

## **SYNOPSIS, LIST OF DATES & EVENTS AND POINTS OF LAW**

The Petitioner is constrained to move this Hon'ble Court **under Article 226 of the Constitution of India** seeking appropriate writ/direction to the Respondents, for issuing a notification, in form of a pressnote or a circular, to ensure that, video records of driving test (covering both the vehicle and the driver) are taken and stored, while conducting the driving test, at any centre within the state of West Bengal. As the matter pertains to the state of West Bengal, as such the present Petition is being filed before this Hon'ble Court.

The present Public Interest Litigation (hereinafter 'PIL') relates to formulating guidelines to protect the life of citizens, who are victims of traffic accidents.

As per Road Transport Ministry Report, the fault of the driver of the vehicle involved in the accident, is the major cause of traffic accidents and is responsible for (77.5%) of the total quantum of road accidents in (2011).

As per Transparency International Corruption Index –

India dropped to (95)th position, among the nations in the globe. This corruption sets it's evil eye, on every sphere of life and is responsible for the misery of majority of Indian citizens.

The Transport Department which is also a functional body within the Indian nation, hence cannot be untouched by the rampant corruption prevailing across the nation.

One glaring example of the prevailing corruption and resultant negligence, is the laxity of officials, while conducting driving test, to deliver the license for driving the concerned category of vehicle.

As per media reports, aspirants consider themselves lucky, even if they get to drive (500) meters. It is also reported that the officials of the driving schools are so influential, that test is just a formality. Further during the test one needs to drive along a straight line and reverse gear is hardly ever touched, during a test. Also there are no efforts, towards ensuring the skills of the aspirant, while driving on narrow lanes.

The above inputs, reflect that instead of drivers, we are launching monsters on the roads and instead of vehicles, we are rolling out killing machines.

With a total of (4.97) lacs road accidents, reported in (2011) and deaths numbering (1,42,485) not to mention of the fatal injuries, there is no way, that the constitutional bodies can be mute spectators. The death rate of one life every (3.7) minutes, is one of the highest in the world. The number of citizens, who suffered severe or minor injuries in (2009) stand at (5,15,458).

As per International Road Federation Chairman – Mr. K. K. Kapila, the nation loses (1.5%) of the GDP. on road accidents. This amounts to nearly (01) lac crore per year.

The present public interest petition is pertaining to the, very high number of road accidents (77.5%) due to the fault of the driver. Hence the need for proper driving tests, is indispensable.

The petitioner most respectfully and humbly prays before this Hon'ble Court to issue appropriate writ(s)

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direction(s) towards ensuring that all driving tests are video recorded and further be pleased to issue appropriate writ(s)/direction(s) to the Respondents to ensure proper implementation of the existing regulations/laws pertaining to driving tests.

The above grounds and prayers are among multiple others, further incorporated in the petition.