

-:: Notification under Section 144 of Code of Criminal Procedure, 1973 (No. 2 of 1974), Section 33(L) of Gujarat Police Act, 1951 and Section 34 of National Disaster Management:-

No: DC/MG/CORONA/Notification/S.R. 50/2020

Office of Collector and District Magistrate
Near Subhashbridge, Ashram Road,
Ahmedabad
Date: 19/04/2020

- Referred: -
1. MHA Letter No. 40-3/2020-DM-1(A) dated 15/04/2020
 2. GOG Home Department Notification No. GG/23/2020/Part1/KAV/102020/482 dated 14/04/2020
 3. This office Notification No. DC/MG/CORONA/Notification/S.R.48/2020 dated 15/04/2020
 4. GOG IMD Letter No. MIS-112020-GOI-10-G dated 15/04/2020
 5. This office Order No. EBC/EST/CORONA/Lockdon-2/Committee/2020 dated 17.04.2020
 6. GOI IMD Letter No. MIS/112020-GOI-10-G dated 19/04/2020.

-::NOTIFICATION:-

Currently World Health Organization has declared CORONA-19 as epidemic globally. Multiple COVID-10 cases are recorded in India too, due to which the Central Government had declared lockdown till 14.04.2020. To stop the speedy spreading of COVID-19 infection in crowded public and personal place the notification was published. The central government has extended the lockdown till 03.05.2020. So, the GOG has notified to stop all the services from 15.04.2020 (00.00 Hours) to 03.05.2020 (24:00 Hours) except essential services. The GOI has published detailed guidelines to stop spreading COVID-19 wherein in the para-3 of guidance it is mentioned that the certain relaxation will be given to minimize public inconvenience. In this regard, the Industry and Mines Department of GOG has issued a letter dated 15.04.2020 wherein it is mentioned that the Committee has been constituted under the chairmanship of district collect to give relaxation except containment zone area.

In this regard, today the 11 member committee meeting was held in which the current condition and geographical condition of Ahmedabad District was discussed and it has been decided that considering the highest number of positive cases in Ahmedabad District in Gujarat and new detected cases are due to local transmission, in Ahmedabad District in first phase except Hotspot area, containment area, corporation are and nagapalika area....only rural are of Ahmedabad District will be given following relaxation considering public interest to minimize inconvenience.

Therefore, I (Harshad Vora. Additional District Magistrate, Ahmedabad District) empowered under section 33 & 37 of Gujarat Police Act and under section 34 of National Disaster Management following high-power meeting held under chairmanship of Ahmedabad Collector, I hereby grant following relaxation in the rural area of Ahmedabad District except Hotspot area, containment area, corporation are and nagapalika area in public interest to minimize inconvenience.

Certain Approved activities from 20th April 2020:

1. All health services (including AYUSH) to remain functional, such as:

- i. Hospitals, nursing homes, clinics, telemedicine facilities.
- ii. Dispensaries, chemists, pharmacies, all kinds of medicine shops including *Jan Aushadhi Kendras* and medical equipment shops.
- iii. Medical laboratories and collection centres.
- iv. Pharmaceutical and medical research labs, institutions carrying out COVID-19 related research.
- v. Veterinary Hospitals, dispensaries, clinics, pathology labs, sale and supply of vaccine and medicine.
- vi. Authorised private establishments, which support the provisioning of essential services, or efforts for containment of COVID-19, including home care providers, diagnostics, supply chain firms serving hospitals.
- vii. Manufacturing units of drugs, pharmaceuticals, medical devices, medical oxygen, their packaging material, raw material and intermediates.
- viii. Construction of medical/ health infrastructure including manufacture of ambulances.
- ix. Movement (inter and intra State, including by air) of all medical and veterinary personnel, scientists, nurses, para-medical staff, lab technicians, mid-wives and other hospital support services, including ambulances.

