

Motor Vehicles (Amendment) Act 2019

Variations in Penalty and New Offences

SECTION	PARTICULARS	PREVIOUS PENALTY (Fines in INR)	NEW PENALTY (Fines in INR)
177	General penalty	<ul style="list-style-type: none"> • First offence-fine up to 100 • Second offence-fine up to 300 	<ul style="list-style-type: none"> • First offence-fine up to 500 • Second offence-Fine up to 1500
177A	Violation of road regulation	New Provision	500
178(3)(b)	Travelling without ticket	Fine up to 200	Fine up to 500
179	Disobedience of orders of authorities and refusal to give information	Fine up to 500	Fine up to 2000
180	Unauthorised use of vehicles without license	Fine up to 1000	Fine of 5000
181	Driving without license	Fine up to 500	Fine of 5000
182(1)	Driving despite disqualification	Fine up to 500	Fine of 10,000
182(2)	Acting as a conductor after disqualification	Fine up to 100 and/or imprisonment up to one month	Fine up to 10,000
182A(1)	Penalty relating to construction, maintenance, sale and alteration of motor vehicles and components.	New Provision	Imprisonment for up to 1 year and/or fine of 1,00,000 per vehicle
182A(2)	Defective vehicles	New Provision	Imprisonment for up to 1 year and/or fine up to 100,00,00, for defective automobiles
182A(3)	Sale of critical safety component in violation of rules	New Provision	Imprisonment for up to 1 year and/or fine of 1,00,000 per component
182A(4)	Alteration of retrofitting in contravention of rules	New Provision	Imprisonment for up to 6 months and/or fine of 5000 per alteration
182B	Oversize vehicles	New Provision	5000

183(1)	Over-speeding	Fine up to 400	<ul style="list-style-type: none"> • 1000 to 2000 for LMV • 2000 to 4000 for medium passenger or goods vehicles • Second subsequent offence- impounding of Driving license
184	Penalty for dangerous driving	<ul style="list-style-type: none"> • First offence- Imprisonment up to 6 months and fine up to 1000 • Subsequent offence (within 3 years from first offence)- Imprisonment up to 2 years and/or fine up to 2000 	<ul style="list-style-type: none"> • First offence- Imprisonment 6 months to 1 year and/or fine 1000 to 5000 • Subsequent offence (within 3 years from first offence)- Imprisonment up to 2 years and/or 10000
185	Drunken driving	<ul style="list-style-type: none"> • First offence- fine up to 2000 and/or imprisonment up to 6 months • Second offence, within 3 years of first offence- fine up to 3000 and/or imprisonment up to 2 years 	<ul style="list-style-type: none"> • First offence- fine up to 10000 and/or imprisonment up to 6 months • Second offence - fine of 3000 and/or imprisonment up to 2 years
186	Penalty for driving when mentally or physically unfit to drive	<ul style="list-style-type: none"> • First offence- fine up to 200 • Second offence- fine up to 500 	<ul style="list-style-type: none"> • First offence- fine up to 1000 • Second offence- fine up to 2000
187	Penalty for offences relating to accident (Section 132(i), 133 and 134)	<ul style="list-style-type: none"> • First offence- fine up to 500 and/or imprisonment of 3 months • Second offence- fine up to 1000 	<ul style="list-style-type: none"> • First offence- fine up to 5000 and/or imprisonment of 6 months • Second offence- fine up to 10,000

		and/or imprisonment of 6 months	and/or imprisonment of 1 year
189	Punishment for racing and speeding	Fine up to 500 and/or imprisonment up to 1 month	<ul style="list-style-type: none"> • First offence- Fine up to 500 and/or imprisonment up to 1 month • Second offence- Fine of 10,000 and/or imprisonment up to 1 months
190(1)	Using vehicle in unsafe condition with defect	Fine up to 250	<ul style="list-style-type: none"> • First offence- fine of 1500 • Second offence- fine of 5000
190(1)	Using vehicle in unsafe condition with defect resulting in bodily injury or damage to property	Fine of 1000 and/or imprisonment up to 3 months	<ul style="list-style-type: none"> • First offence- fine up to 5000 and /or imprisonment upto 3 months • Second offence- Imprisonment upto 6 months or fine upto 10,000
190(2)	Penalty for driving vehicle violating road safety, noise/air pollution standards	<ul style="list-style-type: none"> • First offence-Fine of 1000 • Second offence- Fine of 2000 	<ul style="list-style-type: none"> • First offence- Imprisonment upto 3 months and/or fine of 10,000, and disqualification for holding license for 3 months • Second offence- Imprisonment upto 6 months

