



## **HIGH COURT OF CHHATTISGARH AT BILASPUR**

### **WPPIL No. 62 of 2024**

In The Matter Of Suo Moto Public Interest Litigation Title As Machines Are Impaired, Fitness Testing Of Vehicles Stalls. Based On News Item Published In Daily News Paper Dainik Bhaskar, Bilaspur Bhaskar, Bilaspur, Dated 14th August, 2024 And Navbharat, My City, Bilaspur, Dated 14th August, 2024.

**... Petitioner**

**versus**

- 1.** State Of Chhattisgarh Through Chief Secretary, Mahanadi Bhawan, Atal Nagar, Nawa Raipur (C.G.)
- 2-** State Of Chhattisgarh Through Secretary, Transport Department, Mahanadi Bhawan, Atal Nagar, Nawa Raipur (C.G.)
- 3-** State Of Chhattisgarh Through Secretary Cum Transport Commissioner, Transport Department, Mahanadi Bhawan, Atal Nagar, Nawa Raipur (C.G.)
- 4-** The Collector, Raipur Raipur, District- Raipur (C.G.)
- 5-** The Collector, Bilaspur Bilaspur, District- Bilaspur (C.G.)

- 6- The Collector, Durg Durg, District- Durg (C.G.)
- 7- The Collector, Rajnandgaon Rajnandgaon, District- Rajnandgaon (C.G.)
- 8- The Collector, Korba Korba, District- Korba (C.G.)
- 9- The Collector, Raigarh Raigarh, District- Raigarh (C.G.)
- 10- The Collector, Sarguja Sarguja, District- Sarguja (C.G.)
- 11- The Regional Transport Officer Raipur, District - Raipur (C.G.)
- 12- The Regional Transport Officer Bilaspur, District- Bilaspur (C.G.)
- 13- The Regional Transport Officer Durg, District - Durg (C.G.)
- 14- The Regional Transport Officer Rajnandgoan, District - Rajnandgoan (C.G.)
- 15- The Regional Transport Officer Korba, District - Korba (C.G.)
- 16- The Regional Transport Officer Raigarh, District - Raigarh (C.G.)
- 17- The Regional Transport Officer Sarguja, District - Sarguja (C.G.)
- 18- Romi-I System Private Limited Matiyari Road, Bilaspur, District - Bilaspur (C.G.) Through Shri Ashish Garg (General Manager) Mo. 9630682222

**Respondents**

**Order Sheet**

14/08/2024	<p>This is an office reference.</p> <p>This suo moto public interest litigation has been registered on the basis of news item published in the Dainik Bhaskar, Bilaspur dated 14<sup>th</sup> August, 2024 with a heading "मशीन खराब, फिटनेस जांच एक हफ्ते से बंद, क्योंकि इंजीनियर बाहर से आएंगे" and sub-heading "परेशानी .. स्थानीय गाड़ियों के अलावा दूसरे राज्यों की गाड़ियां भी कतार में, तीन एंबुलेंस भी".</p> <p>The aforesaid news goes to state that no fitness test is being conducted for the last one week at automated fitness center because of some technical fault in the machine. Because of the said reason the fitness of thousands of vehicles could not be tested. The machine could not be repaired because the engineer has to come from outside. There was no responsible person available to inform as to when the said fitness testing machine would start functioning. The capacity of fitness testing center is stated to be 72 heavy motor vehicles and 72 light motor vehicles per day. One private company Roving Eye Systems Private Limited was granted contract in the month of November 2023 for the said work. Neither the Regional Transport Officer nor</p>
------------	--

the company is taking any interest in repairing the fitness testing machine. The company does not have any alternative arrangement. The said company has been granted contract for 7 districts namely Bilaspur, Raipur, Durg, Bastar, Surguja, Korba and Rajnandgaon. The company earns more than Rs. 1.5 Lacs per day but still the aforesaid situation is prevailing. Even the Ambulances are lying either because of breaking down of the fitness testing machine.

In Nav Bharat, My City, Bilaspur dated 14/08/2024 a similar news article has been published with a heading "फिटनेस जाँच करने वाली मशीन खराब वाहनों के जगह मवेशियों का कब्जा" and sub-heading "फिटनेस सेंटर में गोठान, सर्टिफिकेट के लिए भटक रहे चालक".

The aforesaid news report goes to state that the fitness center has turned into a resting place for the cattle. The people are made to run from pillar to post in order to get fitness certificate.

The aforesaid situation is causing great trouble to the public at large as the responsible officers of the concerned department are not taking any interest in either repairing the fitness testing machine or providing any alternate arrangement to the people.

On a query made to Shri Prafull Bharat, Learned Advocate General assisted by Shri Sangharsh Pandey, Govt. Advocate for the State, with regard to the aforesaid situation, Shri Bharat submits that the testing machine was found to be in out of order and steps have been taken to make the same functional and the new machine has been also made available for testing the fitness of the vehicles and such an Ambulance etc.

In view of the above, the respondent No. 2 i.e. Secretary, Transport Department, State of Chhattisgarh is directed to file his personal affidavit with respect to the steps which have been taken in light of the aforesaid news reports. He shall also inform this Court through the affidavit that if any such situation is existing in other districts of the State, then the steps taken in that regard shall also be informed.

List this matter on 27<sup>th</sup> August, 2024.

**Sd/-**  
**(Bibhu Datta Guru)**  
**Judge**

**Sd/-**  
**(Ramesh Sinha)**  
**Chief Justice**