

JHARKHAND LEGISLATIVE (REMOVAL OF. DISQUALIFICATIONS) ACT,2006

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3. Removal of Disqualifications for A person shall not be and shall be deemed never to have been disqualified for being Chosen as, or for being, member of the Jharkhand Legislative Assembly by reason only of the fact that he holds any of the offices being offices of profit, mentioned in the Schedule. Determination of question arising after the commencement of the Act--any question arising after the commencement of this Act as to any office being an office of profit under India or the Government of the State shall be determined if the provisions of this Act been in force at all material dates. 29 5 4. 5. 6. 7. 8, 9. 10. 11 12

13. Part I of Schedule Speaker and Deputy Speaker of the Jharkhand Legislative Assembly, including with the office of the acting Speaker under Clause 180 of the Constitution of India The Offices of Minister, State Minister and Deputy Minister. The Office of Parliamentary Secretary. Advocate General. Government Pleader. Public Prosecutor defined as in the Code of Criminal Procedure Code 1973 Official Receiver appointed under the Provincial Insolvency Act, 1920 (5 of 1920). The office of the Chief Whip, Deputy Chief Whip and Whip of the [Align Party and the post of Whip of the recognized member in opposition Party in the Assembly: Any office in the National Cadet Corps; of the Territorial Army. Any office in the Auxiliary Air Force or the Air Defence Reserve raised under the Reserve and Auxiliary Air Forces Act; 1952 (62 of 1952). The offices of the Chairman or member of any Committee or central or a State Government or by a servant to the Government; provided that the Chairman or any member of such Committee or body. shall not receive any remuneration other than compensatory allowance. Explanation For the purpose of this item "compensatory allowances" shall mean- (a) The travelling allowance, daily allowance, or any allowance in the shape of honorarium, which is to the holder of the office for purpose of reimbursing the person's expenditure incurred by him in attending the meetings of the committee or body or performing any other functions as the holder of the said office; and (b) The allowance of quarter and the provision for conveyance, and such other facilities, privileges and, amenities to the holder of the office or cash payment in lieu thereof as the State Government, the Board or the managing authority of the committee or the body, as the case may be, may, by order made in this behalf, on such terms and conditions as may be mentioned therein, from time to time, determine. For the purpose of the term, 'body' shall mean and include, Explanation (i) Corporation, Tribunal, Board, Commission and Authority. Any office under or in the management of whose controlled has vested in the Central Government. Explanation-For the purpose of this clause, the expression "controlled business" and the word "insurer" shall have the meanings respectively assigned to them in the Life Insurance (Emergency Provisions) Act, 1956 (9 of 1956). The office of an agent of other like office of the Government or State Government for the purpose of effecting sales or, or collecting subscriptions towards, National Plan Certificate or such Commission as the Central Government may have fixed in this behalf for the purpose of the National Plan Certificate include- 12 year's National Savings Certificate. 10 year's National Plan Certificate; and any other savings certificate or Government Securities notified as such by the Central Government. The office of the Leader of opposition in the Jharkhand Legislative Assembly. Chairman and Vice-Chairman or President and Vice-President Managing Director or Director of a Statutory Body, or a member of any committee by any of the aforesaid officer is called. Explanation-For the purpose of mentioned therein shall include any other office held jointly with office or any office held jointly with the office mentioned in item 15 in the schedule. (i) The office of a member of a Flood Guard constituted under any law (or which is being in force in any State. The office of Chairman or member of the Syndicate, Senate, Executive Committee, Council or Court of a University or any other body connected with a University. The office of the Vice Chancellor of any University, The

office of any honorary medical officer or honorary assistant medical officer in hospital under Government management. A person drawing his service pension, political pension or grant, or a charitable grant or commutation sum or a jagir, or any other grant. The office of an officer for any examination held by the Government or by the Union Public Service Commission or any State Public Service Commission, the office of the Chairman, Vice-Chairman, or Member of the Commission for Scheduled Castes and Scheduled Tribes appointed by the Government of India or the office of the Deputy Chairman of the Jharkhand State Planning Board constitutes the State Government.

