#### BUREAU OF INDIAN STANDARDS (Delhi Branch Office – I)

#### **REPORT OF RAID/SEARCH & SEIZURE**

# Ref: DLBO-1/ENF/G-24/2024-25/P-17887

## Dated: 05-08-2024

1.	Reference Number of CMED If available	DLBO-1/ENF/G-24/2024-25/P-17887
2.	Name & address of the firm raided:	M/s Shyam Enterprises K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080
3.	Date of detection/discreet investigation:	16-05-2024
4.	Brief of discreet investigation:	Misuse of BIS Standard Mark at M/s Shyam Enterprises, K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080 was observed during the visit.
5.	Date of search & seizure:	18-07-2024
6.	Team Members:	<ol> <li>Divyanshu Kr. Yadav, Scientist D-Team Leader</li> <li>Vijayraj Barbar, Scientist B</li> <li>Rajat Naruka, SSA</li> <li>Himalaya, DEO</li> <li>Rambir Singh, SrMTS</li> </ol>
7.	Details of Police personnel	1. Shri Ghanshyam, Head Constable, Sangam Vihar Police Station.
8.	Type of violation	Misuse of BIS Standard Mark and violation of Quality Control Order (Helmet for riders of Two Wheeler Motor Vehicles), 2020
9.	Provisions violated	Section 17 of BIS Act, 2016
10.	Persons(s) contacted	Mr. Rohit Gupta, Proprietor, M/s Shyam Enterprises, K- 1292, Gali no. 19, Sangam Vihar, South Delhi-110080
11.	Detailed observations: (including activities at the time of visit & facilities available)	Stock of Protective Helmet for two wheeler riders placed for sale at M/s Shyam Enterprises, K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080. Stock of helmet with expired CM/L : 8100080095 were found and also adequate stock of non-ISI helmet were found at the factory premise.
12.	Means adopted for misuse (Stencil, roller, stamp, sticker etc.)	Sticker

13.	Total ave	
	Total quantity (Approx) of material available, which considered to have misuse	<ol> <li>Full face Helmet with expired CM/L - 8100080095 (Misuse of BIS Standard Mark) : Qty 200 pcs</li> <li>Half face Helmet with expired CM/L - 8100080095</li> </ol>
14. I (	Details of material scized & scaled enclose copy of seizure memo)	<ul> <li>(Misuse of BIS Standard Mark) : Qty 75 pcs</li> <li>3) Non-ISI Helmet : Qty 10 pcs.</li> <li>4) Packaging material/box (with ISI marked): Qty 625 pcs</li> <li>Out of these, 2 pieces from each S.No.1, S.No.2, S.No.3 and S.No.4 coded as DLBO-1/71463/65978/20240718/ENF/1 taken by BIS for evidence</li> <li>5) ISI marked hologram with detail Zonex-I Helmet IS 4151, CM/L : 8100080095. Qty - 23,600 pcs.</li> <li>Coded as DLBO-1/71463/65978/20240718/ENF/2</li> <li>1) Full face Helmet with expired CM/L - 8100080095 (Misuse of BIS Standard Mark) : Qty 200 pcs</li> <li>2) Half face Helmet with expired CM/L - 8100080095</li> </ul>
		<ul> <li>(Misuse of BIS Standard Mark) : Qty 75 pcs</li> <li>3) Non-ISI Helmet : Qty 10 pcs.</li> <li>4) Packaging material/box (with ISI marked): Qty 625 pcs</li> <li>Out of these, 2 pieces from each S.No.1, S.No.2, S.No. 3 and S.No. 4 coded as DLBO-1/71463/65978/20240718/ENF/1 taken by BIS for evidence</li> <li>5) ISI marked hologram with detail Zonex-I Helmet IS 4151, CM/L : 8100080095. Qty - 23,600 pcs.</li> <li>Coded as DLBO-1/71463/65978/20240718/ENF/2</li> </ul>
Firn (Ref	ails of seized material left with the n (if any) under Superdari 7. Sec 26 of BIS Act, 1986):	<ol> <li>Full face Helmet with expired CM/L - 8100080095 (Misuse of BIS Standard Mark) : Qty 198 pcs</li> <li>Half face Helmet with expired CM/L - 8100080095 (Misuse of BIS Standard Mark) : Qty 73 pcs</li> <li>Non-ISI Helmet : Qty 8 pcs.</li> <li>Packaging material/box (with ISI marked): Qty 623 pcs</li> <li>Coded : DLBO-I/71463/65978/20240718/ENF/3</li> <li>Mr Rohit Gupta, Proprietor, M/s Shyam Enterprises, K-</li> </ol>
respon	e and address of person(s) nsible for misuse rietor/Director(s)/Partner(s):	1292, Gali no. 19, Sangam Vihar, South Delhi-110080

