

No. 11036/39/2022-MVL
Government of India
Ministry of Road Transport & Highways
(MVL Section)

Transport Bhawan, 1, Parliament Street, New Delhi – 110001

Dated, the 8th August, 2024

To,

1. Chief Secretaries of all States / UTs
2. Principal Secretaries / Secretaries (Transport) of all States / UTs
3. Transport Commissioners of all States / UTs

Subject: Compensation to Victims of Hit and Run Motor Accidents Scheme, 2022 – regarding.

Madam / Sir,

I am directed to refer to this Ministry's letter dated 12.03.2024 (copy enclosed) forwarding the recommendations of the Standing Committee for developing public awareness around the above cited subject, in pursuance of Hon'ble Supreme Court's order dated 12.01.2024 in the matter of S. Rajaseekaran vs Union of India & Ors.

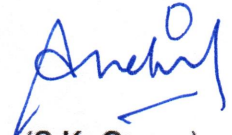
2. The Standing Committee had recommended to take steps to create maximum awareness about the scheme to propagate the Scheme at the grassroots levels.

3. In this regard, it is requested to kindly provide an Action Taken Report taken by your State / UTs towards implementation of the aforesaid recommendations, for consideration of the Standing Committee in its next meeting. Further, it is requested that the aforesaid recommendations may be reiterated to the concerned officials, under intimation to this Ministry, to support this noble initiative of the Government of India.

4. This issues with the approval of Competent Authority.

Encls: as above

Yours faithfully,


(S.K. Geeva)

Under Secretary to the Government of India
Tel: 011 23739074
Email: geeva.sk@nic.in

No.RT-11036/39/2022-MVL
Government of India
Ministry of Road Transport and Highways
(MVL Section)
Transport Bhawan, 1, Parliament Street, New Delhi-110001

Dated the 12th March, 2024

To,

- i. Chief Secretaries / Principal Secretaries / Secretaries (Transport) of all States / UTs
- ii. Transport Commissioners of all States / UTs

Subject: Compensation to Victims of Hit and Run Motor Accidents Scheme, 2022 - regarding.

Sir/Madam,

I am directed to say that the Motor Vehicles (MV) Act, 1988, as amended vide Motor Vehicles (Amendment) Act, 2019, enhanced the compensation to be paid to victims of hit and run motor accidents, as under:

- i. Rs. 2,00,000 in case of death
- ii. Rs. 50,000 in case of grievous hurt

2. Accordingly, this Ministry vide G.S.R. 163(E) dated 25.02.2022 (copy enclosed) had notified "Compensation to Victims of Hit and Run Motor Accidents Scheme, 2022", in supersession of the Solatium Scheme, 1989. The scheme has been operationalized w.e.f. 01.04.2022 and requisite details uploaded on the website of General Insurance Council (<https://www.gicouncil.in/insurance-education/hit-and-run-motor-accidents/>). An indicative diagram of the claim settlement procedure under the scheme is provided at Annexure-1.

3. Till date, less than 3,000 claims have been received under this scheme whereas the total number of hit and run accidents across the country are more than 60,000 on an annual basis. One of the reasons for such low number of claims may be attributed to the low level of awareness about the scheme among citizens. Therefore, wide publicity of the scheme could prove to be highly effective in creating awareness among the public in order to support the victims of hit and run motor accidents.

4. The Hon'ble Supreme Court, vide order dated 12.01.2024 in the matter of S. Rajaseekaran vs. Union of India & Ors., has expressed concern about the limited off take of the scheme and has directed the Standing Committee for the scheme to issue elaborate directions for developing public awareness. A gist of the Supreme Court Order dated 12.01.2024 in the matter of S. Rajaseekaran vs Union of India & Ors. is attached at Annexure -2.

5. In view of the above, the Standing Committee in meeting dated 15.02.2024 has recommended that the wide presence of public bus network may be utilized to propagate


12/3/24

the scheme at the grassroots levels. Accordingly, it is requested that various officials of the Transport Department and State Road Transport Corporations in your States / UTs may be sensitised about the scheme features and to provide maximum assistance to the victims of hit and run accidents. Directions may also be issued to place the indicative banner (Annexure-3) at prominent locations at RTOs, within buses and at bus stops to create maximum visibility about this noble initiative of Government of India.

6. This issues with the approval of Competent Authority.

Encls: As above.

