

Ek/;izns'k jkti=

(vlk/kkj.k)

izkf/kdkj ls izdkf'kr

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&&&&&&&&&& dzekad 746) Hkksiky]xq:okj]fnuakd 18 uoEcj 1999&dkfrZd 27]'kd
1921

[illegible][illegible]

Ek/;izns'k fo/kku lHkk lfpoky;

Hkksiky] fnukad 18 uoEcj 1999

dza-36475&fo/kku&99&e/;izns'k fo/kkulHkk fu;ekoyh ds fu;e 64 ds mica/kksa ds
iky u esa e/;izns'k xzke rFkk uxj j{kk lfefr fo/ks;d]1999 (dzekad 38 lu~ 1999) tks fo/kku
lHkk esa fnukad 18 uoEcj]1999 dks iqj%LFkkfir gqv k Fkk] tulk/kkj.k dh lwpuk ds fy;s
izdkf'kr fd;k tkrk gSaA

ds-ih-frokjh

lfpo

e/;izns'k fo/kku lHkk

e/;izns'k jkti=] fnukad 18 uoEcj 1999

e/; izns'k fo/ks;d

dzeakd 38 lu~ 1999

e/;izns'k xzke j{k k rFkk uxj lqj{k k lfefr fo/ks;d] 1999-

fo"k; lwph

[k.M&%

- 1- laf{kIkr uke]foLrkj vkSj izkjHHk-
2- ifjHkk"kk,a-
3- j{k k lfefr dk xBu-
4- Lfefr dk v/kh{k.k ljdkj esa fufgr gksxk-
5- iqfyl egkfun's'kd]iqfyl egkfujh{k d] jsat ds iqfyl egkfujh{k d rFkk iqfyl v/kh{k d
dh 'kfDr;ka 6- v/kh{k d] ftys dh j{k k lfefr;ksa dk xBu djsxk-
7- ftyk j{k k lfefr cksMZ-
8- j{k k lfefr;ksa ds lnL;ksa dh vgZrk-
9- fdLh j{k k lfefr dk lnL; ukekafdr fd;k tkuk-
10- eq[; j{k d dk ukefun's'ku-
11- Fkkuk rFkk ftyk j{k k vf/kdkjh dh lnLFkkiuk-
12- LknL;ksa rFkk vf/kdkfj;ksa ij fu;=a.k rFkk mudk izf'k{k.k
13- j{k k lfefr ds d`Rr rFkk drZO;-
14- izf'k{k.k
15- 'kfDr;ka] laj{k.k rFkk fu;=.k-
16- ukekadu ls gVk;k tkuk-
17- lnL; u jgus okys O;fDr;ksa }kjk izek.k&i= lefiZr djuk-
18- n.M-
19- j{k k lfefr ds lnL; yksd lsod gksxs-

20 LFkkuh; izkf/kdj.k ds lnL; cuus ds fy;s j{kk lfefr ds lnL; fujfgZr ugh gksxs-

21- fu;e cukus dh 'kfDr;ka-

e/; izns'k jkti=] fnukad 18 uoEcj 1999

e/; izns'k fo/ks;d

dzekad 38 lu~ 1999-

e/; izns'k xzke rFkk uxj lqj{kk lfefr fo/ks;d] 1999-

e/; izns'k jkt; esas 'kfra vkSj O;oLFkk cuk, j[kus ds fy;s xzke rFkk uxj j{kk lfefr;ksa dk xBu djus rFkk mudh 'kfDr;ka vkSj drZO;ksa dk mica/k djus gsrq fo/ks;d- Hkkjr x.kjkt; ds ipklosa o"kZ esa e/; izns'k fo/kku&e.My }kjk fuEu fyf[kr :i esa ;g vf/kfu;fer gksa&%

1- <u>laf{kIr uke foLrkj vkSj izkjaHk</u> (1) bl vf/kfu;e dk laf{kIr uke e/; izns'k xzke uxj j{kk lfefr vf/kfu;e 1999 gSa- (2) bldk foLrkj laiw.kZ e/; izns'k jkt; ij gSa- (3) ;g ,slh rkjh[k dks rFkk ,sls {ks=ksa ds fy;s izo`Rr gksxk ftls jkt;	laf{kIr uke foLrkj vkSj izkjaHk
2- <u>ifjHkk"kk,-</u> bl vf/kfu;e esa tc rd lanHkZ ls vU;Fkk visf{kr u gksl& (d)^^lidki** ls vfHkizsr gS] e/; izns'k ([k)^^j{kk lfefr dk lnL;,** las vfHkizsr gSa] /kkjk 9 ds v/khu ukekafdr dksbZ O;fDRk (x)^^v/kh{kd** ls vfHkizsr gS] iqfyl	ifjHkk"kk,-
3- <u>j{kk lfefr dk xBu</u> ljdkj] vf/klwpuk }kjk] fdlh Hkh v/kh{kd dks] mldh vf/kdkfjrk ds Hkhrj vkus okys ,sls {ks=ksa ds fy;s sa tSlk fd og vko';d le>sa] j{kk lfefr ds uke ls LosSfPNd fudk;ksa dk xBu djus ds laj{k.k lEifRr dh lqj{kk rFkk yksd O;oLFkk cuk. i[kus ds lac/k esa bl vf/kfu;e ds rFkk mlds v/khu cuk. x:s	j{kk lfefr dk xBu
4- <u>j{kk lfefr dk v/kh{k.k ljdkj esa fufgr gksxk</u> j{kk lfefr dk v/kh{k.k] lEiwp.kZ jkt; esa] fufgr gS rFkk mlds {kjk iz;ksDrO; gS rFkk j{kk lfrfr ds fdlh lnL; ij fdlh vf/kdkjh	j{kk lfefr dk v/kh{k.k ljdkj esa fufgr gksxk
5- <u>iqfyl egkfun'skd] iqfyl egkfujh{kd jsat ds iqfyl egkfujh{kd rFkk iqfyl v/kh{kd dh 'kfDr;ka]</u> (1) jkt; iqfyl ds egkfun'skd rFkk egkfujh{kd] jkt; dh leLr j{kk lfefr;ksa ds izeq[k gksaxas rFkk mu ij fu;a=k j[ksxsa A (2) v/kh{kd] j{kk lfefr;ksa dk ml {ks= dk izeq[k gksxk] ftlds fd fy;s og v/kh{kd ds :i esa fu;qfDRk fd;k x;k gSa] (3) fdlh Hkh {ks= esa j{kk lfefr;ksa dk iz'kklu mu {ks=kas ij	iqfyl egkfun'skd] iqfyl egkfujh{kd jsat ds iqfyl egkfujh{kd rFkk
6- <u>v/kh{kd ftys dh j{kk lfefr;ksa dk xBu djsxk -</u> /kkjk 3 ds vk/khu vf/klwpuk ds tkjh gksus ij v/kh{kd j{kk lfefr;ksa dk xBu djsxk ftys dh O;fDr gksaxas tSlk fd fofr dh;k tk;s -	v/kh{kd ftys dh j{kk
7- <u>ftyk j{kk lfefr cksMZ</u> izR;sd ftys esa ,d j{kk lfefr cksMZ gksxk tks ftys ds izHkkjh ea=h ds v/;{k ds :i esa ftys ds dysDVj vkSj v/kh{kd tks dh cksMZ ds lnL; lfpo gksxsa	ftyk j{kk lfefr cksMZ
8- <u>j{kk lfefr;ksa ds lnL;ksa dh vkgZrk</u> fdlh xzke @ ifj{kS= esa dk 20 vkSj 45 o"kZ dh vk;q ds chp dk rFkk fuokl djus okyk izR;sd O;fDr tks bl vf/kfu;e ds v/khu fd;s tkus okys drZO;ksa rFkk d'R;ksa dh izd'fr dk /;ku j[krs gq, lnL; gksus dk bPNqd gks rFkk 'kkihfid :i ls Bhd rFkk lEfkZ oks fks=- ds fy;s vfr dh xbZ j{kk lfefr ds nk.Mhd U;k;ky; esa fdlh vijkf/kd izdj.k esa fopkj/khu O;fDr gSa j{kk lfefr ds lnL; ds :i esa ukekafdr fd;s tkus ds fy;s ik= ugh gksxsa	j{kk lfefr;ksa ds lnL;ksa dh vkgZrk

9- <u>fdlh j{kk lfevr ds lnL; dk ukekfdv fd;k tkuk</u> (1) v/kh{kd fdlh O;fDr dk tks /kkjk 8 ds v/khu ik= gS fofgr izk:i esa j{kk lfevr ds lnL; ds :i esa ukekadu dj ldsxk ijUrq ,ls ukekaduksa resa vuqlwfpr tkfr;ksa eas vuqlwfpr tu tkfr;ksa efgykvska vkSj vYi la[;kdkksa dks lE;d izfrfuf/kRo fn;k tk;xk A (2) v/kh{kd j{kk lfevr ds izR;sd lnL; dks ukekadu i= tkjh djsxk tks ,ls izk:i esa gksxk fd tks fd fofgr fd;k tk;s rFkk rnksijh mls iznr dh xbZ 'kfDr;ka fo'ks"kkf/kdkj rFkk laj{k.k izklr gksxk rFkk og bl vf/kfu;e ds v/khu rFkk	fdlh j{kk lfevr ds lnL; dk ukekfdv fd;k tkuk A
10- <u>eq[; j{kd dk uke funsZ'ku</u> v/kh{kd izR;sd j{kk lfevr ds fy, vius fdlh ,d lnL; dks ee[; j{kd ds :i	eq[; j{kd dk uke funsZ'ku
11- <u>Fkkuk rFkk ftyk j{kk v/khdkjh dh inLFkkiuk</u> (1) fdlh iqfyl Fkkus dh LFkkuh; lhekvska ds Hkhrj j{kk lfevr;ksa ds funsZ'sk rFkk i;Zos{k.k ds ffy;s v/kh{kd fdlh iqfyl v/khdkjh dks tks lgk;d mi fujh{kd dh in JS.kh ls fuEu in JS.kh dk ugks fdlh Fkkus ds j{kk vf/kdkjh ds :i esa inLFk dj ldsxk A (2) fdlh ftvs esa fd j{kk lfevr ds funsZ'k rFkk i;Zos{k.k ds ffy;s v/kh{kd	Fkkuk rFkk ftyk j{kk v/khdkjh dh inLFkkiuk
12 <u>lnL;ks rFkk vf/kdkjh;ksa ij fu;a=.k rFkk mudk izf'k{k.k</u> j{kk lfevr;ksa ds lnL; rFkk /kkjk 10 rFkk 11 ds v/khu uke fufnZ"V;k inLFk fd;s x;s vf/kdkjh v/kh{kd ds funsZ'k rFkk fu;a=.k ds v/khu gksxsA A rFkk ,slk izf'k{k.k izklr djsxsA rFkk tc mUgS drZO; ds fy;s vkgwr fd;k tk;s	lnL;ks rFkk vf/kdkjh;ksa ij fu;a=.k rFkk mudk izf'k{k.k
13- <u>j{kk lfevr ds d`R; rFkk drZO;</u> j{kk lfevr ds lnL; fuEu fyf[kr d`R;ksa rFkk drZO;ksa dk fuokZgu djsaxs %& (d) mu xzkeksa vksj {kS=ksa dh tks mUgS leuqnsf'kr fd;s tk;sa pksdlh djuk A ([k] vij/k ds fuokj.k ds iz;kstu ds fy;s igjk nsuk A (x) O;fDr;ksa rFkk lEifRr dk laj{k.k djuk (?k) yksd O;oLFkk rFkk 'kkfr cuk;s j[kus ds fy;s tc vko';drk gks lkekU; iqfyl dh lgk;rk djuk (M) ,sls vU; drZO;ksa dk ikyu djuk tsls fd jkT; ljdkj ;k v/kh{kd }kjk mUgS le; le; ij lefunZsf'kr fd;k tk, (n) mn~?kksf'kr viik/kh rFkk Oiki viik/kh dks fxiOrki diuk ,sls (t) izkd`ffrd vkink ls lacaf/kr cpko rFkk jkgr dk;kZs es iqfyl dh vko':d lgk;rk diuk	j{kk lfevr ds d`R; rFkk drZO;
14 <u>izf'k{k.k</u> iqfyl egkfun'skd ;k bl fufeR; mlds }kjk izkf/kd`r dksbZ iqfyl vf/kdkjh ;k v/kh{kd fdlh j{kk lfevr ds fdlh lnL; dks izf'k{k.k ds fy;s ;k bl vf/kfu;e rFkk mlds v/khu cuk;s x;s fu;eksa ds mi ca/kksa ds vuqlkj mUgS leqfun'sf'kr	izf'k{k.k
15- <u>'kfDr;ka] laj{k.k rFkk fu;a=.k</u> (1) j{kk lfevr ds izR;sd lnL; dks tc mUgS drZO; ds fy;s vkgwr fd;k tk, iqfyl vf/kfu;e 1861 (1861 d la-5) ds v/khu iqfyl vf/kdkjh ds :i esa ogh 'kfDr;ka] ftEesnkfj;ka fo'ks"kkf/kdkj rFkk laj{k.k izklr gksxs (2) j{kk lfevr ds fdlh Hkh lnL; ds fo:) dksbZ vfHk;kstu ,sls lnL; ds :i esa mldh 'kfDr;ksa ds iz;ksx rFkk drZO;ksa ds fuokZgu djus esa fd xbZ ;k	'kfDr;ka] laj{k.k rFkk
16- <u>ukekadu ls gV;k;k tkuk</u> v/kh{kd j{kk lfevr ds fdlh ,sls lnL; dk uke ukekadu ls gV;k ldsxk tks /kkjk 14 ds v/khu vkgwr fd;s tkus ij;qfDr;qDr dj.k ds fcuk ,ls vkns'k dh mis{kk djrk gS ;k mldk ikyu djus ls badkj djrk gS ;k j{kk lfevr ds lnL; ds :i esa mlds d`R;ksa dk fuokZgu djus es mis{kk djrk gS ;k mudk fuokZgu djus	ukekadu ls gV;k;k tkuk