17.	Whether the offender Ex- Licence/Applicant	Yes
18.	Whether this is first case of offence	Yes
19.	Linkage of available documentary evidence of raided premised with person responsible for misuse	<ul> <li>ID proofs of the following persons:</li> <li>Mr. Rohit Gupta (Aadhar Card), Proprietor, M/s Shyam Enterprises, K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080</li> <li>Mr. Mukesh Gupta (Aadhar Card)</li> <li>Invoice Copy.</li> </ul>
20.	Name & address of independent Witness(s):	<ol> <li>Mr. Mukesh, Manager, K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080</li> <li>Mr. Mohd. Firoj, Labour, K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080</li> </ol>
21.	Supporting documentary evidence:	<ul> <li>ID proofs of the following persons:</li> <li>1. Mr. Imran (PAN card)</li> <li>2. Invoice Copy</li> <li>Stock of Protective Helmet placed for sale at M/s Shyam</li> <li>Stock of Protective Helmet placed for sale at M/s Shyam</li> </ul>
22.	Conclusion:	Stock of Protective Helmet placed for our Vihar, South Enterprises, K-1292, Gali no. 19, Sangam Vihar, South Delhi-110080 were found with the expired CM/L = 8100080095 and also stock of non-ISI Helmet was present at the factory premise. Mr. Rohit Gupta, Proprietor, M/s Shyam Enterprises, K-1292, Gali no. 19, Sangam Vihar South Delhi-110080 has violated Quality Control Orde (Helmet for riders of Two Wheeler Motor Vehicles), 202 and Section 17 of BIS Act, 2016 by having stock of the Helmets with expired BIS license. Legal Prosecution may be initiated
23.	Recommendations:	Legarrioscentral

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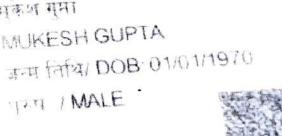
Date: 05-08-2024 Place: New Delhi (Divyanshu Kr. Yadav) Scientist - D Team Leader

(Vijayraj Barbar) Scientist - B

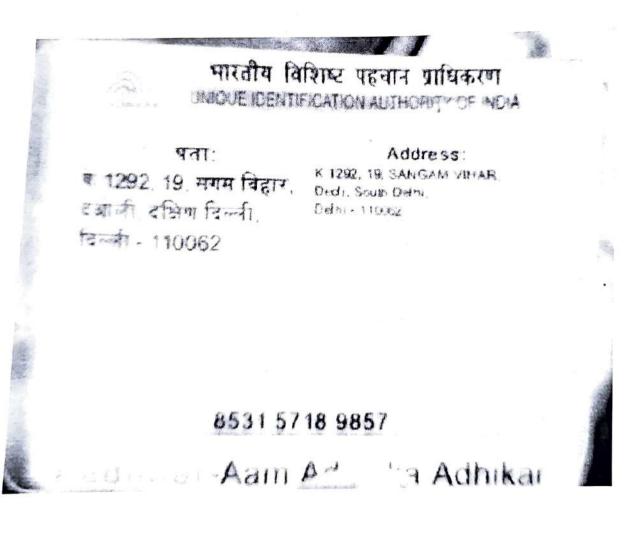
Head (DLBO-1)