Yours faithfully,


(Ankit Dugar)

Director (MVL)

Tel: 011 23718575

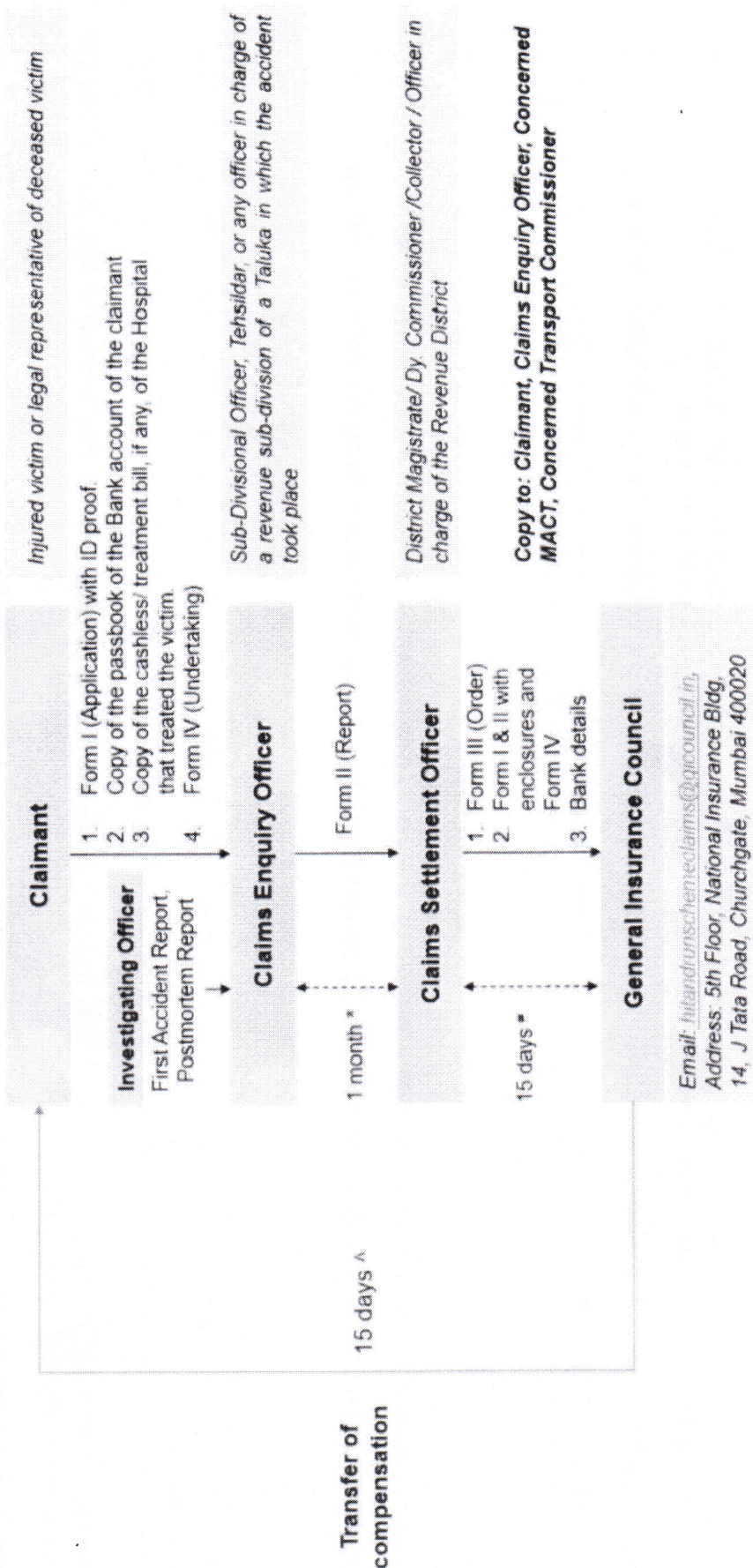
Email: ankit.dugar1986@gov.in

Copy to:

1. Secretary General, General Insurance Council

Annexure 1

Claim settlement procedure as per Compensation to Victims of Hit and Run Motor Accidents Scheme, 2022



* 15 days in case a report has been returned by Claims Settlement Commissioner for further enquiry

In case of any doubt w.r.t. report submitted by Claims Enquiry Officer, the report may be returned to Claims Enquiry Officer indicating the specific points of enquiry to be made