2. Agricultural and related services:

A. All agricultural and horticultural activities to remain fully functional, such as:

- i. Farming operations by farmers and farm workers in field.
- ii. Agencies engaged in procurement of agriculture products, including MSP operations.
- iii. 'Mandis' operated by the Agriculture Produce Market Committee (APMC) or as notified by the State/ UT Government (e.g., satellite *mandis*). Direct marketing operations by the State/ UT Government or by industry, directly

from farmers/ group of farmers, FPOs' co-operatives etc. States/ UTs may promote decentralized marketing and procurement at village level.

- iv. Shops of agriculture machinery, its spare parts (including its supply chain) and repairs to remain open.
 - v. 'Custom Hiring Centres (CHC)' related to farm machinery.
 - vi. Manufacturing, distribution and retail of fertilizers, pesticides and seeds.
 - vii. Movement (inter and intra State) of harvesting and sowing related machines like combined harvester and other agriculture/ horticulture implements.
- B. Fisheries - the following activities will be functional:**
- i. Operations of the fishing (**marine and inland**)/ aquaculture industry, including feeding & maintenance, harvesting, processing, packaging, cold chain, sale and marketing.
 - ii. Hatcheries, feed plants, commercial aquaria.
 - iii. Movement of fish/ shrimp and fish products, fish seed/ feed and workers for all these activities.
- C. Plantations- the following activities will be functional:**
- i. Operations of tea, coffee and rubber plantations, with maximum of 50% workers.
 - ii. Processing, packaging, sale and marketing of tea, coffee, rubber and cashew, with maximum of 50% workers.
- D. Animal husbandry – the following activities will be functional:**
- i. Collection, processing, distribution and sale of milk and milk products by milk processing plants, including transport and supply chain.
 - ii. Operation of animal husbandry farms including poultry farms & hatcheries and livestock farming activity.
 - iii. Animal feed manufacturing and feed plants, including supply of raw material, such as maize and soya.
 - iv. Operation of animal shelter homes, including *Gaushalas*.

3. Financial Sector: following to remain functional:

- i. Reserve Bank of India (RBI) and RBI regulated financial markets and entities like NPCI, CCIL, payment system operators and standalone primary dealers.
- ii. Bank branches and ATMs, IT vendors for banking operations, Banking Correspondents (BCs), ATM operation and cash management agencies.
 - a. Bank branches be allowed to work as per normal working hours till disbursement of DBT cash transfers is complete.
 - b. Local administration to provide adequate security personnel at bank branches and BCs to maintain social distancing, law and order and staggering of account holders.

- iii. SEBI, and capital and debt market services as notified by the Securities and Exchange Board of India (SEBI).
- iv. IRDAI and Insurance companies.

4. Social Sector: following to remain functional:

- i. Operation of homes for children/ disabled/ mentally challenged/ senior citizens/ destitutes/ women/ widows.
- ii. Observation homes, after care homes and places of safety for juveniles.
- iii. Disbursement of social security pensions, e.g., old age/ widow/ freedom fighter pensions; pension and provident fund services provided by Employees Provident Fund Organisation (EPFO).
- iv. Operation of *Anganwadis* – distribution of food items and nutrition once in 15 days at the doorsteps of beneficiaries, e.g., children, women and lactating mothers. Beneficiaries will not attend the *Anganwadis*.

5. Online teaching/distance learning to be encouraged:

- i. All educational, training, coaching institutions etc. shall remain closed.
- ii. However, these establishments are expected to maintain the academic schedule through online teaching.
- iii. Maximum use of Doordarshan (DD) and other educational channels may be made for teaching purposes.

6. MNREGA works to be allowed:

- i. MNREGA works are allowed with strict implementation of social distancing and face mask.
- ii. Priority to be given under MNREGA to irrigation and water conservation works.
- iii. Other Central and State sector schemes in irrigation and water conservation sectors may also be allowed to be implemented and suitably dovetailed with MNREGA works.