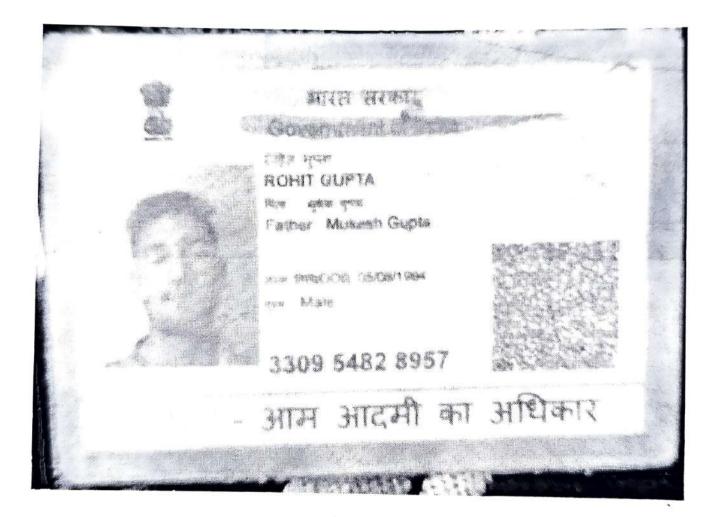
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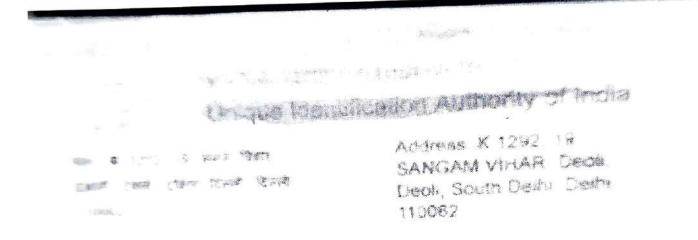




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भूमि प्रमुख अत्यमेव जयरो यूनिट सं.-601-ए.6वां तल, कनेक्टस टॉवर-1, डीएमआरसी मवन, भवभूति मार्ग. नई दिल्ली रेलवे स्टेशन गेट सं.2 के सामने (अजमेरी गेट की तरफ), नई दिल्ली -110001

Unit No. 601-A, 6th Floor, Konnectus Tower-1, DMRC Building, Bhavbhuti Marg, Opp. New Delhi Railway Station Gate No.2 (Towards Ajmeri Gate side), New Delhi-110001

दूरमाष/Phone: (011) 2323 7401, 2366 8161 इंगेल/Email: dlbo1@bis.gov.in • वेबसाईट/Website : www.bis.gov.in

Our Ref: DLBO-I/ENF/G-24/2024-25/ P- 17 887

Date: 16.07.2024

Subject: Request for Deployment of Armed Police Personnel for protection of BIS Investigating Team to conduct Search & Seizure under the provision of BIS Act, 2016.

To,

The Deputy Commissioner of Police South Delhi -110076



Dear Sir,

You may be aware that under the provisions of BIS Act, 2016 use of Standard Mark/hallmark without a valid License/registration from BIS as well as violation of quality control orders of government of India are offences punishable under this Act.

2. We have source information that violation of various sections of BIS Act, 2016 is taking place in different located four outlets situated in the area (Sangam Vihar South Delhi - 110062) under your jurisdiction. Such misuse of BIS standard mark of are violation of various sections of BIS Act, 2016, which is punishable under Section 29 of BIS Act, 2016 and BIS officers have been empowered to carry out Search & Seizure/Investigation under Section 28 of BIS Act, 2016. Accordingly, detailed investigation and search and seizure operation has been planned on 18.07.2024.

3. In order to ensure personal protection of the team of investigating officers, BIS request you to kindly deploy\*04 armed police personnel including\*02 lady police personnel to assist the each team. As the matter is of high confidentiality and in order to avoid any likely leakage of this information, the product under misuse and the name and address of the factory is being kept confidential and is not being disclosed which you very well appreciate.

4. In this context, it is worth mentioning that BIS has been receiving such cooperation and assistance from the Delhi Police in the past on a regular basis, which is highly commendable and appreciated in the larger public interest.