17- <u>lnL; u jgus okys O;fDr;ksa }kjk izek.k i= lefiZr djuk</u> (1) izR;sd O;fDr tks fdlh dkj.k ls fdlh j{kk lfefr dk lnL; u jgS ;k og viuh lnL;rk ls R;kx i= nsnsrk gS v/kh{kd dks ;k ,ls O;fDr dks rFkk ,ls LFkku ij tSls fd v/kh{kd funZs'k ns viuk ukekadu izek.k i= vk;q) ;k vU; oLrq;sa tks fd mls ,ls lnL; ds :i esa tkjh dh xbZ gksa rRdky lefiZr djsxk (2) tc j{kk lfefr ds fdlh lnL; dh e`R;q gks tkrh gS rc dksbZ O;fDr ftdh vfHkj{kk esa mi /kkjk (1) esa fufnZ"V ukekda u izek.ki= vk;q) rFkk oLrq, gks tks mDr lnL; dks nh xbZ gSa v/kh{kd dks ;k ,ls O;fDr dks ;k ,ls LFkku ij tSls dh v/kh{kd funsZ'k ns mDr ukekadu izek.k i= rFkk vk;q) rFkk oLrq;sa rqjar lefiZr djsxk (3) dksbZ eftLV^asV rFkk v/kh{kd tc dHkh ;g ikrs gSa dh mi /kkjk (1) ;k mi/kkjk (2) }kjk visf{kr dksbZ izek.k i= vk;q) ;k vU; oLrq;sa lefiZr ugh dh	lnL; u jgus okys O;fDr;ksa }kjk izek.k i= lefiZr djuk
18- <u>n.M</u> (1) ;fn j{kk lfefr dk dkbZ lnL; /kkjk 17 dh mi/kkjk (1) ds mica/kksa ds vuqlkj tkucq>dj izek.k& lk= rFkk vk;q/k ;k dkbZ vU; oLrq,a lefiZr djus esa mis{kk djrk gS ;k ,alk djus ls badkj djrk gS rks og nksflf) ij dkjokl ls] tks iUnzg fnu rd dk gks ldsxk ;k tqekZus ls] tks nks lksS ipkl :i;s rd gks ldsxk] ;k nksuks ls nf.Mr fd;k tk;sxk- (2) ;fn dksbZ O;fDr /kkjk 17 dh mi/kkjk (2) ds mica/kksa ds vuqlkj tkucq>dj izek.k& lk= rFkk vk;q/k ;k dkbZ vU; oLrq,a lefiZr djus esa mis{kk	n.M
19- <u>j{kk lfefr ds lnL; yksd lsod gksaxsa-</u> hl vf/kfu:e ds v/khu dk:Z di ies i{kk lfefr ds lnL: Hkkirh: n.M lafgrk]1860(1860dk la-45) dh /kkjk 21 ds vFkZ ds varZxr yksd lsod le>s	j{kk lfefr ds lnL; yksd lsod gksaxsa
20- <u>LFkkuh; izkf/kdj.k ds lnL; cuus ds fy, i{kk ds lnL; fufgZr ugha rRle; izo`r fdlh vU; fof/k esa vUrfoZV fdlh izfrdwy ckr dsb gksrs gq, Hkh j{kk lfefr dk lnL; fdlh LFkkuh; izkf/kdj.k dk lnL; gksus ls dsoy bl rF; ds dkj.k ls fufgZr ugh gksxk fd og fdlh j{kk lfefr dk lnL; gS ;k fd og j{kk lfefr dk lnL; gksus ds vk/kkj ij ljdkj ds v/khu ykHk dk in /kkjk djrk gS- LiVhdj.k%& bl /kkjk ds iz;kstu ds fy;s **LFkkuh; izf/kdj.k^^ esa lEefyr gS</u>	LFkkuh; izkf/kdj.k ds lnL; cuus ds fy, j{kk lfefr ds lnL; fufgZr ugha gksaxsa-
21- <u>fu;e cukus dh 'kfDr;ka</u> (1) ljdkj]vf/klwpuk }kjk]bl vf/kfu;e ds iz;kstuxsa dks fdz;kZfUor djus ds fy, fu;e cuk ldsxh] (2) fof`k"Vr;k rFkk iwoZxkeh 'kfDr dh O;kidrk ij izfrdwy izHkko Mkys fcuk],sls fu;eksa esa fuEufyf[kr fo"k;ksa ds fy, mica/k gks ldsaxs ;k mudk fofue; fd;k tk ldsxk] vFkZkr~ %&  (d) ,ls d`R; ftudk fuoZgu rFkk ,sls drZO; ftudk ikyu /kkjk 3 ds v/khu j{kk lfefr }kjk fd;k tk;xk] ([k) og iz:I ftlesa /kkjk 9 dh mi/kkjk (2) ds v/khu ukeakdu izek.k &i= tkjh fd;k tk,xk] (x) j{kk lfer ds lnL;ksa dk laxBu]ukekadu]d`R; rFkk vuq`kklu rFkk og jhfr ftlesa mUGS drZO; ds fy, vkgwr fd;k tk ldsxk] (?k) /kkjk 12 ds v/khu eq[; j{kd]Fkkuk j{kk vf/kdkjh rFkk ftyk j{kk vf/kdkjh dh 'kfDr;ka]drZO; rFkk izf`k[k.k]vkSj (M+) lkekU;r% bl vf/kfu;e ds mica/kksa dks izHkko'khy cukus ds	fu;e cukus dh 'kfDr;ka

m}s';ksa vksSj dkj.kksa dk dFku

fu;fer iqfyl dks vijk/kksa dk fuokj.k vkSj mudk irk yxkus rFkk yksd O;oLFkk cuk;s j[kus ds vius dk;kZsa dks lkw.kZ djus ds fy, lq laxr tkudkj izklr djsus gsrq dqN fo'ks"k bartke djus dh vko';drk gksrh gsS- bl le; ukxfjdksa esa c< jgh tkx:drk ds dkj.k fodkl dh izfdz;k dks ldj cukus ds fy, 'kkafr cuk;s j[kus es bl leqnk; dh Hkkxhnkj vko';d gks xbZ gS- bl iz;ktu ds fy, jkT; ds Mkadw izHkkfor ftyksa eas 1956 esa j{kk lfefr dk ladYiuk 'kw: dh xbZ Fkh- ckn eas] 1956 esa jkT; ljdkj us ladYi }kjk jkT; ds 'ks"k ftyksa eas ,lh lfefr;ksa dk xBu fd;k Fkk- vc jkT; ljdkj us iqfyl lq/kkj lfefr dh lykg ij ;g fofu'p; fd;k gS fd iqfyl dh vf/kd n{krk ds fy, bl ladYiuk dk izHkkoh :I mi;ksx djus gsrq ,d fo/kku vf/kfu;fer fd;k tk,-

2- jkT; esa 'kkafr rFkk yksd O;oLFkk cuk, dj[kus esa leqnk; dh Hkkxxhnkj dh dks c<kus dh n`f"V ls ;g izLorkfor gS fd xzkeksa vkSj uxjksa esa ifjK{ks=ksa @ okMksZ esa j{kks lfefr ds :lk esa vkSipkfjd lajpuk l`ftr dh tk,-

3- vr% ;g fo/ks;d izLrqr gS-

Hkksiky%

rkfi[k 15 uoEci

uUn dqekj iVsy

Hkkjlk/kd lnL;

izR;k;ksftr fof/k fuekZ.k ds laca/k esa Kkiu

izLrkfor fo/ks;d ds [k.M 21 (2) esa (d) yxk;r (M+) ds izko/kkuksa es laca/k eas jkT;
ljdkj dks vf/klwpuk }kjk fu,e cuk;s tkus dh fo/kk;uh 'kfDr;ka izR;k;ksftr dh xbZ gsa- ftlds
rgr fufeZr fu,e lkekU; Lo:i ds gksxsa-

ds0ih0frokjh

lfpo

e/;izns'k

fo/kku lHkk

Ek/;izns'k jkti=
(vlk/kkj.k)

izkf/kdkj ls izdkf'kr

[illegible]

dzekad 746) Hkksiky]xq:okj]fnuakd 18 uoEcj 1999&dkfrZd 27]'kd
1921

[illegible]

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Ek/;izns'k fo/kku lHkk lfpoky;

Hkksiky] fnukad 18 uoEcj 1999

dza-36475&fo/kku&99&e/;izns'k fo/kkulHkk fu;ekoyh ds fu;e 64 ds mica/kksa ds
 ikyu esa e/;izns'k xzke rFkk uxj j[kk lfefr fo/ks;d]1999 (dzekad 38 lu~ 1999) tks fo/kku
 lHkk esa fnukad 18 uoEcj]1999 dks iqj%LFkkfir gqv k Fkk] tulk/kkj.k dh lwpu ds fy;s
 izdkf'kr fd;k tkrk gSaA

ds-ih-frokjh

lfpo

e/;izns'k fo/kku lHkk

e/;izns'k jkti=] fnukad 18 uoEci 1999

e/; izns'k fo/ks;d

dzeakd 38 lu~ 1999

e/;izns'k xzke j{kk rFkk uxj lqj{kk lfefr fo/ks;d] 1999-

fo"K; lwph

[k.M&%

- 1- laf{kIr uke]foLrkj vkSj izkjHHk-
- 2- ifjHkk"kk,a-
- 3- j{kk lfefr dk xBu-
- 4- Lfefr dk v/kh{k.k ljdkj esa fufgr gksxk-
- 5- iqfyl egkfun'skd]iqfyl egkfujh{kd] jsat ds iqfyl egkfujh{kd rFkk iqfyl v/kh{kd dh 'kfDr;ka 6- v/kh{kd] ftys dh j{kk lfefr;ksa dk xBu djsxk-
- 7- ftyk j{kk lfefr cksMZ-
- 8- j{kk lfefr;ksa ds lnL;ksa dh vgZrk-
- 9- fdLh j{kk lfefr dk lnL; ukekafdr fd;k tkuk-
- 10- eq[; j{kd dk ukefun'sZ'ku-
- 11- Fkkuk rFkk ftyk j{kk vf/kdkjh dh inLFkkiuk-
- 12- LknL;ksa rFkk vf/kdkfj;ksa ij fu;=a.k rFkk mudk izf'k{k.k
- 13- j{kk lfefr ds d`Rr rFkk drZO;-
- 14- izf'k{k.k
- 15- 'kfDr;ka] laj{k.k rFkk fu;=.k-
- 16- ukekadu ls gVk;k tkuk-
- 17- lnL; u jgus okys O;fDr;ksa }kjk izek.k&i= lefiZr djuk-
- 18- n.M-
- 19- j{kk lfefr ds lnL; yksd lsod gksxs-
- 20 LFkkuh; izkf/kdj.k ds lnL; cuus ds fy;s j{kk lfefr ds lnL; fufgr ugh gksxs-
- 21- fu;e cukus dh 'kfDr;ka-

