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# THE MOTOR VEHICLES ACT, 1988

*(Key Provisions Related to Traffic Offenses)*

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## CHAPTER XIII: OFFENSES, PENALTIES AND PROCEDURE

### Section 185: Driving Under Influence of Alcohol/Drugs

1. **Offense:**

- Driving with alcohol concentration > **30mg per 100ml blood**
- Driving under influence of drugs affecting control of vehicle

2. **Punishment:**

○ **First Offense:**

- Imprisonment up to **6 months** and/or fine up to **₹10,000**

○ **Subsequent Offense:**

- Imprisonment up to **2 years** and/or fine up to **₹15,000**

3. **Testing Procedure (Rule 244, CMV Rules):**

- Breath analyzer test must be conducted by officer in **uniform**
- **Two consecutive tests** with 15-minute gap required
- Calibration certificate of device must be shown on demand
- Suspect may request **blood test** if breathalyzer unavailable

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### Section 194: Over-Speeding

- **Fine:** ₹1,000–₹2,000
  - **Repeat Offense:** ₹2,000–₹4,000
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## Section 196: Driving Without License

- **Punishment:**
    - Imprisonment up to **3 months** or fine up to **₹5,000** or both
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## Section 129: Mandatory Helmet (Two-Wheelers)

- **Fine:** ₹1,000 + **License Suspension for 3 months**
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## Section 194D: Dangerous Driving

- **Fine:** ₹1,000–₹5,000
  - **Repeat Offense:** License disqualification for **6 months**
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## Section 183: Overloading Vehicles

- **Fine:** ₹20,000 + **₹2,000 per extra tonne**
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# CENTRAL MOTOR VEHICLES RULES (CMVR)

## Rule 244: Breath Analyzer Specifications

1. Devices must be **ISI-certified**
  2. Calibration required **every 3 months**
  3. Test must be **videorecorded**
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## Rule 138: Pollution Control

- **Fine for PUC Violation:** ₹10,000 (first offense)