Thanking you,

Yours faithfully,

(Jitender Kumar) Scientist E/Director & Head DLBO-I

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#### BUREAU OF INDIAN STANDARDS

#### DLB()-1

#### Report of Discreet Visit

Complaint Number: P-17021

Date of visit: 16-05-2024

Background: Complaint is regarding alleged misuse of ISI mark by M/s Shyam Enterprises as the complainant has informed that the said firm is marking the product even after expiry of its license.

#### Observation:

Upon visit to the address provided in the complaint i.e. K1292/19, Sangam Vihar, South Delhi work related to helmet was observed.

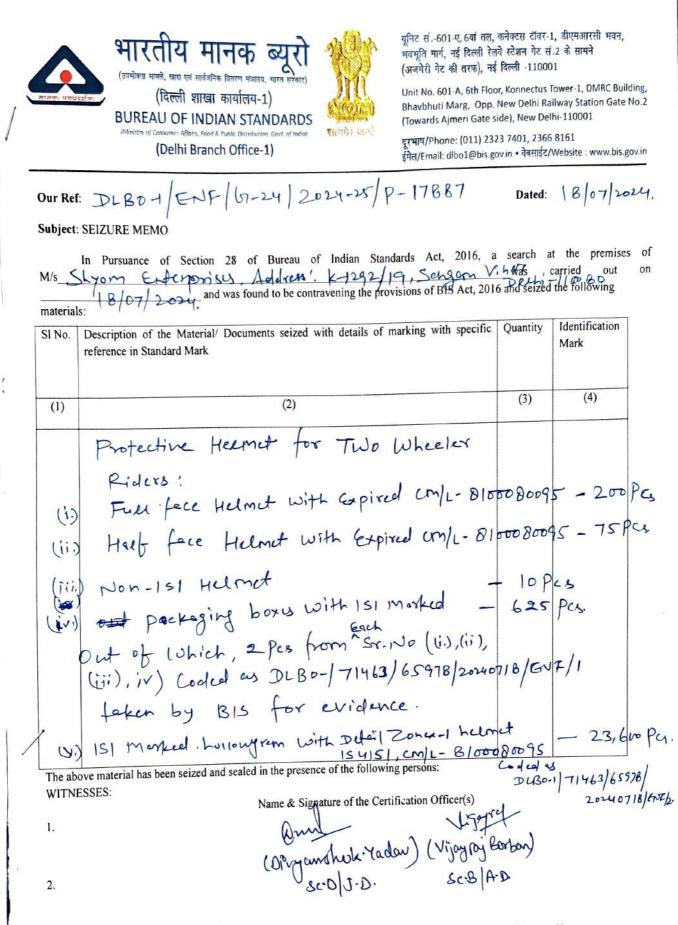
#### Conclusion:

Possible violation of BIS Act 2016 was observed during the discreet visit.

200/

Pawan Kumar Scientist-C

Head (DLBO-I)



(Signatures, name and address of the person In-charge of the premises searched for receiving this letter after search).

K-

Sangamuihan www. pelus Robit Gupton. 8766202552 Robit Gupton.



Our Ref: DLB of The flow 2014-25/P-17887 Date: |B|07 prove Subject: Search & Seizure Operation on To M/s. Shyam Euforphises Shri k - 1292/19, Songern Viher South Deehi - 110080. Sir,

The article(s) as detailed below have been seized today from the aforesaid premises vide Seizure Memo No. DUB14CNF/L-201947 Bated 18/07/2019 at 13:000 hrs. (Time) while carrying out search & seizure operation, under the provisions of BIS Act, 2016.

2. The article(s) have been seized in pursuance to Section 28 at of the Bureau of Indian Standards Act, 2016, which empowers the BIS Certification Officer(s) to seize such goods or article and other material and documents which, in his opinion will be useful for, or relevant to any proceedings under this Act:

Identification Description of the Material/ Documents seized with details of marking with specific Quantity SI Mark No reference in Standard Mark (Approx.) protective helmet for Two wheeles Riders i) Free face Helmet with capited cm/L-81000 80095 - 198 pc3 (1) Hout face helmet with coopired CM/L-81000 Dorgs - 73 PCs (11) Non-151 Helmet \_\_\_\_\_ & Pc (1) peckaging Boxes with 151 moreked \_\_\_\_\_ 623 pcs 8 PCA. Coded as: DLB0+ 71463 65978 20240718 = NF13.