1- laf{kIr uke foLrkj vkSj izkjaHk

- (1) bl vf/kfu;e dk laf{kIr uke e/; izns'k xzke uxj j{kk lfefr vf/kfu;e 1999 gSa-
- (2) bldk foLrkj laiw.kZ e/; izns'k jkT; ij gSa-
- (3) ;g ,slh rkjh[k dks rFkk ,sls {ks=ksa ds fy;s izo`Rr gksxk ftls jkT;
ljdkj]vf/klwpuk }kjk] fofufnZ"V djs rFkk fHkUu&fHkUu rkjh[kksa fofufn"V

dh tk ldsxh- 2- ifjHkk"kk,-

bl vf/kfu;e esa tc rd lanHkZ ls vU;Fkk visf{kr u gks]&

- (d) ^^ljdkj** ls vfHkizsr gS] e/; izns'k ljdkj
- ([k) ^^j{kk lfefr dk lnL;** las vfHkizsr gSa] /kkjk 9 ds v/khu ukekafdr dksbZ

O;fDRk

- (x) ^^v/kh{kd** ls vfHkizsr gS] iqfyl v/kh{kd

3- j{kk lfefr dk xBu

ljdkj] vf/klwpuk }kjk] fdLh Hkh v/kh{kd dks] mldh vf/kdkfjrk ds Hkhrj vkus okys ,sls {ks=ksa ds fy;sa tSlk fd og vko'd le>sa] j{kk lfefr ds uke ls LosSfPNd fudk;ksa dk xBu djs ds laj{k.k lEifRr dh lqj{kk rFkk yksd O;oLFkk cuk, j[kus ds lac/k esa bl vf/kfu;e ds rFkk mlds v/khu cuk, x;s fu;eksa ds mic/kksa ds vuqlkj ,sls d`Rrksa vkSj drZO;ksa dk] tks mUgs lequqns'fkr fd;s tk;s] fuoZgu djsaxs-

4- j{kk lfefr dk v/kh{k.k ljdkj esa fufgr gksxk

j{kk lfefr dk v/kh{k.k]lEiw.kZ jkT; esa]fufgr gS rFkk mlds {kjk iz;ksDrO; gS rFkk j{kk lfrfr ds fdlh lnL; ij fdLh vf/kdkjh }kjk]iz;ksDrO;]dksbZ fu;a=.k]fun's'k rFkk l;Zos{k.k ,sls v/kh{k.k ds v;/khu jgs gqm iz;ksDrO; gksxkA

5- iqfyl egkfun'skd] iqfyl egkfujh{kd jsat ds iqfyl egkfujh{kd rFkk iqfyl v/kh{kd dh 'kfDr;ka] (1)

jkT; iqfyl ds egkfun'skd rFkk egkfujh{kd} jkT; dh leLr j{kk lfefr;ksa ds izeq[k gksaxas rFkk mu ij fu;a=.k j[ksaxsa A

(2) v/kh{kd} j{kk lfefr;ksa dk} ml {ks= dk izeq[k gksxk} ftlds fd fy;s og v/kh{kd ds :i esa fu;qfDRk fd;k x;k gSa]

(3) fdlh Hkh {ks= esa j{kk lfefr;ksa dk iz'kklu mu {ks=kas ij vf/kdkfjrk j[kus okys lacaf/kr jsat ds egkfujh{kd ds lkekU; fu;a=.k rFkk funsZ'k ds v?;k/khu jgrs gq, v/kh{kd esa fufgr gksxk -

6- v/kh{kd ftys dh j{kk lfefr;ksa dk xBu djsxk -

/kkjk 3 ds vk/khu vf/klwkpuk ds tkjh gksus ij v/kh{kd j{kk lfefr;ksa dk xBu djsxk ftues brus O;fDr gksaxas tSlk fd foghr dh;k tk;s -

7- ftyk j{kk lfefr cksMZ

izR;sd ftys esa ,d j{kk lfefr cksMZ gksxk tks ftys ds izHkkjh ea=h ds v/;{k ds :i esa ftys ds dysDVj vkSj v/kh{kd tks dh cksMZ ds lnL; lfpo gksxsa ls feydj cusxk A cksMZ j{kk lfefr ds lnL;ksa ds fo:) f'kdk;rksa dks lwusxk vkSj leqfpr fofu'p; ysxk A

8- j{kk lfefr;ksa ds lnL;ksa dh vkgZrk

fdlh xzke @ ifj{ks= esa dk 20 vkSj 45 o"nZ dh vk;q ds chp dk rFkk fuokl djus okyk izR;sd O;fDr tks bl vf/kfu;e ds v/khu fd;s tkus okys drZO;ksa rFkk d`R;ksa dh izd`fr dk /;ku j[krs gq, lnL; gksus dk bPNqd gks rFkk 'kkjhfd :i ls Bhd rFkk leFkZ gks {ks=- ds fy;s xfBr dh xbZ j{kk lfefr ds lnL; ds :i esa ukekadu ds fy;s ik= gksxk -

ijUrq ,ls O;fDr ftUgS fdlh vijkf/kd ekeys esa fl) nks"n Bgjk;k x;k gS ;k os fdlh nk.Mhd U;k;ky; esa fdlh vijkf/kd izdj.k esa fopkj/khu O;fDr gSa j{kk lfefr ds lnL; ds :i esa ukekfdr fd;s tkus ds fy;s ik= ugh gksxsa

9- fdlh j{kk lfefr ds lnL; dk ukekfdr fd;k tkuk

(1) v/kh{kd fdlh O;fDr dk tks /kkjk 8 ds v/khu ik= gS fofgr izk:i esa j{kk lfefr ds lnL; ds :i esa ukekadu dj ldsxk ijUrq ,ls ukekaduksa resa vuqlwfpr tkfr;ksa eas vuqlwfpr tu tkfr;ksa efgykvska vkSj vYi la[;kdksa dks lE;d izfrfuf/kRo fn;k tk;xk A

(2) v/kh{kd j{kk lfefr ds izR;sd lnL; dks ukekadu i= tkjh djsxk tks ,ls izk:i esa gksxk fd tks fd fofgr fd;k tk;s rFkk rnkisjh mls iznr dh xbZ 'kfDR;ka fo'ks"kkf/kdkj rFkk laj{k.k izklr gksxk rFkk og bl vf/kfu;e ds v/khu rFkk mlds }kjk ml ij vf/kjksfir fd;s x;s drZO;ksa dk j{kk

lfefr ds lnL; ds :i esa fuokZgu djsxk -

(3) xzke dksVokj vkSj iVsy tgka dgha Hkh os fu;qfDR fd;s x;s gksa j{kk lfefr ds lnL; gksaxs - 10- eq[; j{kd dk uke funsZ'ku

v/kh{kd izR;sd j{kk lfefr ds fy, vius fdlh ,d lnL; dks eq[; j{kd ds :i esa uke fufnZ"V djsxk ftldh 'kfDR;ka vkSj drZO; ,sls gksaxsa tks fd fofgr fd;s tk;sa

11-

Fkkuk rFkk ftyk j{kk v/khdkjh dh inLFkkiuk (1) fdlh iqfyl Fkkus dh LFkkuh; lhekvska ds Hkhrj j{kk lfefr;ksa ds funZ'sk rFkk i;Zos{k.k ds ffy;s v/kh{kd fdlh iqfyl v/khdkjh dks tks lgk;d mi fujh{kd dh in JS.kh ls fuEu in JS.kh dk ugks fdlh Fkkus ds j{kk vf/kdkjh ds :i esa inLFk dj ldsxk A

(2) fdlh ftys esa fd j{kk lfefr ds funsZ'k rFkk i;Zos{k.k ds fy;s v/kh{kd fdlh iqfyl v/khdkjh dks fujh{kd dh in JS.kh ls fuEu in JS.kh dk ugks ftyk j{kk v/khdkjh ds :i esa inLFk dj ldsxk 12 lnL;ks rFkk vf/kdkjh;ksa ij fu;a=.k rFkk mudk izf'k{k.k

j{kk lfefr;ksa ds lnL; rFkk /kkjk 10 rFkk 11 ds v/khu uke fufnZ"V; inLFk fd;s x;s vf/kdkjh v/kh{kd ds funsZ'k rFkk fu;a=.k ds v/khu gksxsa A rFkk ,slk izf'k{k.k izklr djsxsa rFkk tc mUgS drZO; ds fy;s vkgwr fd;k tk;s ,sls d`R;ksa rFkk drZO;ksa dk fuoZgu djsxa tSlk dh fofgr fd;k tk;s A

13- j{kk lfefr ds d`R; rFkk drZO;

- j{kk lfefr ds lnL; fuEufyf[kr d`R;ksa rFkk drZO;ksa dk fuokZgu djsaxs %&
 (d) mu xzkeksa vksj {kS=ksa dh tks mUgS leuqnsf'kr fd;s tk;sa pksdlh djuk A
 ([k) vijj/k ds fuokj.k ds iz;kstu ds fy;s igjk nsuk A
 (x) O;fDr;ksa rFkk lEifRr dk laj{k.k djuk
 (?k) yksd O;oLFkk rFkk 'kkfr cuk;s j[kus ds fy;s tc vko';drk gks lkekU; iqfyl dh lgk;rk djuk
 (M) ,sls vU; drZO;ksa dk ikyu djuk tsls fd jkT; ljdkj ;k v/kh{k d }kjk mUgs le; le; ij lefunZsf'kr fd;k tk,
 (p) mn~?kksf'kr vijj/kh rFkk Qjkj vijj/kh dks fxjQrkj djuk ,sls fxjQrkj O;fDr;ksa dks fcuk foyac ds fudVLFk iqfyl Fkkuk @ okg Fkkuk ij is'k djuk
 (N)

lafnX?k nq"kpj= O;fDr;ksa ds laca/k esa tkudkj nsuk (t) izkd`ffrd vkink ls lacaf/kr cpko rFkk jkgr dk;kZs es iqfyl dh vko';d lgk;rk djuk 14 izf'k{k.k} iqfyl egkfun'skd ;k bl fufeR; mlds }kjk izkf/kd`r dksbZ iqfyl vf/kdkjh ;k v/kh{k d fdlh j{kk lfefr ds fdlh lnL; dks izf'k{k.k ds fy;s ;k bl vf/kfu;e rFkk mlds v/khu cuk;s x;s fu;eksa ds mi ca/kksa ds vuqlkj mUgS leqfun'sZf'kr fd;s x;s fdUgh d`R;ksa ;k drZO;ksa dk fuokZgu djs ds fy;s vkgr dj ldsxk 15- 'kfDr;ka] laj{k.k rFkk fu;a=k

