

बिहार सरकार  
परिवहन विभाग

पत्र संख्या:-06/विविध(बाहन निबंधन)-01/2016 परि० 2614

प्रेषक,

राम किशोर मिश्र, भा०प्र०से०  
राज्य परिवहन आयुक्त,  
बिहार, पटना।

सेवा में,

सभी संयुक्त आयुक्त-सह-सचिव,  
क्षेत्रीय परिवहन प्राधिकार, बिहार  
सभी जिला परिवहन पदाधिकारी, बिहार।  
सभी मोटरयान निरीक्षक, बिहार।

पटना, दिनांक:- 17/5/17

विषय:- BSIII एवं BSIII A मानक के कृषि ट्रैक्टरों/पावर टिलर्स एवं संनिर्माण उपस्कर का निबंधन करने के संबंध में।

प्रसंग:- माननीय सर्वोच्च न्यायालय द्वारा दिनांक- 08.05.2017 को पारित आदेश महाशय,

उपर्युक्त विषय के संबंध में माननीय सर्वोच्च न्यायालय, दिनांक-08.05.2017 को पारित आदेश की छायाप्रति संलग्न।

आदेश के अवलोकन से स्पष्ट है कि Construction Equipment, ट्रैक्टर एवं हार्वेस्टर नियमानुकूल रजिस्टर्ड किया जा सकता है।

अनु०-यथोक्त।

विश्वासभाजन,  
राज्य परिवहन आयुक्त,  
बिहार, पटना।

ज्ञापांक:-

2614

पटना, दिनांक:-

17/5/17

प्रतिलिपि:-आई०टी० मैनेजर, बिहार, पटना को विभागीय वेबसाईट के सूचना पट्ट पर अपलोड करने हेतु प्रेषित।

राज्य परिवहन आयुक्त,  
बिहार, पटना।

## ANNEXURE

No. RT-11012/02/2012-MVL  
Government of India  
Ministry of Road Transport & Highways  
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Transport Bhawan, 1, Parliament Street,  
New Delhi -110001.

Dated: 3<sup>rd</sup> Jan, 2016.

To

- 1) The Principal Secretaries(Transport)/The Secretaries (Transport)/The Transport Commissioners of all the States/UT Administrations except Govt. of Tamil Nadu and Gujarat.
- 2) The Secretary(Home/Transport), Government of Tamil Nadu and Gujarat.

Sub: Clarification regarding notification GSR 643(E) dated 19.08.2015 – reg.

Madam/Sir,

The Ministry of Road Transport and Highways has notified GSR 643(E) dated 19<sup>th</sup> August, 2015 mandating mass emission norms BS-IV for four wheeled vehicles manufactured on or after 1<sup>st</sup> October, 2015 in the North India, 1<sup>st</sup> April, 2016 in the South India and from 1<sup>st</sup> April, 2017 in all over the country. It has come to the notice that some of the State Governments have stopped the registration of the Construction Equipment Vehicles (CEVs) for want of BS-IV compliance certificate in connection with above said notification.

2. In this regard, it is to inform that Construction Equipment Vehicles engine emissions are covered under rule, 115(A) of Central Motor Vehicles Rules, 1989 and notified vide GSR 276(E) dated 10<sup>th</sup> April, 2007. The prevailing emission norms for Construction Equipment Vehicle is Bharat Stage III effective from 1<sup>st</sup> April, 2011 vide notification GSR 276 (E) dated 10<sup>th</sup> April, 2007.

3. In view of the above, all State Governments/UT Administrations are requested to take necessary action accordingly.

Yours faithfully,

(Priyank Bhatt)  
Director(MVL)