3. You are hereby advised in your own interest, that the seized article(s) as detailed above is not removed, part with or otherwise dealt with, except with the previous permission of the undersigned (Certification Officer). Please note that any such action on your part shall further amount to contravention of Section 28 of BIS Act, 2016 and Section 206 of IPC, 1860 for Breach of Trust/Criminal Intimidation.

Name of Certification Officer: Designation:

(Divanshuk. Yodav) (Vijay Roj Barban) Se D J.D. Se B [A.D. Copy succind.

(Jelillang)

Robit Gupton .

8766202537

REGD. No. D. L.-33004/99



सी.जी.-डी.एल.-अ.-26112020-223349 CG-DL-E-26112020-223349

> असाधारण EXTRAORDINARY

भाग II—खण्ड 3—उप-खण्ड (ii) PART II—Section 3—Sub-section (ii)

प्राधिकार से प्रकाशित PUBLISHED BY AUTHORITY

सं. 3747] नई दिल्ली, बृहस्पतिवार, नवम्बर 26, 2020/आग्रहायण 5, 1942 No. 3747] NEW DELHI, THURSDAY, NOVEMBER 26, 2020/AGRAHAYANA 5, 1942

#### सड़क परिवहन और राजमार्ग मंत्रालय

आदेश

नई दिल्ली, 26 नवम्बर, 2020

का.आ. 4252(अ).— केन्द्रीय सरकार भारतीय मानक ब्यूरो अधिनियम, 2016 (2016 का 11) की धारा 17 और धारा 25 की उपधारा (3) के साथ पठित धारा 16 की उपधारा (1) और (2) द्वारा प्रदत्त शक्ति का प्रयोग करते हुए, भारतीय मानक ब्यूरो से परामर्श करने के पश्चात, यह मत है कि लोकहित में ऐसा करना आवश्यक या समीचीन है, निम्नलिखित आदेश जारी करता है, अर्थात् -

 संक्षिप्त शीर्षक और प्रारंभ-(1) इस आदेश का संक्षिप्त नाम दुपहिया वाहन धारकों के लिए हेलमेट (गुणवत्ता नियंत्रण) आदेश, 2020 है।

(2) यह 1 जून, 2021 से प्रवृत्त होगा।

2. मानक चिन्हों का अनिवार्य उपयोग-सारणी के स्तम्भ (1) में विनिर्दिष्ट माल और वस्तु और सारणी के स्तम्भ (2) में विनिर्दिष्ट भारतीय मानक के संगत होगा और उसमें बीआईएस (अनुरूपता मूल्यांकन) विनियम, 2018 की अनुसूची-II की योजना–I के अनुसार भारतीय मानक ब्यूरों से एक अनुज्ञप्ति के अधीन मानक चिन्ह अंकित होगा।

परंत कि इस आदेश का कुछ भी निर्यात के लिए विनिर्दिष्ट माल और वस्तु पर लागू नहीं होगा ।

 प्रमाणन और प्रवर्तन प्राधिकारीः- सारणी के स्तम्भ (1) में विनिर्दिष्ट मालों और वस्तुओं के संबंध में भारतीय मानक ब्यूरो प्रमाणन और प्रवर्तन प्राधिकरण होगा।

5787 GI/2020

(1)

#### सारणी

माल और वस्तु	भारतीय मानक	भारतीय मानक का शीर्षक
(1)	(2)	(3)
दोपहिया सवारियों के लिए हेलमेट	आईएस 4151:2015	दोपहिया सवारियों के लिए सुरक्षा हेलमेट