(1) j{kk lfefr ds izR;sd lnL; dks tc mUgS drZO; ds fy;s vkgqr fd;k tk, mUgS iqfyl vf/kfu;e 1861 (1861 d la-5) ds v/khu iqfyl vf/kdkjh ds :i esa ogh 'kfDr;ka] ftEesnkfj;ka fo'ks"kkf/kdkj rFkk laj{k.k izklr gksxs

(2) j{kk lfefr ds fdlh Hkh lnL; ds fo:) dksbZ vfHk;kstu ,sls lnL; ds :i esa mldh 'kfDr;ksa ds iz;ksx rFkk drZO;ksa ds fuokZgu djs esa fd xbZ ;k fd;s tkus ds fy;s rkfr;Zr fdlh ckr ds laca/k es v/kh{k d dh iwoZ eatqjh ds f'kok; laLFkr ugh fd;k tk;xk

16- ukekadu ls gV;k;k tkuk

v/kh{k d j{kk lfefr ds fdlh ,sls lnL; dk uke ukekadu ls gV;k ldsxk tks /kkjk 14 ds v/khu vkgwr fd;s tkus ij ;qfDr;qDr dj.k ds fcuk ,ls vkns'k dh mis{kk djrk gS ;k mldk ikyu djs ls badkj djrk gS ;k j{kk lfefr ds lnL; ds :i esa mlds d`R;ksa dk fuokZgu djs es mis{kk djrk gS ;k mudk fuokZgu djs ls badkj djrk gS ;k vius drZO;ksa dk vuqiky djs ds fy;s fn;s x;s fdlh fof/kiw.kZ vkns'k ;k funsZ'k dk ikyu djs esa mis{kk djrk gS ;k mldk ikyu djs ls badkj djrk gS

17- lnL; u jgus okys O;fDr;ksa }kjk izek.k i= lefiZr djuk

(1) izR;sd O;fDr tks fdlh dkj.k ls fdlh j{kk lfefr dk lnL; u jgS ;k og viuh lnL;rk ls R;kx i= nsnsrk gS v/kh{k d dks ;k ,sls O;fDr dks rFkk ,sls LFkku ij tSls fd v/kh{k d funZ's'k ns

viuk ukekadu izek.k i= vk;q) ;k vU; oLrq;sa tks fd mls ,ls lnL; ds :i esa tkjh dh vb7 oksa rRdkv lefiZr dievk

(2) tc j{kk lfefr ds fdlh lnL; dh e`R;q gks tkrh gS rc dksbZ O;fDr ftdh vfHk;jk (1) esa fufnZ"V ukekda u izek.k i= vk;q) rFkk oLrq, gks tks mDr lnL; dks nh xbZ gSa v/kh{k d dks ;k ,ls O;fDr dks ;k ,sls LFkku ij tSls dh v/kh{k d funsZ'k

(3) dksbZ eftLV^asV rFkk v/kh{k d tc dHkh ;g ikrs gSa dh mi /kkjk (1) ;k mi/kkjk dksbZ izek.k i= vk;q) ;k vU; oLrq;sa lefiZr ugh dh xbZ gSa rks os mudh ryk'kh rFkk mudk vf/kxzg.k djs ds fy;s okjaV tkjh dj ldsaxsa bl izdkj tkjh fd;k x;k izR;sd okjaV n.M izfdz;ka lfgark 1973 (1974 d l- 2) ds micaU/kksa ds vuqlkj fdlh iqfyl vf/kdkjh }kjk ;k ;fn okajV tkjh djs okys eftLV^asV ;k v/kh{k d }kjk bl

18 n.M

(1) ;fn j{kk lfefr dk dkbZ lnL; /kkjk 17 dh mi/kkjk (1) ds mica/kksa ds vuqlkj

- izek.k& lk= rFkk vk;q/k ;k dkbZ vU; oLrq,a lefiZr djus esa mis{kk djrk gS ;k ,alk djus ls badkj djrk gS rks og nksfll ij dkjkokl ls] tks iUnzg fnu rd dk gks
- (2) ;fn dksbZ O;fDr /kkjk 17 dh mi/kkjk (2) ds mica/kksa ds vuqlkj tkucq>dj vk;q/k ;k dkbZ vU; oLrq,a lefiZr djus esa mis{kk djrk gS ;k ,alk djus ls badkj
- (3) dirk os rks og nksfll iil tnekZus lel tke ikan lkeS i.e rd oke ldsxkl le nf Mr mi/kkjk (1) ;k mi/kkjk (2) ds v/khu dksbZ Hkh dk;Zokgh v/kh{kd dh iwoZ ugha dh tk,xh-
- 19 if{kk lfefr ds lnL; yksd lsod gksaxsa-
bl vf/kfu;e ds v/khu dk;Z dj jgs j{kk lfefr ds lnL; Hkkjrh; n.M lafgrk]1860(1860dk la-45) dh /kkjk 21 ds vFkZ ds varZxr yksd lsod le>s tk,axs-
- 20 LFkkuh; izkf/kdj.k ds lnL; cuus ds fy, j{kk ds lnL; fufgrZr ugha gksaxas- rRle; izo`r fdlh vU; fof/k esa vUrfoZV fdlh izfrdwy ckr dsb gksrs gq, Hkh j{kk lfefr dk lnL; fdlh LFkkuh; izkf/kdj.k dk lnL; gksus ls dsoy bl rF; ds dkj.k ls fufgrZr ugh gksxk fd og fdlh j{kk lfefr dk lnL; gS ;k fd og j{kk lfefr dk lnL; gksus ds vk/kkj ij ljdkj ds v/khu ykHk dk in /kkjk.k djrk gS-
- 21 LiVhdi.k%& bl /kkik ds iz:kstu ds fv:s **LFkkuh: izf/kdi.k^^ esa lfEefvr gS dksbZ fu;e cukus dh 'kfDr;ka
- (1) ljdkj]vf/klwpuk }kjk]bl vf/kfu;e ds iz:kstuxsa dks fdz;kZfUor djus ds fy, fu;e ldsxh]
- (2) fof`k"Vr;k rFkk iwoZxkeh 'kfDr dh O;kidrk ij izfrdwy izHkko Mkys fcuk],sls fuEufyf[kr fo`k;ksa ds fy, mica/k gks ldsaxs ;k mudk fofue; fd;k tk ldsxk]
- (d) ,ls d`R; ftudk fuoZgu rFkk ,sls drZO; ftudk ikyu /kkjk 3 ds v/khu j{kk lfefr tk;xx]
- ([k) og iz:lk ftlesa /kkjk 9 dh mi/kkjk (2) ds v/khu ukeakdu izek.k &i= tkjh fd;k
- (x) j{kk lfer ds lnL;ksa dk laxBu]ukekadu]d`R; rFkk vuq`kklu rFkk og jhfr ftlesa fy, vkgwr fd;k tk ldsxk]
- (?k) /kkjk 12 ds v/khu eq[; j{kd]Fkkuk j{kk vf/kdkjh rFkk ftyk j{kk vf/kdkjh dh 'kfDr;ka]drZO; rFkk izf`k{k.k]vksj
- (M+) ldkHk%& bl vf/kfu;e ds mica/kksa dks izHkko`lhu cukus ds fy,]
- (3) bl vf/kfu;e ds v/khu cuk;k x;k izR;sd fu;e] muds cuk, tkus ds i'pkr~ fo/kku lHkk ds iVv ii ifkk tk.xk-m}s';ksa vksSj dkj.kksa dk dFku
- fu;fer iqfyl dks vijk/kksa dk fuokj.k vksj mudk irk yxkus rFkk yksd O;oLFkk cuk;s j[kus ds vius dk;kZsa dks lkw.kZ djus ds fy, lqlaxr tkudkj izkIr djsus gsrq dqN fo`ks"k bartke djus dh vko`;drk gksrh gS- bl le; ukxfjdxsa esa c< jgh tkx:drk ds dkj.k fodkl dh izfdz;k dks ldj cukus ds fy, 'kkafr cuk;s j[kus es bl leqnk; dh Hkkxhnhkj vko`;d gks xbZ gS- bl iz:kstu ds fy, jkT; ds Mkadw izHkkfor ftyksa eas 1956 esa j{kk lfefr dk ladYiuk 'kw: dh xbZ Fkh- ckn eas] 1956 esa jkT; ljdkj us ladYi }kjk jkT; ds 'ks"k ftyksa eas ,slh lfefr;ksa dk xBu fd;k Fkk- vc jkT; ljdkj us iqfyl lq/kkj lfefr dh lykg ij ;g fofu`p; fd;k gS fd iqfyl dh vf/kd n{krk ds fy, bl ladYiuk dk izHkkoh :I mi;ksx djus gsrq ,d fo/kku vf/kfu;fer fd;k tk,-
- 2- jkT; esa 'kkafr rFkk yksd O;oLFkk cuk, dj[kus esa leqnk; dh Hkkxhnhkj dks c<kus dh n`f"V ls ;g izLorkfor gS fd xzkeksa vksj uxjksa esa ifjK{ks=ksa @ okMksZ esa j{kk lfefr ds :lk esa vkSipkfjd lajpuk l`ftr dh tk,-
- 3- vr% ;g fo/ks;d izLrqr gS-
- Hkksiky% uUn dqekj iVsY
rkfi[k 15 uoEci Hkkjlk/kd lnL;
- izR;k;ksftr fof/k fuekZ.k ds laca/k esa Kkiu
- izLrkfor fo/ks;d ds [k.M 21 (2) esa (d) yxk;r (M+) ds izko/kkuksa es laca/k eas jkT; ljdkj dks vf/klwpuk }kjk fu;e cuk;s tkus dh fo/kk;uh 'kfDr;ka izR;k;ksftr dh xbZ gsa- ftlds rgr fufeZr fu;e lkekU; Lo:i ds gksxsa-

ds0ih0frokjh
lfpo
e/;izns'k fo/kku
lHkk

MADHYA PRADESH ADHINIYAM

NO.-- OF 2002

MADHYA PRADESH GRAM TATHA NAGAR RAKSHA DAL ADHINIYAM

2002

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MADHYA PRADESH BILL

No. OF 2002

THE MADHYA PRADESH GRAM TATHA NAGAR RAKSHA DAL ADHINIYAM 2002

[Received the assent of the Governor on the 2002:Assent First published in the An Act to provide for the constitution of the Gram Thtah Nagar Raksha Dal for the maintainence of peace and order in the State of Madhya Pradesh and their powers and duties.

Be if enacted by the Madhya Pradesh Legislature in the Fifty Second Year of the Republic of India as follows:-

01. SHORT TITLE EXTENT AND COMMENCEMENT

- (1) This Act may called the madhay Pradesh Gram Thtah Nagar Raksha Adhiniyam,2002,
- (2) It extends to the whole of the Madhya Pradesh,
- (3) It shall come into force in the whole of the state of Madhya Pradesh on the publication of this Act in the

Madhya Pradesh Gazette (Extraordinary) for the first

time.

02. DEFINITIONS

In this Act, unless the context otherwise requires,

(a) "Government" means the Government of Madhya Pradesh.

(b) "Members of a Raksha Dal" means a person enrolled under Section 6.

(c) "Gram Sabha" Means a Gram Sabha constituted under section 5-A of Madhya Pradesh Rajya Evam Gram Swaraj Adhiniyam, 1993 (No. 1 of the year 1994 and Amendment Act No. 3 of the Year 2001),

(d) "Mahalla Samiti" means a Mohilla Samiti constituted under section 3 of Madhya Pradesh Nagarpalika Mohilla Samiti.(constitution, Function, Powers and Procedure for conduct of Business) Rules, 2001

(e) "Superintendent" means the District Superintendent of Police.

03. CONSTITUTION OF RAKSHA DAL

Gram Shaba/Mohilla Samiti shall send a list of person to the extent to 125% of the required number to the Superintendent. The Superintendent shall consider the list the list and after excluding the name of ineligible, incompetent/unsuitable person shall constitute the Raksha Dal amongst the remaining names.

