Sub: Container Traffic - penalty for false declaration

Ref: Board’s letter No.TC-I/2020/302/efile(3333729) dt.12.03.2021 and No.TC-I/2021/109/3 (3368295) dt.16.09.2021

In continuance of Board’s letters under reference, it is to state that guidelines regarding penalty for false declaration in case of container traffic is prescribed vide Para (c) and (d) of Rates Circular No.95 of 2006.

(Barjesh Dharmani)
Executive Director, Traffic Commercial(Rates)
Railway Board
No. TCR/2210/2006/1.

The Chief Commercial Managers,
All Indian Railways.

Sub: Penalty for false declaration – Rule 126 of

Rule 126(1) (a) mentions penalty for misdeclaration of Goods. Sanction of the Central Government is hereby accorded to the modification of the penalty clause of Rule 126 (1) (a) as follows:

(a) If, on arrival at destination, it is found that goods have been improperly described and that a lower rate than that correctly applicable has been thereby obtained, charges at four times the applicable freight rate will be levied by the booked route as shown on the related invoice. These penal charges will be in addition to the freight already paid and the freight already paid shall not be deducted.

(b) If, in a consignment of packages chargeable at different rates, a group of packages chargeable at a particular rate is improperly described and thereby a lower rate obtained, the charge at four times the applicable freight rate referred to in sub-clause (a) above, shall apply only to the group of packages in the consignment improperly described and not to the entire consignment. These penal charges will be in addition to the freight already paid and the freight already paid shall not be deducted.

(c) If the weight of a consignment loaded in container is improperly described and thereby a lower rate than that correctly applicable has been obtained, charges at four times the applicable haulage rate will be levied. These penal charges will be in addition to the freight already paid and the freight already paid shall not be deducted.

(d) In case of false declaration of goods restricted for movement in containers, charges at four times the highest haulage rate will be levied. These penal charges will be in addition to the freight already paid and the freight already paid shall not be deducted.

This issues with the concurrence of the Finance Directorate in the Ministry of Railways.

The receipt of this letter may please be acknowledged.

(N.K.Parsuramka)
Director, Traffic Commercial
Railway Board