			and/or fine upto 10,000
190(3)	Penalty for carriage of goods dangerous/hazardous to human life	<ul style="list-style-type: none"> • First offence- fine of 3000 and/or imprisonment up to 1 year • Second offence- fine up to 5000 and/or imprisonment up to 3 years 	<ul style="list-style-type: none"> • First offence- Fine of 10,000 and/or imprisonment up to 1 year, and disqualification for holding license for 3 months • Second offence- Fine up to 20,000 and/or imprisonment up to 3 years
191	Sale of vehicle in or alteration of vehicle to condition contravening the Act	Fine of 500	Omitted
192	Using vehicle without registration- Explanation	New provision	<p>Contravention of section 56 also punishable under this provision:</p> <ul style="list-style-type: none"> • First offence- Fine from 2000 up to 5000 • Second offence- Imprisonment up to 1 year or fine from 500 up to 10,000
192A	Using vehicle without permit	<ul style="list-style-type: none"> • First offence- Fine from 2000 up to 5000 • Second offence- Imprisonment minimum 3 months to 1 year and/or fine between 5000 to 10,000. 	<ul style="list-style-type: none"> • First offence- Imprisonment upto 6 months and fine of 10,000 • Second offence- Imprisonment between 6 months to 1 year and/or fine of 10,000

		Court has discretion to impose lesser punishment	
192B(1)	Offences relating to registration- failure by owner to make application for registration	New provision	Fine of 5 times the annual road tax or 1/3 of the lifetime tax of the motor vehicle, whichever is higher
192(B)(2)	Offences relating to registration- failure by dealer to make application for registration of new vehicle	New provision	Fine of 15 time annual road tax or lifetime tax, whichever is higher
192B(3)	Misrepresentation by owner while obtaining certificate of registration or difference between engine/chassis no. on certificate and vehicle	New provision	Imprisonment from 6 months to 1 year, and fine of 10 times annual road tax or 2/3 life time tax, whichever is higher
192B(4)	Misrepresentation by dealer while obtaining certificate of registration or difference between engine/chassis no. on certificate and vehicle	New provision	Imprisonment from 6 months to 1 year, and fine of 10 times annual road tax or 2/3 life time tax, whichever is higher
193(1)	Punishment for agents, and canvassers	<ul style="list-style-type: none"> • First offence- Fine up to 1000 • Second offence- Imprisonment up to 6 months and/or fine up to 2000 	<ul style="list-style-type: none"> • First offence- fine of 1000 • Second offence- Imprisonment up to 6 months and/or fine of 2000
193(2)	Punishment for aggregators	New Provisions	Fine from 25000 up to 1,00,000
193(3)	Contravention by aggregator of condition of license under S. 93(4)	New Provisions	Fine of 5000
194(1)	Overloading	Fine of minimum 2000 and 1000 per excess tonne, and	Fine of minimum 20000 and 2000 per excess tonne, and

		liability to pay for offloading	liability to pay for offloading
194(1A)	Punishment for lateral/front/rear extension of load	New provision	Fine of 20,000 and charges for offloading
194(2)	Refusal to stop and submit vehicle for weighing	Fine up to 3000	Fine of 40, 000
194A	Carriage of excess passengers	New provision	Fine of 200 per excess passengers
194B(1)	Use of safety belts and seating of children	New provision	Fine of 1000
194B(2)	Seating of children below 14 years	New provision	Fine of 1000
194C	Penalty for violation of safety measures for motor cycle drivers and pillion riders.	New provision	Fine of 1000 and disqualification from license for 3 months
194D	Penal for not wearing helmets	New provisions	Fine of 1000 and disqualification from license for 3 months
194E	Failure to allow free passage to emergency vehicles	New provisions	Fine of 10000 and/or imprisonment upto 6 months
194F	Penalty for use of phones in silent zones	New provisions	<ul style="list-style-type: none"> • First offence- Fine of 1000 • Second offence- Fine of 2000
195	Imposition of minimum fines		Deleted
196	Driving uninsured vehicles	Fine of 1000 and/or punishment up to 3 months	<ul style="list-style-type: none"> • First offence- Fine of 2000 and/or imprisonment up to 3 months • Second offence- Fine of 4000 and/or imprisonment up to 3 months
197(1)	Taking vehicle without lawful authority	Fine of 500 and/or imprisonment up to 3 months	Fine of 5000 and/or imprisonment up to 3 months

197(2)	Seizing motor vehicle by force	Fine of 500 and/or imprisonment up to 3 months	Fine of 5000 and/or imprisonment up to 3 months
198	Unauthorised interference with vehicle	Fine up to 100	Fine of 1000
198A	Failure to comply with standards for road design, construction and maintenance	New provision	Fine up to 1,00,000
199A	Offences by juveniles	New provision	<ul style="list-style-type: none"> • Guardian owner deemed guilty. • Fine of Rs. 25,000 and imprisonment up to 3 years, and cancellation of registration of motor vehicle for 12 months. • Juvenile ineligible to obtain learners' license until the age of 25 years
199B	Revision of fines	New provisions	Annual increase of fines up to 10 %
201	Penalty for causing obstruction to free flow of traffic	Fine of 50 per hour	Fine of 500
210A	Power of State government to increase penalties	New provisions	Notify a multiplier between 1 to 10 for each fine
210B	Penalty for offence committed by an enforcing authority	New provisions	Twice the penalty under the Act