04. QUALIFICATION OF MEMBERS OF THE RAKSHA DAL

Every person between the age of 20 to 45 Years and residing in a village/mohilla and who, having regards to the nature of duties and functions to be performed under this Act, is willing to be a member, and is physically fit and capable, shall be eligible for enrollment as a member of the Raksha Dal.

Provided that such person who have been convicted in a criminal case or/are under trial in a court shall not be eligible to be enrollment as a member of Raksah Dal.

05. ENROLMENT OF MEMBER OF A RAKSHA DAL

(1) The Superintendent may enroll in the prescribed form
 nay person who is eligible under section 4 who has been
 nominated by Gram Sabha or Nagar Parishad.

Provided that in such enrollments due
 representation would be given to scheduled Castes,

scheduled Tribes, Women and the Minorities.

(2) The Superintendent shall issue a certificate of enrollment to every member of a Raksha Dal which shall be in such form as may be prescribed and thereupon he shall have the powers, privileges and shall discharge the duties protection conferred and imposed on him as a member of the Raksha Dal by or under this Act.

(3) The village Kotwar and patel wherever appointed will be the members of the Raksha Dal.

06. FUNCTION AND DUTIES OF RAKSHA DAL

The members of Raksja Dal shall perform the following functions and duties.

- (a) Keeping vigil in the village/mohallas assigned to them.
- (b) Patrolling for the purpose of prevention of crime.
- (c) Protection of persons and property.
- (d) Assisting the police, when necessary, is maintaining the public order and peace.
- (e) Performing such other duties as may be assigned to them from time to time by the Superintendent of police of Gram Raksha Samiti.
- (f) To arrest proclaimed offenders and to produced such arrested person to the nearest police station/outpost without delay.
- (g) To give information regarding suspicious and bad characters.
- (h) To render necessary assistance to police in rescue and relief works connected with natural calamities.

07. NOMINATION OF MUKHYA GRAM RAKSHAK

The Superintendent shall nominate for every Raksha Dal, one of its members as Mukhya Rakshak whose and duties shall be such as may be prescribed.

08. POSTING OF THANA AND JILA RAKSHA ADHIKARI

(1) For direction and supervision of members of Raksha Dal called out for duty within the local limits of a police station, the Superintendent may post a police officer, not below the rank of a an Assistant Sub- Thana Raksha Adhikari.

Inspector to be a

(2) For direction and supervision of members of Raksha Dal called out for duty within a District, the Superintendent may post a police officer not below the rank of an Inspector to be a Jila Raksha Adhikari.

09. CONTROL AND TRAINING OF MEMBERS AND OFFICERS

Members of the Raksha Dal called out duty and the officers nominated of posted under section 7 and 8 shall be under the of a Raksha Dal for training or to

discharge any of the function or cuties assigned to them in according to them in according with the provisions of this Act and the rules made there under

10. **TRAINING**

The Director General of police or nay police officer authorised by him in this behalf or the Superintendent may be assigned to any member performing such other duties as may be assigned to them from time by the authorities designated in this act.

11. **POWERS, PROTECTION AND CONTROL**

(1) Every member of the Raksha Dal shall, when called out for duty, have the same powers, liabilities, privileges and protection as a police Officers under the police Act 1861 (N. 5 of 1861)

(2) No protection shall be instituted against a member of a Raksha Dal, called out fir duty, in respect of anything done or purporting to be done in the exercise of his power or the discharge of his functions of duties as such member except with the previous sanction of his Superintendent.

12. **MEMBERS OF THE RAKSHA DAL TO BE PUBLIC SERVANTS**

The members of the Raksha Dal acting under this Act shall be deemed to be public servants within the meaning of section 21 of the Indian Penal Code, 1860 (No. 45 of 1860).

13. **ISSUING ARMS TO MEMBERS OF RAKSHA DAL**

(1) In a Problematic district, members of Raksha Dal called out for duties can be issued confiscated arms and such other Government arms, which are currently not in use in police Department.

(2) The weapons to be provide under sub section (1), the procedure for its maintenance and training for handing of weapon shall be prescribed in the rule under this Act.

14. **POWERS OF THE DIRECTOR GENERAL, INSPECTOR GENERAL, RANGE AND THE SUPERINTENDENT**

(1) The Director General and Inspector General of state police shall be the Chief Coordinator of all the Raksha Sals in the state.

(2) The Director General of police, Range shall be the range coordinator of Raksha Dals within the Range.

(3) The Superintendent shall be the District Coordinator of the Raksha Dal in the district for which he is appointed as Superintendent.

15. **DE-ENROLLMENT**

The Superintendent nay, in consultation with with Gram Sabha/Mohall samiti may de-enroll any member of the Raksha Dal, who on being called out under Section 6, without reasonable excuse neglects or refuses to obey such order or to discharge his function as a member of the Raksha Dal or to obey any lawful order or direction given to him the performance of his duties.

**16. CERTIFICATE TO BE DELIVERED UP BY THE PERSON
CEASING TO BE A MEMBER**

(1) Every person who for any person ceases to be a member of a Raksha Dal or resign his membership shall forthwith deliver to the Superintendent or to such person and at such place as the Superintendent enrollment and the arms may direct, his certificate of and other articles, which have been issued to him as such member.

(2) When a member of a Raksha Dal dies, any person who is in custody of the certificate of Enrollment, the arms and the articles referred to in sub-section (1) which have been issued to the said member shall forthwith deliver to the Superintendent or to such person or at such place as the Superintendent may direct, the said arms articles.

certificate of Enrollment

(3) Any magistrate and the Superintendent may issue a warrant to search for and seize whenever they may be found any certificate, arms or other not delivered as required by sub-section (1) or sub-section (2). Every warrant so issued shall be executed in accordance with the previous of the code of criminal Procedure, 1973 (No. 2 of 1974) by a police officer or if the magistrate or the Superintendent issuing the warrant so directs by any other person.

17. PUNISHMENT

(1) If any member of the Raksha Dal willfully neglects or refuses to deliver up his certificate of Enrollment and the arms or any other article in accordance with the previous of sub-section (1) of section 16, he shall, on conviction, be punished with imprisonment

days or with fine which may rupees or with both.

which may extend to fifteen extend to Two hundred and fifty

(2) If any member of the Raksha Dal willfully neglects or refuses to deliver the certificate of enrollment and the arms or any other article in accordance with the previous of sub-

section (2) of section 16, he shall, on conviction, be

punished with fine which may extend to five Hundred

rupees.

(3) No proceeding shall be instituted under sub-section (2) without the previous sanction of the Superintendent.

**18. MEMBERS OF THE RAKSHA DAL NOT DISQUALIFIED
FROM BEING MEMBERS OF LOCAL AUTHORITIES**

Notwithstanding anything contained to the contrary in any other law for the

time being in force, a member of the Raksha Dal shall not be disqualified from being a member of any local authority merely, by reason of the fact that he is a member of a Raksha Dal or that he holds an office of profit under the Government by virtue of his being a member of a Raksha Dal.

Explanation :-For the purpose of this section "Local authority" includes a Municipal council, a Nagar Panchayat, Zila Panchayat, Jnapad Panchayat and Gram Panchayat

19. **POWERS OF GOVERNMENT TO MAKE RULES**

- (1) The Government may by notification make rules to carry out the purpose of this Act.
- (2) In particular and without prejudice to the generality of the foregoing power, such rules may provide for or regulate the following matters, namely-
 - (a) The Function which shall be discharged and the duties which shall be performed by the Raksha Dal under section 6.
 - (b) The form which certificate of enrollment shall be issued under sub-section (2) of section 5.
 - (c) The organization, enrollment and function, discipline of the members of the Raksha Dal and the manner in which they may be called out for duty.
 - (d) Powers, duties and training of the Mukhya Rakshak Thana Raksha Adhikari and Jila Raksha Adhikari under section 7 and 8
 - (e) Generally for giving effect to the provisions of this Act.
- (3) Every rule made under this Act shall be laid, as soon as may be after it is made, on the table of the State Vidhan Sabha.

20. **REPEALING**

Madhya Pradesh Gram Tatha Nagar Raksha Samiti Act, 1999 (No. 4 of the year 2000) is hereby repealed

Madhya Pradesh Adhiniyam
No.-- of 2002

Madhya Pradesh Gram Tatha Nagar Raksha Dal

Adhiniyam

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MADHYA PRADESH

No. OF 2002

THE MADHYA PRADESH GRAM TATHA NAGAR RAKSHA DAL ADHINIYAM 2002

[Received the assent of the Governor on the 2002: Assent First published in the "Madhya Pradesh Gazette (Extraordinary)" Dated the 2002]

An Act to provide for the constitution of the Gram Thtah Nagar Raksha Dal for the maintainence of peace and order in the State of Madhya Pradesh and their powers and duties.

Be if enacted by the Madhya Pradesh Legislature in the Fifty Second Year of the Republic of India as follows :-

Short title Extent And Commencement	01. (1) This Act may called the madhay Pradesh Gram Thtah Nagar Raksha Dal Adhiniyam,2002, (2) It extends to the whole of the Madhya Pradesh
	(3) It shall come into force in the whole of the state of Madhya Pradesh on the publication of this Act in the Madhya Pradesh
Definitions	02. In this Act, unless the context otherwise requires, (a) "Government" means the Government of Madhya Pradesh. (b) "Members of a Raksha Dal" means a person enrolled under Section 6. (c) "Gram Sabha" Means a Gram Sabha constituted under section 5-A of Madhya Pradesh Rajya Evam Gram Swaraj Adhiniyam, 1993 (No. 1 of the year 1994 and Amendment Act No. 3 of the Year 2001), (d) "Mahalla Samiti" means a Mohilla Samiti constituted under section 3 of Madhya Pradesh Nagarpalika Mohilla Samiti.(constitution, Function, Powers and Procedure for conduct of Business)

Constitution of Raksha Dal	03. Gram Shaba/Mohilla Samiti shall send a list of person to the extent to 125% of the required number to the Superintendent. The Superintendent shall consider the list the list and after excluding the name of ineligible, incompetent/unsuitable person shall constitute the
Qualification of members of the Raksha Dal	04. Every person between the age of 20 to 45 Years and residing in a village/mohilla and who, having regards to the nature of duties and functions to be performed under this Act, is willing to be a member, and is physically fit and capable shall be eligible for
Enrolment of member of a Raksha Dal	05. (1) The Superintendent, may enroll in the prescribed form nay person who is eligible under section 4 who has been nominated by Gram Sabha or Nagar Parishad. Provided that in such enrollments would be given to scheduled Castes, scheduled Tribes, Women and the Minorities. (2) The Superintendent shall issue a certificate of enrollment to every member of a Raksha Dal which shall be in such form as may be prescribed and thereupon he shall have the
	member of the Raksha Dal by or under this Act. (3) The village Kotwar and patel wherever appointed will be the members of the Raksha Dal
Function and Duties of Raksha Dal	06. The members of Raksja Dal shall perform the following functions and duties. (a) Keeping vigil in the village/mohallas assigned to them. (b) Patrolling for the purpose of prevention of crime. (c) Protection of persons and property. (d) Assisting the police, when necessary, is maintaining the public order and peace. (e) Performing such other duties as may be assigned to them from time to time by the Superintendent of police of Gram Raksha Samiti. (f) To arrest proclaimed offenders and to produced such arrested person to the nearest police station/outpost without delay. (g) To give information regarding suspicious and bad characters.
Nomination of mukhya Gram Rakshak	07. The Superintendent shall nominate for every Raksha Dal, one of its members as Mukhya Rakshak whose and duties shall be such as may be prescribed