टिप्पण: ब्यूरो द्वारा यथा अधिसूचित भारतीय मानक का नवीनतम संस्करण, उसमें समय समय पर जारी संशोधनों सहित, ऐसी अधिसूचना की तारीख से लागू होगा।

[सं. आरटी-11012/07/2012-एमवीएल]

प्रियांक भारती, संयुक्त सचिव

#### MINISTRY OF ROAD TRANSPORT AND HIGHWAYS ORDER

New Delhi, the 26th November, 2020

S.O. 4252(E).—In exercise of the powers conferred by sub-sections (1) and (2) of section 16 read and sub-section (3) of section 25 of the Bureau of Indian Standards Act, 2016 (11 of 2016), the Central Government, after consulting the Bureau of Indian Standards, is of the opinion that it is necessary or expedient so to do in the public interest, hereby makes the following Order, namely:-

1. Short title and commencement. - (1) This Order may be called the Helmet for riders of Two Wheeler Motor Vehicles (Quality Control) Order, 2020.

(2) It shall come into force with effect from 01<sup>st</sup> June 2021.

2. Compulsory use of Standard Mark.- Goods or articles specified in column (1) of the Table shall conform to the corresponding Indian Standard specified in column (2) of the said Table and shall bear the Standard Mark under a license from the Bureau of Indian Standards as per Scheme-I of Schedule-II of BIS (Conformity Assessment) Regulations, 2018:

Provided that nothing in this Order shall apply to goods and articlesmeant for export.

3. Certification and Enforcement Authority.-The Bureau of Indian Standards shall be the certifying and enforcing authority for the goods or articles specified in the column (1) of the Table.

Goods and articles	Indian Standard	Title of Indian Standard			
(1)	(2)	(3)			
Helmet for riders of Two Wheeler Motor Vehicles	IS 4151: 2015	Protective Helmet forTwo Wheeler Riders			

TA	R	L	E
10		-	-

Note: The latest version of Indian Standards including the amendments issued thereof, as may be notified by the Bureau from time to time, shall apply from the date of such notification.

[No. RT-11012/07/2012-MVL] PRIYANK BHARTI, Jt. Secy.

2







यूनिट सं.-601-ए.6वां तल, कनेक्टस टॉवर-1, डीएमआरसी भवन, भवभूति मार्ग, नई दिल्ली रेलवे स्टेशन गेट सं.2 के सामने (अजमेरी गेट की तरफ), नई दिल्ली -110001

Unit No. 601-A, 6th Floor, Konnectus Tower-1, DMRC Building, Bhavbhuti Marg, Opp. New Delhi Railway Station Gate No.2 (Towards Ajmeri Gate side), New Delhi-110001

दूरभाष/Phone: (011) 2323 7401, 2366 8161 ईमेल/Email: dlbo1@bis.gov.in • वेबसाईट/Website : www.bis.gov.in

### Authorization to conduct Investigation, Search & Seizure

#### Ref: DLBO-I/ENF/G-24/2024-25/P-17887

Date: 18.07.2024

Subject: Authorization to Conduct Investigation, Search & Seizure.

M/s. Shyem Enterprises K-1292, heli No-19, Sanger Viher Neul Deehi - 110080 (South Deehi)

Dear Sir,

Bureau of Indian Standards (herein after referred as The Bureau) has authentic information and reason to believe that violation of BIS Act, 2016 is taking place in your premises.

1. I am hereby authorizing the following officials of this Bureau to undertake investigation and search of your premises on **18.07.2024**, in pursuance of Section 28 of BIS Act, 2016:

- 1. Divyanshu Kr.Yadav, Scientist D-Team Leader
- 2. Vijayraj Barbar, Scientist B
- 3. Rajat Naruka, SSA
- 4. Himalaya, DEO
- 5. Rambir Singh, Sr. MTS

2. It may be pertinent to mention that all members, officers and other employees of the Bureau shall be deemed, when acting or purporting to act in pursuance of any of the provisions of BIS Act, 2016, to be public servants within the meaning of section 21 of the Indian Penal Code (45 of 1860).

3. You are requested to kindly cooperate with the above named officials and assist them in discharge of public functions.

