

भारतीय राष्ट्रीय राजमार्ग प्राधिकरण  
(सड़क परिवहन और राजमार्ग मंत्रालय)  
**National Highways Authority of India**  
(Ministry of Road Transport and Highways)  
जी-5 एवं 6, सेक्टर-10, द्वारका, नई दिल्ली-110075  
G-5 & 6, Sector-10, Dwarka, New Delhi-110075

दूरभाष / Phone : 91-11-25074100/25074200  
फैक्स / Fax : 91-11-25093507 / 25093514

NHAI/13013/CO/14-15/PG-24/ 58410

Reply through e-mail  
11.11.2014

To,  
Sh. Sudhir Kumar Sharma,  
Email: [sudhirvatsa@gmail.com](mailto:sudhirvatsa@gmail.com)

Sub.: Your grievances dated 26.08.2014 regarding exemption to defense personnel in user fee.

Ref.: Your Grievance no. MORTH/E/2014/00889 dated 26.08.2014.

Sir,

Please refer to your grievance regarding exemption to defense personnel in user fee on National Highways. It is to mention that JP Infra Tech Project (Probably Yamuna Expressway) is not under the jurisdiction of NHAI. Therefore, you are requested to take-up the matter with Govt. of Uttar Pradesh. Even in NHAI Toll Plazas, ex-servicemen, are not exempted as per OM dated 17.06.2014 of Ministry (copy enclosed)

Encl: As above

Yours sincerely,

  
(K. V. Singh)  
General Manager (CO)

भारत सरकार

GOVERNMENT OF INDIA

सड़क परिवहन एवम् राजमार्ग मंत्रालय

MINISTRY OF ROAD TRANSPORT & HIGHWAYS

Transport Bhavan, 1, Parliament Street,  
New Delhi, dated the 17<sup>th</sup> June, 2014

OFFICE MEMORANDUM

Subject: RTI Act, 2005 – Clarification regarding National Highways Fee (Determination of Rates and collection) Rules, 2008.

Rule-11[b][i] of National Highways Fee (Determination of Rates and Collection) Rules, 2008, as amended, vehicles used for official purposes by the Ministry of Defence including those which are eligible for exemption in accordance with the provisions of the Indian Toll (Army and Air Force) Act, 1901 and rules made there under, as extended to Navy also. Further, as per Section-3 of The Indian Tolls (Army and Air Force) Act, 1901 all officers, soldiers, airmen and all members of the families of officers, soldiers, airmen or authorized followers are exempted from paying toll. References are being received in this Ministry regarding clarification whether:-

[a] under Indian Toll (Army and Air Force) Act, 1901 and rules made there under exemptions are available only to the serving personals and that only on use of Govt. vehicle;

[b] under Indian Toll (Army and Air Force) Act, 1901 and rules made there under no exemptions are available to the retired personals; and

[c] under Indian Toll (Army and Air Force) Act, 1901 and rules made there under no exemptions are available on use of personal vehicle;

2. The issue was re-examined and it is now being clarified that the exemption under the Indian Toll (Army and Air Force) Act, 1901 is available only to the persons who are 'on duty' and does not pertain to retired personals. No exemption is available on use of personal vehicle if it

424/0004/10  
22/6/14

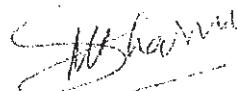
M(A)  
CGM(C)

1

CGM(C)  
22/6/14  
M(A)  
CGM(C)

M(A)

is not used for discharging any official purpose and duty, even if it accompanies the said official. The exemption is available only on production of pass as specified in the Indian Toll (Army and Air Force) Rules, 1942.

  
(N.K.SHARMA)  
Director (Toll)

Secretary, Ministry of Defence  
Chairman, NHAI  
DG (RD)&SS  
All JSs/CEs  
PS to Minister(RT&H,S)  
PPS to Secretary(RT&H)  
NIC for uploading on the Ministry's Website  
Ministry of Law & Justice w.r.t. their F.T.S. No. 48/JS&LA/SKM/14 dated  
11/6/2014

Copy to:-

F.No. H-25016/2/2011-P&P(Toll)(Vol.III)