Posting of Thana and Jila Raksha Adhikari	08. (1) For direction and supervision of members of Raksha Dal called out for duty within the local limits of a police station, the Superintendent may post a police officer, not below the rank of an Assistant Sub-Inspector to be a Thana Raksha Adhikari. (2) For direction and supervision of members of Raksha Dal called out for duty within a District, the Superintendent
Control and training of members and officers	09. Members of the Raksha Dal called out duty and the officers nominated of posted under section 7 and 8 shall be under the of a Raksha Dal for training or to discharge any of the function or cuties assigned to them in according to them in according with the provisions
Training	10. The Director General of police or nay police officer authorised by him in this behalf or the Suerintendent may be assigned to any member performing such other duties as may be assigned to them from time by the authorities designated in this act.
Powers, protection and control	11. (1) Every member of the Raksha Dal shall, when called out for duty, have the same powers, liabilities, privileges and protection as a police Officers under the police Act 1861 (N. 5 of 1861) (2) No protection shall be instituted against a member of a Raksha Dal, called out fir duty, in respect of anything done or purporting to be done in the exercise of his power or the discharge of his functions of duties as such member except with the
Members of the Raksha Dal to be public Servants	12. The members of the Raksha Dal acting under this Act shall be deemed to be public servants within the meaning of section 21 of the Indian Penal Code, 1860 (No. 45 of 1860).
Issuing Arms to members of Raksha Dal	13. (1) In a Problematic district, members of Raksha Dal called out for duties can be issued confiscated arms and such other Government arms, which are currently not in use in police Department. (2) The weapons to be provide under sub section (1), the procedure for its maintenance and training for handing of weapon shall
Powers of the Director General, Inspector General, Range and the Superintendent	14. (1) The Director General and Inspector General of state police shall be the Chief Coordinator of all the Raksha Sals in the state. (2) The Director General of police, Range shall be the range coordinator of Raksha Dals within the Range. (3) The Superintendent shall be the District Coordinator of the Raksha Dal in the district

De-enrollment	15. The Superintendent may, in consultation with Gram Sabha/Mohalla samiti may de-enroll any member of the Raksha Dal, who on being called out under Section 6, without reasonable excuse neglects or refuses to obey such order or to discharge his function as a member of the Raksha Dal or to obey any lawful order or direction
Certificate to be delivered up by the person ceasing to be a member	16. (1) Every person who for any person ceases to be a member of a Raksha Dal or resign his membership shall forthwith deliver to the Superintendent or to Superintendent may direct, his certificate of enrollment and the arms and other articles, which have been issued to him as such member. (2) When a member of a Raksha Dal dies, any person who is in custody of the certificate of Enrollment, the arms and the articles referred to in sub-section (1) which have been issued to the said member shall forthwith deliver to the Superintendent or to such person or at such place as the Superintendent may direct, the said certificate of Enrollment arms articles. (3) Any magistrate and the Superintendent may issue a warrant to search for and seize whenever they may be found any certificate, arms or other not delivered as required by sub-section (1) or sub-section (2). Every warrant so issued shall be executed in accordance with the provisions of the code
Punishment	17. (1) If any member of the Raksha Dal willfully neglects or refuses to deliver up his certificate of Enrollment and the arms or any other article in accordance with provisions of sub-section (1) of section 16, he shall, on conviction, be punished with imprisonment which may extend to fifteen days or with fine which may extend to Two hundred and fifty rupees or with both. (2) If any member of the Raksha Dal willfully neglects or refuses to deliver the certificate of enrollment and the arms or any other article in accordance with the provisions of sub-section (2) of section 16, he shall, on conviction, be punished with fine which may extend to five Hundred rupees. (3) No proceeding shall be instituted under sub-

Members of the Raksha Dal not disqualified from being	18. Notwithstanding anything contained to the contrary in any other law for the time being in force, a member of the Raksha Dal shall not be disqualified from being a member of any local authority merely, by reason of the fact that he is a member of a Raksha Dal or that he holds
Members of local authorities	an office of profit under the Government by virtue of his being a member if a Raksha Dal. <u>Explanation</u> -: For the purpose of this section "Local authority" includes a Municipal council, a Nagar Panchayat, Zila Panchayat Jnapad Panchayat and
Powers of Government to make rules	19. (1) The Government may by notification make rules to carry out the purpose of this Act. (2) In particular and without prejudice to the generality of the forgoing power, such rules may provide for or regulate the following matters, namely- (a) The Function which shall be discharged and the duties which shall be performed by the Raksha Dal under section 6 (b) The form and certificate of enrollment shall be issued under sub-section (2) of section 5 (c) The organization, enrollment and function, discipline of the members of the Raksha Dal and the manner in which they may be called out for duty. (d) Powers, duties and training of the Mukhya Rakshak Thana Raksha Adhikari and Jila Raksha Adhikari under section 7 and 8 (e) Generally for giving effect to the previous of this Act
Repealing	20. Madhya Pradesh Gram Tatha Nagar Raksha Samiti Act, 1999 (No. 4 of the year 2000) is hereby repealed

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'kh"KZ&2055&110&xzke iqfyl &9070&xzke j{kk lfeFr;ka&23&vU;

izHkkj&048&izf'k{k.k en esa fodyuh; gksxkA

9- j{kk lfeFr;ksa ds lnL;ksa dks dRrZO;ksa ds ikyu gsrq vk;q/k tkjh  
djuk]vk;q/kksa dks pykuk rFkk j[k&j[kko ds fy;sa izf'k{k.k nsuk&

(a1) tSlk fd vf/kfu;e dh /kkjk 19 esa micaf/kr gSa] dRrZO; ij cqyk;s x, j{kk lfeFr ds  
lnL; yksd lsod gksaxs] tc os dRrZO; ij gksxs] rc mUgs  
mRrnkf;Ro]fo'ks"kkf/kdkjksa rFkk izfrj{k.k ls lacaf/kr ogh 'kfDr;ka izkIr gksaxh]  
tks iqfyl vf/kfu;e]1861 (1861dk la- 5) dh /kkjk 15 dh mi/kkjk (1) ds v/khu iqfyl

vf/kdkjh dks izkIr gSa A vr% xzke j{kk lfeFr ds dsoy mi lnL;ksa dks gh vk;q/k  
ftUgs bl fu;e ds v/khu dRrZO;ksa ds fy;s vkgwr fd;k x;k gSa

(2) iqfyl v/kh{kd ,sls xzkeksa dh] tks fo'ks"kr% vijk/kksa laca/kh xaHkhj  
djus ds i'pkr lekL;kxzLr xzkeksa ds laca/k esa lhfer dkykcf/k ds fy;sa  
:i ls izkf/kd`r gksxs] ,sls lekL;kxzLr xzkeksa esa iqfyl v/kh{kd] ,slh xzke j{kk  
lnL;ksa dks] ftUgs fd og vko';d le>s vk;q/k tkjh djsxsA

(3) Hkkjr ljdkj]x`g iqfyl ea=ky; ds Kkiu dzeKad ch- 11020@7@97@vkElZ&,u-ih-ch-]  
2001 }kjk tkjh funsZ'kksa ds vuq:i iqfyl v/kh{kd dh fIQkf'k ij vk;q/k vuqKflr  
iznku djus ds i'pkr xzke j{kk lfeFr;ksa ds lnL;ksa dks v&izfr"K} cksj ds vk;q/k  
ldsxsA ,sls ekeyksa dks izFkfedrK ds vk/kkj ij fuiVk;k tk;sxkA

(4) xzke j{kk lfeFr;ksa ds lnL;ksa dks iqfyl 'kL=kxkj esa miyC/k 410 cksj ds eLdV  
vuqlkj lhfer dkykcf/k ds fy;s tkjh fd, tksosaxsA bu eLdVksa ds fy;s dkjrwL iqfyl  
fojeku LVkd esa ls miyC/k dj, tk;saxsA

(5) vk;q/kksa dks tkjh djs le;] ;g lqfu'pr fd;k tk;sxk fd lfeFr;ksa ds lacaf/kr lnL;ksa  
ikl mUgs miyC/k dj;sa x;s ljdkjh vk;q/kksa ,oa xksyk ck:n dh lqif'kr vfHkij{kk  
bartke gSa] rkfd ljdkjh vk;q/kksa ,oa xksyk&ck:n dh lqj{kk dks leqfpr :i ls  
ldsA

(6) xzke j{kk lfeFr dk izR;sd lnL; ;g lqfu'pr djsxk fd tks Hkh vk;q/k]xksyk&ck:n vkSj  
tks mls nh xbZ gSa mUgs rRdky vH;kfZr dj ns] tSlk fd vf/kfu;e dh /kkjk 17 ds

(7) v/kh{kd ;g lqfu'pr djsxk fd j{kk lfeFr;ksa ds ,sls lnL;]ftUgs muds dRrZO;ksa dk  
fy;s vkgwr fd;k x;k gSa] vk;q/kksa ds mi;ksx rFkk muds j[k&j[kko ds laca/k esa  
gksA dsoy mldk lek/kku gksus ds i'pkr ,sls lnL; dks] tks izf'k{k.k ds i'pkr ;ksX;  
dRrZO;ksa ds fy;s vk;q/k miyC/k dj, tk;saxsA

(8) lqj{kk lfeFr ds lnL; dh lqj{kk dks /;ku esa j[krs gq, de ls de nks lnL;ksa dks  
dRrZO;ksa dk ikyu djus ds fy;s vfHk;ksftr fd;k tk;saxkA

(9) j{kk lfeFr ds lnL; dks miyC/k dj, x, vk;q/kksa rFkk xksyk&ck:n dk iznk;]eq[;  
fnu&izfrfnu ds vk/kkj ij laoh{kk fd;s tkus ds nkf;Rok/khu gksxk vkSj vfHker dks  
vs[kc] fd;k tk;saxkA

(10) Fkkuk j{kk vf/kdkjh] j{kk lfeFr;ksa dks miyC/k dj,a x, vk;q/kksa dk ekl esa ,d  
djsaxk rFkk vk;q/kksa ds laca/k esa vius vfHker] eq[; j[kd@Fkkuk j[kd ds Lrj ij

(11) ftyk iqfyl vkeZij] j{kk lfeFr;ksa ds lnL;ksa dks miyC/k dj, x, vk;q/kksa rFkk  
esa ,d ckj fujh{k.k djsaxk rFkk v/kh{kd dks viuh fujh{k.k fjiKsVZ izLrqr djsaxkA

(10) ftyk] Fkkuk rFkk j{kk lfeFr Lrj ij j{kk lfeFr;ksa ds dk;Zdj.k ds laca/k esa ekfld  
izLrqr fd;k tkuk vkSj jkftLVj dk j{kk tkuk&

(1) ftyk j{kk vf/kdkjh iz:i &3 eas ;Fkk fofufnZ"V jftLVj j[ksaxkA

(2) iqfyl Fkkuk Lrj ij] Fkkuk j{kk vf/kdkjh }kjk iz:i&4 esa ;Fkk fofufnZ"V jftLVj j[kk  
iz:i&5 esa fofufnZ"V jftLVj j{kk lfeFr;ksa ds Lrj ij eq[; j[kd }kjk j[kk tk,xkA