^ Payment may be made within a further period of 30 days, for reasons to be recorded in writing to the Claims Settlement Commissioner

Annexure-2

Gist of Supreme Court Order dated 12.01.2024

The Hon'ble Supreme Court, vide order dated 12.01.2024 in the matter of S. Rajaseekaran vs. Union of India &Ors., has expressed concern about the limited offtake of the scheme and has directed the Standing Committee for the scheme to issue elaborate directions for developing public awareness. A summary of the directions issued are as follows:

1. Issue directions for the effective implementation of the Scheme. The Standing Committee shall address the major concern that notwithstanding the availability of the Scheme, very few eligible claimants are taking benefit of the Scheme
2. Issue elaborate directions for developing public awareness and for sensitisation of the members of the public about the Scheme
3. If the vehicle is not identified within a period of one month from the date of registration of accident report, police shall inform in writing to the injured or the legal representatives of the deceased, as the case maybe, that compensation can be claimed under the Scheme and also provide contact details (email ID, office address) of the Claims Enquiry Officer.
4. Police shall forward First Accident Report to the Claims Enquiry Officer within one month from the date of accident, including the names of victims in case of injury or of the legal representatives of the deceased victim (if available with the Police Station). After receipt of FAR, if the claim application is not received within one month, the Claims Enquiry Officer shall forward the details to the concerned District Legal Service Authority with a request to contact the claimants and assist them in filing the claim applications.
5. Constitution of a Monitoring Committee at district level comprising:
 - Secretary of the District Legal Service Authority (Convener)
 - the Claims Enquiry Officer of the district (or, if there is more than one, the Claim Enquiry Officer nominated by the State Government)
 - Police officer not below the level of Deputy Superintendent of Police as may be nominated by the District Superintendent of Police.

The Committee shall meet at least once in every two months to monitor the implementation of the Scheme in the district and the compliance with the aforesaid directions.

6. Secretaries of the District Legal Services Authorities to submit quarterly reports on the functioning of the Monitoring Committees to the Member Secretaries of the respective Legal Services Authorities of States / UTs, for collation and submission of a comprehensive report to the Registry of this Court.
7. Submission of compliance reports for the directions mentioned above.

Annexure 3

Sample poster for wider publicity of the scheme

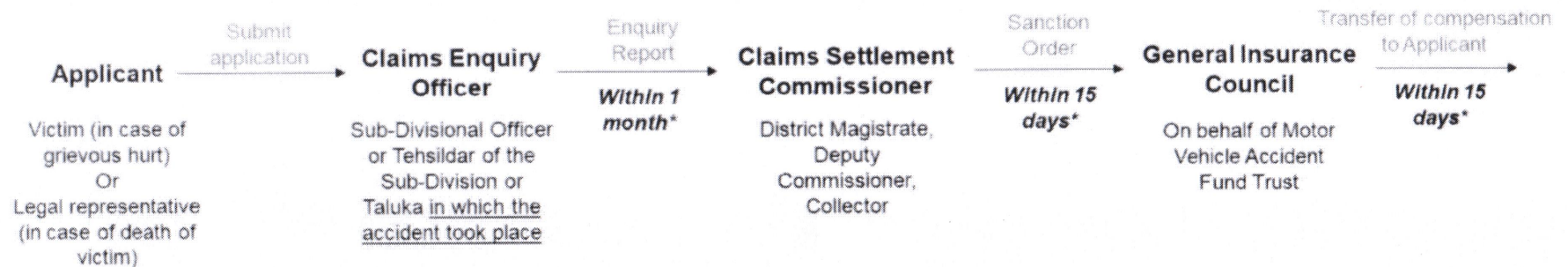
ATTENTION!

GOVERNMENT OF INDIA PROVIDES **COMPENSATION**
TO THE **VICTIMS OF HIT-AND-RUN MOTOR ACCIDENTS**

₹ 2 LAKHS IN CASE OF DEATH *(to legal representatives of deceased)*

₹ 50,000 IN CASE OF GRIEVOUS HURT

SIMPLE & TIME BOUND PROCESS



For more information and Forms, log on to:
<https://www.gicouncil.in/insurance-education/hit-and-run-motor-accidents/>

* As per applicable terms and conditions of *Compensation to Victims of Hit and Run Motor Accidents Scheme, 2022*