2309253

## Summary of Applicable Emission Norms for Different Categories of Vehicles and Engines

Description	1991 norms	1992 norms	BS-I	BS-II	BS-III	BS-IV	COP
2W	-	-	Part IX (Pg-297)	Part XI (Pg-462)	Part XIII (Pg-762)	-	Part VI (Pg-187)
3W	-	-	Part IX (Pg-297)	Part XI (Pg-462)	Part XIII (Pg-762)	-	
4W	Petrol vehicle – Part III (Pg -23)	Diesel vehicle – Part V (Pg-158)	Part IX (Pg-297)	Part IX (Pg-297)	Part XI (Pg-462)	Part XIV (Pg 856)	
	Diesel vehicle – Part IV (Pg-114)						
Automotive Engine			Part X (Pg-400)	Part X (Pg-400)	Part XII (Pg-601)	Part XV (Pg-1047)	
Agricultural Tractor Engine					Part X A (Pg-448) (TREM III)	Part XV A (Pg-1302) (TREM IIIA)	
CEV Engine				Part X B (Pg-451) BS-II (CEV)	Part X B (Pg-451) BS-III (CEV)		
Power Tiller's Engine				Part X A (Pg-448) (TREM II)	Part X A (Pg-448) (TREM III)		
Idling CO and HC Test – Part I (Pg-14 )							
Free Acceleration Test – Part II (Pg -18)							
Crankcase & Evaporative Emission Test- Part VII (Pg -196)							
Type approval of instruments for checking the emission from in-service vehicles – Part VIII (Pg -217)							

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ITEM NO.38+39

COURT NO.5

SECTION PIL(W)

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

I.A. Nos.504, 508, 506, 507 in  
Writ Petition(s)(Civil) No(s).13029/1985

M.C.MEHTA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(Applications for impleadment and clarification of order dt.  
29.3.2017 and judgment dated 13.4.2017)

APPLICANT: Indian Construction Equipment Manufacturers  
Association (I.A. Nos.504 and 508)

Tractor Manufacturers Association  
(I.A. Nos.506 & 507)

Date : 08/05/2017 These applications were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MADAN B. LOKUR  
HON'BLE MR. JUSTICE DEEPAK GUPTA

For Petitioner(s) Mr. Harish N. Salve, Sr. Adv. (NP)

Ms. Aparjita Singh, Adv. (A.C.)

Mr. A.D.N. Rao, Adv. (A.C.) (NP)

Mr. Sidharth Chowdhury, Adv. (A.C.) (NP)


Petitioner-in-person

For Respondent(s) Mr. Ranjit Kumar, SG  
Mr. S. Wasim A. Qadri, Adv.  
Mr. Zaid Ali, Adv.  
Mr. G.S. Makker, AOR

Mr. Vijay Panjwani, AOR

Mr. P. Chidambaram, Sr. Adv.  
Ms. Sangeeta Bharti, Adv.  
Mr. Krishanu Adhikary, Adv.  
Mr. Ashish Kumar, Adv.  
Mr. Sushil Kr. Singh, AOR

Signature Not Verified

  
Digitally signed by  
SANJAY KUMAR  
Date: 2017.05.08  
16:50:03 IST  
Reason:

Mr. Shyam Divan, Sr. Adv.  
 Mr. E.R. Kumar, Adv.  
 Mr. Krishna Srinivasan, Adv.  
 Ms. Geeti Ara, Adv.  
 Mr. Akash Jindal, Adv.  
 Mr. Ishan Nagar, Adv.  
 for M/s. Parekh & Co.

Mr. Sanjiv Sen, Sr. Adv.  
 Mr. Praveen Swarup, Adv.

Mr. Vijay K. Sondhi, Adv.  
 Ms. Sujeeta Srivastava, Adv.  
 Ms. Cauveri Birbal, Adv.  
 Mr. Arnav Sanyal, Adv.

Dr. Monika Gusain, Adv.  
 Mr. Anil Grover, Adv.

UPON hearing the counsel the Court made the following  
 O R D E R

We have heard learned Solicitor General, learned *amicus curiae* and learned counsel for the parties.

It appears that the Motor Vehicle Registering Authority (RTO) has declined to register ~~the vehicle~~ on the ground that this has been prohibited by our judgment and order dated 29<sup>th</sup> March, 2017 as well as 13<sup>th</sup> April, 2017.

~~It is clarified that the aforesaid two judgments and orders do not touch upon the applicability of Rule 115 of the Central Motor Vehicle Rules, 1989 and did not touch upon any of the provisions mentioned under Rule 115-A of the aforesaid, Central Motor Vehicle Rules, 1989.~~

In view of the above clarification, nothing further survives in these applications which are disposed of

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accordingly.

However, it is noted that learned Solicitor General says that discussions are going on between the Government and the vehicle manufacturers and their associations to ensure that emissions standards are laid down in the near future. Learned counsel appearing on behalf of the affected parties say that they will comply with whatever is the result of the discussions and the notifications issued pursuant to those discussions.

(SANJAY KUMAR-I)  
AR-CUM-PS

(SHARDA KAPOOR)  
COURT MASTER