in a large number. This matter is very worrying from the point of view of road safety.

Under Section 129 of the Motor Vehicles Act, 1988, the wearing of helmets by motorcyclists and pillion riders is very important from the point of view of road safety. Penalty under Section 194D of the Motor Vehicles Act, 1988 is provided against motorists who violate these provisions as well as persons who consent to them. Sections 129 and 194D of the Motor Vehicles Act 1988 have the following provision.

"Sec.129-Wearing of protective headgear:- Every person above four years of age, driving or riding or being carried on a motorcycle of any class or description shall, while in public , wear protective headgear to such standards as may be prescribed by the central Government"

"Sec. 194 D penalty for not wearing protective headgear:- Whoever drives a motorcycle or cause or allows a motorcycle to be driven in contravention of the provision of section 129 or the rules or regulations made thereunder shall be punishable with a fine one thousand rupees and he shall be disqualified for holding licence for a period of three months."

As per the provisions of Section 194 AD of the Motor Vehicle Act 1988, we are hereby informed that entry of bike without helmet into your office/establishment company shall be prohibited. You are also informed that with a view to effective

implementation of Section 194D, you should submit to this office the list of such unhelmeted two-wheelers by checking the CCTV footage of your office or cooperate with the officials coming to check the CCTV footage, so that action can be taken against the concerned as per the prescribed provisions of the Motor Vehicle Act.

Sd/-

Sham Kasar  
Deputy Regional Transport Office,  
Borivali

Copy to :- For information submitted to the Joint Commissioner of Transport (Road Safety Cell) Office of the Transport Commissioner, Maharashtra State Mumbai