Yours faithfully

Place:

(Jitender Kumar) Scientist E/Director & Head DLBO-I





(Delhi Branch Office-1)



यूनिट सं.-601-ए, 6वां तल, कनेक्टस टॉवर-1, डीएमआरसी मवन, भवभूति मार्ग, नई दिल्ली रेलवे स्टेशन गेट सं.2 के सामने (अजमेरी गेट की तरफ), नई दिल्ली -110001

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दूरभाष/Phone: (011) 2323 7401, 2366 8161 ईमेल/Email: dlbo1@bis.gov.in • वेबसाईट/Website : www.bis.gov.in

# Our Ref: DLBO-I/ENF/G-24/2024-25/P-17987

#### Date: - 16.07.2024

Subject: Request for Deployment of Armed Police Personnel for protection of BIS Investigating Team to conduct Search & Seizure under the provision of BIS Act, 2016.

To.

The SHO Sangam Vihar Delhi - 110062

Dear Sir.

You may be aware that under the provisions of BIS Act, 2016 use of Standard Mark/hallmark without a valid License/registration from BIS as well as violation of quality control orders of government of India are offences punishable under this Act.

2. We have source information that violation of various sections of BIS Act, 2016 is taking place in different located four outlets situated in the area (Sangam Vihar South Delhi - 110062) under your jurisdiction. Such misuse of BIS standard mark/ violation of quality control order of are violation of various sections of BIS Act, 2016, which is punishable under Section 29 of BIS Act, 2016 and BIS officers have been empowered to carry out Search & Seizure/Investigation under Section 28 of BIS Act, 2016. Accordingly, detailed investigation and search and seizure operation has been planned on 18.07.2024.

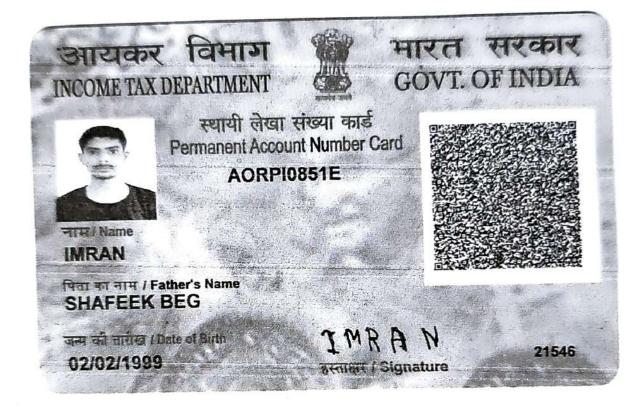
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4. In this context, it is worth mentioning that BIS has been receiving such cooperation and assistance from the Delhi Police in the past on a regular basis, which is highly commendable and appreciated in the larger public interest.

Thanking you,

(Jitender Kumar) Scientist E/Director & Head DLBO-I





#### Bureau of Indian Standards

DLBOH ENF/G-24/2024-55/P-17887 which the search & Soinwards  $P_{1}$ Our Ref: Date of Search & Seizure:

Premises at which the search & Seizure conducted: 10/5. Shyam Enterprises in the presence of following persons: K - 1292/19, Sayam Whore South Delhi-11080.

#### **BIS Personnel**

Sr. No.	Name	Department	Designation	Signature
01	Divershy kn K	plus DLB0-1	SC-D	amt
02		hor DLBOY	SC-B	Vijyer
03	Porcet Denix		SSA	R7t
04	himalys	PLBOY	DEO	Himalayer
05	Rembix Singh	ST-MTS (DLB	201)	Rambotes
06	, 0			

#### POLICE PERSONNEL

Sr. No.	Name .	Police Station	Designation	Signature
01	Ghorshyam	S'GI.V'	H C ·	D-
02				
03				
04				

#### NIDEDENDENT WITNESSES

	Name with Firm's	Address	Designation	Signature
Sr. No.	name H		21	
01	Handlin	K19/1292	Habit	Boult
02 ·	It's Paral	218/1282	mar 2	सोंग रिंग्रेग