(3) eq[; j[kd ,d foLr`r ekfld fjiKsVZ Fkkuk j{kk vf/kdkjh dks rFkk iqfyl v/kh{kd dks  
dks jst ds iqfyl egkfujh{kd dks izR;sd ekl HkstsxkA ;g fjiKsVZ iz:i&6 es Hksth  
dk iqfyl egkfujh{kd iz:i&6 esa ekfld fjiKsVZ vfrfjDr iqfyl egkfuns'kd (fo'ks"K  
eaf.kv; dks HkstsaxkA

iz:i&1

(fu;e 3

nsf[k;s)

j{kk lfeFr ds lnL; ds fy, ukekadu izek.k&i=

iqfyl v/kh{kd]

ftyk -----

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eSa-----iq= Jh -----

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fuoklh-----,rn~}kjk] j{kk lfefr dh lnL;rk ds fy, LosPNkiwoZd

vkosnu djrk gwaA

eSa-----us

e;/izsn'k xzke rFkk uxj j{kk lfefr vf/kfu;e]1999 (dz- 4 lu~ 2000) ds fofHkUu /kkjkvksa  
 dks lko/kkuhiwoZd le> fy;k gSa vkSj] ,rn~}kjk 'kiFk ysrg gwa fd tSlk fd mDr vf/kfu;e esa  
 mocaf/kr gSa] eSa lnSo] tc rd fd eSa lnL; jgwaxk] mRrnkf;Roksa dks iw.kZ leiZ.k vkSj  
 bZekunkjh ls iwjk d:xA ml n'kk esa] tc eSa fdLh dkj.k ls lnL; cus jgus esa vleFkZ gks tkÅa]  
 rc eSa lnL; ds :i esa viuk R;kx &i= izLqr dj nwaxkA eSa ] Lo;a dks miyC/k dj;k;k c;k  
 igpku&i=]vk;q/k rFkk xksyk&ck:n vkSj vU; oLrq,a rjar lefiZr dj nwaxkA

vkosnd

(gLrk{kj)

eSa] ,rn~}kjk] Jh-----iq= Jh -----

----- fuoklh -----

-----dks] e;/izsn'k xzke rFkk j{kk uxj j{kk lfefr vf/kfu;e]1999 dh /kkjk&9 esa  
 micaf/kr fd;s x, vuqlkj j{kk lfefr ds lnL; ds :i esa ukefufnZ"V djrk gwaA

iqfyl v/kh{kd

ftyk-----

iz:i&amp;1&amp;d

(fu;e 3

nsf[k;s)

j{kk lfefr ds ukekafdr lnL; dh O;fDrxr

- |    |                  |                          |
|----|------------------|--------------------------|
| 1- | tkudkih iwuk uke | -----                    |
| 2- | firk dk uke      | -----                    |
| 3- | fuoklh           | -----okMZ@xzke dk uke--- |
| 3- | rglhy            | -----ftyk-----           |
| 4- | tkfr             | -----                    |
| 5- | vk;q             | -----                    |
| 6- | 'kS{kf.kd        | -----                    |
| 6- | O;lk;@o`fRr      | -----                    |
| 7- | igpku fpUg       | -----                    |

Jh-----iq= Jh-----

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fuoklh-----okMZ@xzke dk uke-----

-----,rn~}kjk]

xzke@Fkkuk@okMZ (j{kk lfefr dk uke)

ds lnL; ds :i esa ukekafdr djus dh vuq'kalk dh tkrh gSa] tSlk fd e;/izsn'k xzke rFk uxj j{kk  
 lfefr vf/kfu;e]1999 (dzekad 4 lu~ 2000) dh /kkjk 3 esa micaf/kr gSaA

fnuWakd -----

Fkkuk j{kk vf/kdkjh

LFkku -----

ftyk j{kk vf/kdkjh

iz:i&amp;2

(fu;e 5 nsf[k,

dRrZO;

vkns'k izfr]

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1- ikyu fd;s tkus okys dRrZO; dk fooj.k %&amp;

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2- og LFkku] tgka dRrZO; dk ikyu fd;k tkuk gS &amp;

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fnukWad ----- vkns'k tkjh djus

okys izkf/kdkjh ds LFkku -----

gLrj{kj} dk;kZy; ,oa inuke

fVli.k %& e/;izns'k xzke rFk uxj j{kk lfefr vf/kfu;e] 1999 (dzekad 4 lu~ 2000) ds v/khu dRrZO; ij vkgwr fd;k tkus okyk j{kk lfefr] Hkkjrh; naM lafgrk] 1860 (1860 dk la- 45) dh /kkjk 21 ds vFkZ ds vUrZxr yks lsod le>k tk,xk rFkk mls ogh 'kfDr;ka] nkf;Ro] fo'ks"kkf/kdkj rFkk laj{k.k izklr gSa tks iqfyl vf/kfu;e]1861 (1861 dk la- 5) ds v/khu iqfyl v/khdkjh dks gSaA

iz:i&amp;3

[ fu;e 10 (1) nsf[k, ]

fTyk j{kk vf/kdkjh }kjk j[ks tkus okys

- 1- jftLVjksa dh lwph iqfyl Fkkukokj xzke j{kk lfefr dk jftLVj
- 2- iqfyl Fkkukokj jftLVj] ;fn j{kk lfefr dk lnL; gks
- 3- vkod@tkod jftLVj
- 4- vkdfLed fujh{k.k jftLVj
- 5- j{kk lfefr ds lnL;ksa dks miyC/k dkj, x, vk;q/kksa ds fy;s Fkkukokj
- 6- jftLVj izf'k{k.k jftLVj
- 7- LVkd jftLVj
- 8- ढस'ल ङतऱ वऱ

iz:i&amp;4

[ fu;e 10 (2) nsf[k, ]

Fkkuk j{kk vf/kdkjh }kjk j[ks tkus okys  
 jftLVjksa dh lwph

- 1- Fkkuk {ks= dk jftLVj (-ch-,oa xzke)
- 2- j{kk lfefr ds lnL; dh QksVks ds lkFk igpku ds fy;s
- 3- jftLVj ikyu fd;s x, vlk/kkj.k dRrZO;ksa dk jftLVj
- 4- vkod@tkod jftLVj
- 5- vkdfLed fujh{k.k jftLVj
- 6- dRrZO; (M~;wVh) jftLVj
- 7- izf'k{k.k jftLVj
- 8- LVkd jftLVj
- 9- forj.k jftLVj
- 10- ds'kcqd@ystj
- 11- lsokfuo`fRr jftLVj
- 12- vkns'k jftLVj

iz:i&amp;5

[ fu;e 10 (3) nsf[k, ]

eq[; j{kd }kj k j[ks tkus okys jftLVjksa dh  
lwph

- 1- lnL;rk jftLVj
- 2- vkod@tkod jftLVj
- 3- ikyu fd;s x, vlk/kkj.k dRrZO;ksa dk jftLVj
- 4- dRrZO; jftLVj
- 5- vk;q/k jftLVj
- 6- vkns'k iftI.Vi

[ fu;e 10 (3) nsf[k, ]

j{kk lfefr }kj k ekfld izfrosnu

- 1- Fkkuk {ks=
- 2- Fkkuk j{kk vf/kdkjh dk uke@dk;ZHkkj xzg. djus dh rkjh[k
- 3- xzke@okMZ dk uke
- 3- j{kk lfefr ds xBu dh rkjh[k
- 5- lnL;ksa dh la[;k
- 6- eq[; j{kd dk uke
- 7- Fkkuk {ks= esa xfbR j{kk lfefr dh dqy la[;k
- 8- Fkkuk {ks= esa dh ifbR lfefrksa ds lnL;ksa dh dqy la[;k
- 11- vU; fVIif.k;ka] ;fn dksbZ gks

eq[; j{kd

j{kk lfefr-----

- 1- Fkkuk j{kk vf/kdkjh dh -----
- 2- ftyk j{kk vf/kdkjh dh fVIif.k;ka -----
- 2- lacaf/kr ftyk iqfyl v/kh{kj dh fVIif.k;ka -----

vkns'kkuqlkj]

e;/izns'k ds jkT;iky ds uke ls rFkk  
lat; jk.kk] voj lfpo

Hkksiky] fnukad 17 twu 2003

i`Bkadu dz- ,Q&5&2&2000&ch (3) nks-&Hkkjr ds lafc/kku ds vuqPNsn 348 ds [k.M  
(3) ds vuqlj.k esa bl foHkkx dh vf/klwpuk dz- ,Q&5&2&2000&ch (3) nks] fnukad 17 twu  
2003 dk vaxzth vuqokn jkT;iky ds izkf/kdkj ls ,rn~}kj izdkf'kr fd;k tkrk gSaA

vkns'kkuqlkj]

e;/izns'k ds jkT;iky ds uke ls rFkk  
lat; jk.kk] voj lfpo

Mahdya Pradesj Adhiniyam  
No.-- of 2002  
Madhya Pradesh Gram Tatha Nagar Raksha Dal Adhiniyam  
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Section

1. Short title, extent and commencement.
2. Definition
3. Constitutions.
4. Qualification of members of Taksha Dal.
5. Enrolment of members of Raksja Dal.
6. Function

**Bhopal, the 17th June 2003**

No. F. 5-2-2000-B (3)-II.-In exercise of the powers conferred by sub-section (I) and (2) of Section 21 of the Madhya Pradesh Gram Tatha Nagar Raksha Samiti Adhiniyam, 1999 (No.4 of 2000), the State Government hereby makes the following rules, namely :-

**RULES**

1. **Short title and commencement.**-(1) These rules may be called the Madhya Pradesh Gram Tatha Nagar Raksha Samiti Rules, 2003.
3. **Definitions.**-In these rules, unless the context otherwise requires,-
  - (a) "Adhiniyam" means the Madhya Pradesh Gram Tatha Nagar Raksha Samiti Adhiniyam, 1999 (No.4 of 2000)
  - (b) "Form" means the forms appended in these rules;
  - (c) "Raksha Samiti" means Gram or Nagar Raksha Samiti constituted under Section 3 of the Adhiniyam;
  - (d) "Section" means the Section of the Adhiniyam;
  - (e) "Village Defence Society" means the officers and members of the Village Defence Societies constituted before the commencement of Madhya Pradesh Gram Tatha Nagar Raksha Samiti Adhiniyam, 1999, by the State Government in dacoity affected Gwalior-Chambal Ranges and Sagar-Rewa Ranges;
  - (f) The words and expressions not defined in these rules shall have the same meaning as assigned to them in the Adhiniyam.

**3. Form of Enrolment of Members of Raksha Samiti.**-The Superintendent shall issue enrolment certificate to each member of Raksha Samiti as required under sub-section (2) of Section 9 of the Adhiniyam in



Form-I and personal Bio-data of each member shall be kept in Form I-A in the office of Superintendent.

4. **Function of the Members of the Raksha Samiti.-** The members of the Gram Raksha Samiti shall also performs the following functions in addition to those functions as provided in Section 13 of the Adhiniyam, namely :-

- (a) Service of summons;
- (b) to help in prevention of crime specially crime against women, children, minorities, scheduled castes and scheduled tribes and help in the measures to eradicate against the mal-practices prevailing in the Society; and
- (c) to help in fostering the spirit of communal harmony, unity and national integration.



**5. Form of Duty Order.**-Whenever, the Superintendent/Zila Rakha Adhikari/Thana Raksha Adhikari wishes to call a member for duty shall issue an order in writing in



Form-2, to the Mukhya Rakshak mentioning the date, place and the period for which his presence is required and functions which such members is expected to perform.

**6- Powers and Duties of Mukhya Rakshak.-** The Mukhya Rakshak shall perform the following duties and exercise the following powers. He shall,-

(a) be responsible for duties performed by the members;

(b) control over all the members and assign duties to them;

(c) maintain proper and adequate co-ordination between Thana Raksha Adhikari and Police Officers as well as the members of Raksha Samiti;

**(d) transmit information to the police Station concerned regarding any unpleasant incident happening in the village and co-operate during the course of police inquiry;**

**(e) personally maintain, full confidentiality of all the operations and ensure the same from the members also;**

**(f) ensure full compliance of all the legal directions that may be issued by Thana Raksha Adhikari and other Police Officers.**

#### **7-Posting of Thana and Zila Raksba Adhikari and their function.-**

(1) The Superintendent shall post Thana Raksh Adhikari for each police Station, who shall not be below the rank of Assistant Sub-Inspector of police or Village Defence Society. Such officer shall constitute Raksha Samities for each Village/Ward/Beat for providing information regarding Raksha Samities to public in general, to procure enrolment forms duly filled in by all the member of Raksha Samiti and forward to the Superintendent with his recommendation regarding nomination of Mukhya Rakshak, Up-Rakshak and Rakshak-Sachiv.

(2) The Superintendent at district level shall appoint Zila Raksha Adhikari to any police Officer or

Village Defense Society Officer who shall not be below the rank of an police Inspector for the purpose of direction and supervisions of Raksha Samiti. Such Officers, in turn, shall supervise the functioning of all the Raksha Samities falling under the jurisdiction of Police Stations within the District.

