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NOTIFICATION

No. STV. 26/79/Pt/19, the 6th June, 1980. The following Order of the Government of India in the Ministry of Industry (Department of Heavy Industry) is republished for general information:—

Government of India,
Ministry of Industry
(Department of Heavy Industry)
New Delhi, dated the 30 Phalgun 1920—(SE)
21st March, 1979.

ORDER

SO. 149 (E) WHEREAS it appears to the Central Government that it is necessary so to do for securing the equitable distribution and availability at fair price of commercial vehicles;

NOW, THEREFORE, in exercise of the powers conferred by Section 18 G of the Industries (Development and regulations) Act, 1951 (65 of 1951), the Central Government hereby makes the following order, namely:—

1. SHORT TITLE, EXTENT AND COMMENCEMENT:—

- (1) This order may be called the Commercial Vehicles (Restrictions on Re-Sale) Order, 1979.
- (2) It extends to the whole of India.
- (3) It shall come into force on the 21st day of March, 1979.

2. DEFINITIONS:— In this Order, unless the context otherwise requires--

- (a) "Commercial Vehicle" means a Motor Vehicle of any description specified in Column (1) of the Schedule, Manufactured or assembled in India, or manufactured in India from components imported into India or partly imported and partly manufactured in India, and includes every such description of Motor Vehicles whether called a Truck Chassis, bus chassis, and three-wheeler, four wheeler or by any other name;
 - (b) "Controller" means a person appointed by the Central Government to be the Controller of Commercial Vehicles for the purpose of this Order;
 - (c) "Government of a State" in relation to a Union Territory, means the Administrator thereof;
 - (d) "Schedule" means the Schedule annexed to this Order.
- (1) No person shall, before the expiry of two years from the date when a Commercial Vehicle was purchased pursuant as a new Commercial Vehicle, whether so purchased by him or by any person on his behalf and whether before or after the commencement of this Order, sell or offer to sell, or enter into any transaction involving the transfer of possession of the commercial Vehicle to any other person except under and in accordance with the terms and conditions of a permit in writing from the Controller or, in a State, an officer appointed for the purpose by the Government of that State.
 - (2) In granting or refusing a permit under sub-clause (1), the Controller or other Officer shall have regard to the circumstances relating to the proposed sale or transaction, as the case may be, and to the purposes to be served by this Order.

4. POWER TO OBTAIN INFORMATION—

If the Controller or, in a State an Officer appointed for the purpose by Government of that State, has reason to believe that a new Commercial Vehicle has been sold or its possession has been transferred before the expiry of the period of two years referred to in sub-clause (1) of clause 3, he may require the persons who has so sold or transferred its possession, to furnish the particulars, relating to such sale or transaction involving such transfer of possession as the Controller or the Officer may deem fit, including the name of the person to whom the Vehicle was so sold or its possession transferred.

THE SCHEDULE

(See Clause 2 (a))

Description of Commercial Vehicles	Name of manufacturer.
1	2
1 Hindustan/Bedford	Messrs. Hindustan Motors Limited 9/1 R.N., Mukherjee Road, Calcutta-1.
2. Road Master/PREMIER	Messrs. Premier Automobiles Limited Comstructors House, Ballard Estate, Bombay-1.
3. TATA	Messrs. Tata Engineering Locomotive Company Limited, Bombay House, 24, Homi Mody Street, Fort Bombay-400 023
4. Leyland/Comet/Beaver/Hippo/Titan Viking.	Messrs, Ashok Leyland Limited, 11/12, North Beach Road, Madras-600 001.
5. Jeep Truck	Messrs. Mahindra and Mahindra Limi- ted, Akuruli Road, Kandivli (East), Post Box No. 7655, Bombay-67 NB.
6. Hanseat 3-Wheeler-/Matador/ Viking 4-Wheeler	Messrs. Bajaj Tempo Limited, Bombay- Poona Road, Akurdi, Poona-411 035.
7. Standard 20.	Messrs. Standard Motors Products of India Ltd. 2 , Mount Road Madras-2.

(No. 2 (2)/79-AE 1(1))

Sd/-A.F. K COUTO

Joint Secretary to the Government of India.

By Order etc.

T. Gupta,
Secretary to the Government of Mizoram
Supply & Transport Deptt.