(3) The Superintendent shall arrange a separate office room for the Zila Raksha Adhikari within the premises of the office of the Superintendent of police and ensure seating arrangement for Raksha Adhikaries in each police Station.

(4) There is one sanctioned post of Chief Organiser Village Defence Society for Gwalior and Chambal Ranges and one sanctioned post of Deputy Superintendent of Police for Sagar and Rewa Ranges. They supervise the functioning of Raksha Samities in dacoity affected Gwalior-Chambal and Sagar-Rewa Ranges. They shall continue to ensure proper co-ordination of functions between the Raksha Samiti functioning in their respective Ranges. Chief Organiser of Village Defence Society Gwalior-Chambal Ranges shall function under the administrative control of the Inspector General of police, Chambal Range, while the Deputy Superintendent of Village Defence Society, Sagar-Rewa Ranges shall function under the administrative control of Inspector General of Police, Sagar Range.

#### **8. Training to Members of Raksha Samiti.-**

(1) The Superintendent of Police at the District level shall organise seven days basic training programme for all the members of the Raksha Samiti. A Trainer, not below the rank of Inspector, shall be deputed for imparting training in each Training Camp. During the course of training the members shall be adequately trained in parade, use of arms and ammunition and their proper up- keep, First Aid and the basics of legal procedure which the police are generally expected to follow. In addition, the members shall also be provided with full information with regard to various Government Schemes loans available from the Banks and measures for defence against fire, emergency and natural calamities.

(2) Expenditure on training shall be debited under the head Grant No-03-Police-Head-2055-110 Gram Police-9070-Gram Raksha Samities-23 other Charges-048 Training Head.

**9. Issuance of weapons to members of Raksha Samities for performance of duty, providing training to handle weapons and its maintenance.**-(1) As provided in Section 19 of the Adhiniyam the members of the Raksha Samiti called for duties are the Public servants. They while on duty shall have the same powers as are available to a Police Officer under the sub-section (I) of Section 15 of the Police Act, 1861 (No.5 of 1861 ), relating to responsibilities, privaleges, and defence. Hence, arms shall be provided only to the members of Gram Raksha Samiti who are called out for duty under this rule.

(2) The Superintendent of Police shall be fully authorised for issuance of a Notification in respect of problematic village for a limited period, after identifying the villages especially facing grave problems of crime. In such problematic village, the Superintendent of Police shall issue the arms to as many members of such Gram Raksha Samities as he may deem necessary.

(3) In conformity with the directives issued vidememo No. B-11020/7/97/Arms/NPS, dated 16th October 2001 by Grih Mantralaya, Government of India, arms non-prohibited bore be made available to the members of Gram Raksha Samitis, after grant of Arms Licenses, on the recommendation from the Superintendent of Police. Such cases shall be dealt with on priority basis.

(4) The members of Gram Raksha Samitis shall also be issued the muskets of 410 bore available in Police armory for a limited period as per requirement. Catridges for these muskets would be made available from out of the existing stocks in Police' Armory .

(5) While issuing the arms, it shall be ensured that members concerned of the Raksha Samitis have appropriate arrangement for safe custody of the Government arms and ammunities provided to them, so that the security of Government arms" and ammunition is properly ensured.

(6) Every member of the Raksha Samiti shall ensure that whatever arms, ammunities, and other things provided to him immediately surrendered as required under Section 17 of the Adhiniyam.

(7) The Superintendent shall ensure that such members of Raksha Samitis who are called upon to perform their duty are properly trained in respect of use of arms and their upkeep. It is only after his satisfaction that the member who are found fit after training shall provided with arms for duties.

(8) Keeping the security of the member of the Suraksha Samiti not less than two members shall be deployed to perform duty with arms.

(9) Supplies of arms and ammunition provided to the member of Raksha Samiti shall be liable to be scrutinised by Mukhya Rakshak on day to day basis and observation noticed shall be Quoted in Arms Register.

(10) The Thana Raksha Adhikari shall compulsorily carry out in inspection of the Arms provided to the Raksha Samitis once in a month and shall record his observations at the level of Mukhya Rakshak/Thana Rakshak with regard to arms.

(11) The District Police Armourer shall once in a year carry out inspection of arms and ammunition provided to the members of Raksha Samitis and submit his inspection report to the Superintendent.

**10. Submission of monthly returns with regard to functioning of Raksha Samitis at the Zila/Thana and the Raksha Samiti level and maintenance of Register.**-(1) The Zila Raksha Adhikari shall maintain the Register as specified inForm-3.

(2) At the Police Station level, Register shall be maintained by Thana Raksha Adhikari  
as specitled in



Form-4 while registers specified in Form-5 shall be maintained by Mukhya Rakshak at the level of Raksha Samitis.



(3) Mukhya Rakshak shall send a detailed monthly progress report to Thana Raksha Adhikari and to the Superintendent of Police, who, in turn, shall send the report to the Inspector General of Police, Range every month. This report shall be sent in



Form-6. The Inspector General of Police of Range concerned shall send a monthly report in Form-6 to the Additional Director General of Police (Special Operations) Police Head Quarters.



**FORM-I**

(See Rule-3)

**Enrolment certificate for member of Raksha Samiti**

Superintendent of Police,

District.....

I.....S/o.....R/O..... do hereby  
voluntarily apply for membership of the Raksha Samiti.

I..... have carefully gone through the various Section of Gram  
Tatha Nagar Raksha Samiti Adhiniyam, 1999 (No.4 of 2000) and do hereby swear that as  
provided in the said Act, I shall always, so long as I continue to be the member, carry out  
the responsibilities with full dedication and honesty. In case I am unable to continue to be  
the member for any reason, I shall tender my resignation as a Member, I shall immediately  
surrender the identity card, arms and ammunitons and other things provided to me.

**Applicant,  
(signature)**

**I do hereby nominate Shri .....**

**S/o..... R/o.....**

**as a member of Raksha Samiti as provided in Section 9 of the Madhya Pradesh  
Gram Tatha Nagar Raksha Samiti Adhiniyam, 1999.**

Dated.....

Superintendent of Police,  
District.

**FORM-1-A**

(See Rule-3)

Bio-data of enrolled member of Raksha Samiti

- 1.Name in full.....
- 2.Father's name.....
- 3.R/o.....Ward/name of village.....  
Tehsil.....District.....
- 4.Caste.....
- 5.Age.....
- 6.AcademicQualification .....
- 6.Business/Profession.....
- 7.Mark of identification. ....

Shri..... S/o..... R/o..... of  
ward/name of village..... is hereby recommended for enrolment as a  
Member of Gram/ Thana/Ward/..... (name of Raksha Samiti) as provided in  
Section 3 of the Madhya Pradesh Gram Tatha Nagar Raksha Samiti Adhiniyam, 1999 (No.4 of  
2000);

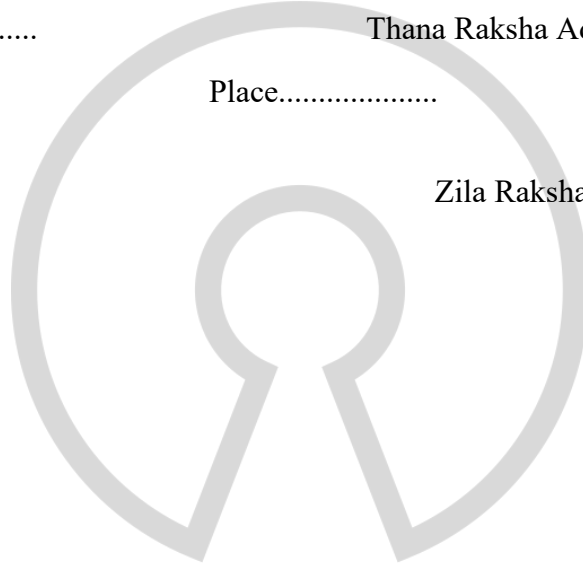
Dated.....

Thana Raksha Adhikari

Place.....

To,

Zila Raksha Adhikari.



FORM-2  
(See Rule-5)  
Duty Order

.....

.....

1.Details of the duty to be performed:

.....

.

.....

.....

2. Place where the duty to be performed :

.....

.....

2.Duration of the duty to be performed :

.....

.....

Date:  
authority

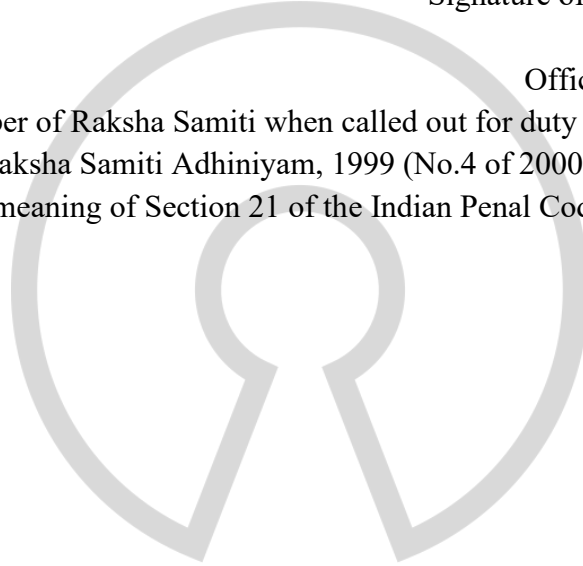
Signature of

Order issuing

Place:

Office & post

**Note.**-A member of Raksha Samiti when called out for duty under the Madhya Pradesh Gram Tatha Nagar Raksha Samiti Adhiniyam, 1999 (No.4 of 2000) shall be deemed to be public servant within meaning of Section 21 of the Indian Penal Code, 1860 (No.45 of 1860) &



have liabilities, privileges & protection as a Police Officer under the Police Act, 1861 (No.5 of 1861)



**FORM-3**

[See Rule 10(1)1]

**List of Registers to be maintained by Zila Raksha Adhikari**

1. Police Station-wise Gram Raksha Samiti.
- 2-Police Station-wise Registers if the Member of Raksha Samiti.
3. Receipt/Dispatch Register.
4. Surprise inspection Register.
5. Police Station-wise Register for arms provided to the Member of Raksha Samiti. 6. Training Register.
7. Stock Register.
- 8.Cash Book/Ledger.
9. Order Register.
10. Order Book Register.



## FORM-4

[See Rule 10(2)]

List of Registers to be maintained by Thana Raksha Adhikari

1. Station area Register (AB & Village).
2. Register for identification of Member of Raksha Samiti along with their Photograph
3. Register for exemplary duties performed.
4. Receipt/Dispatch Register.
5. Surprise inspection Register .
6. Duty Register.
7. Training Register.
8. Stock Register.
9. Distribution Register .
10. Cash Book/Ledger .
11. Retirement Register .
12. Order Register .
13. Order Book Register.
14. Leave Register.
15. Arms Register.



**FORM-5**

[See Rule 10(2)]

**List of Registers to be maintained by the Mukhya Rakshak**

1. Membership Register.
2. Receipt / Dispatch Register .
3. Register for exemplary duties performed.
4. Duty Register.
5. Arms Register.
6. Order Register.



FORM-6

**[See Rule 10(3)] Monthly Report by Raksha Samiti**

1. Station Area.
2. Name of Thana Raksha Adhikari/Joining Date.
3. Name of Village/Ward.
4. Date of constitution of Raksha Samiti.
5. Number of Members.
6. Name of Mukhya Rakshak.
7. Total number of Raksha Samiti constituted within the station area.
8. Total number of Members of Raksha Samitis within the station area.
9. Details of arms provided to the Members of Raksha Samitis and remarks regarding regular inspection.
10. Details of exemplary duties performed.
11. Other remarks, if any.

Mukhya Rakshak,  
Raksha Samiti.

12. Remarks by Thana Raksha Adhikari.
13. Remarks by Zila Raksha Adhikari.
14. Remarks by Superintendent of Police of the District concerned.

By order and in the name of the Governor of Madhya Pradesh'  
**SANJAY RANA**, Addl. Secy.