7. Public utilities: following to remain functional:

- i. Operations of Oil and Gas sector, including refining, transportation, distribution, storage and retail of products, e.g., petrol, diesel, kerosene, CNG, LPG, PNG etc.
- ii. Generation, transmission and distribution of power at Central and State/ UT levels.
- iii. Postal services, including post offices.
- iv. Operations of utilities in water, sanitation and waste management sectors, at municipal/ local body levels in States and UTs.
- v. Operation of utilities providing telecommunications and internet services.

8. Movement, loading/un loading of good/cargo (inter and intra state) is allowed as under:

- i. All goods traffic will be allowed to ply.
- ii. Operations of Railways: Transportation of goods and parcel trains.
- iii. Operations of Airports and related facilities for air transport for cargo movement, relief and evacuation.
- iv. Operations of Seaports and Inland Container Depots (ICDs) for cargo transport, including authorized custom clearing and forwarding agents.
- v. Operations of Land Ports for cross land border transportation of essential goods, including petroleum products and LPG, food products, medical supplies.
- vi. Movement of all trucks and other goods/ carrier vehicles with two drivers and one helper subject to the driver carrying a valid driving license; an empty truck/ vehicle will be allowed to ply after the delivery of goods, or for pick up of goods.
- vii. Shops for truck repairs and dhabas on highways, with a stipulated minimum distance as prescribed by the State/ UT authorities.
- viii. Movement of staff and contractual labour for operations of railways, airports/ air carriers, seaports/ ships/ vessels, landports and ICDs is allowed on passes being issued by the local authority on the basis of authorizations issued by the respective designated authority of the railways, airports, seaports, landports and ICDs.

9. Supply of Essential goods is allowed, as under:

- i. All facilities in the supply chain of essential goods, whether involved in manufacturing, wholesale or retail of such goods through local stores, large brick and mortar stores or e-Commerce companies should be allowed to operate, ensuring strict social distancing without any restriction on their timing of opening and closure.
- ii. Shops (including *Kirana* and single shops selling essential goods) and carts, including ration shops (under PDS), dealing with food and groceries (**for daily use**), hygiene items, fruits and vegetables, dairy and milk booths, poultry, meat and fish, animal feed and fodder etc, should be allowed to operate, ensuring strict social distancing without any restriction on their timing of opening and closure.
- iii. District authorities may encourage and facilitate home delivery to minimize the movement of individuals outside their homes.

10. Commercial and private establishment, as listed below, will be allowed to operate:

- i. Print and electronic media including broadcasting, DTH and cable services.
- ii. IT and IT enabled Services, with upto 50% strength.
- iii. Data and call centres for Government activities only.
- iv. Government approved Common Service Centres (CSCs) at Gram Panchayat level.
- v. E-commerce companies. Vehicles used by e-commerce operators will be allowed to ply with necessary permissions.
- vi. Courier services.
- vii. Cold storage and warehousing services, including at ports, airports, railway stations, container Depots, individual units and other links in the logistics chain.
- viii. Private security services and facilities management services for maintenance and upkeep of office and residential complexes.
- ix. Hotels, homestays, lodges and motels, which are accommodating tourists and persons stranded due to lockdown, medical and emergency staff, air and sea crew.
- x. Establishments used/ earmarked for quarantine facilities.
- xi. Services provided by self-employed persons, e.g., electrician, IT repairs, plumbers, motor mechanics, and carpenters.

- 11. Industries/Industrial establishment (both government and private), as listed below, will be allowed to operate:**
- i. Industries operating in rural areas, i.e., outside the limits of municipal corporations and municipalities.
 - ii. Manufacturing and other industrial establishments with access control in Special Economic Zones (SEZs) and Export Oriented Units (EoUs), industrial estates, and industrial townships. These establishments shall make arrangements for stay of workers within their premises as far as possible and/or adjacent buildings and for implementation of the Standard operating protocol (SOP) as referred to in para 21 (ii) below. The transportation of workers to work place shall be arranged by the employers in dedicated transport by ensuring social distancing.
 - iii. Manufacturing units of essential goods, including drugs, pharmaceuticals, medical devices, their raw material and intermediates.
 - iv. Food processing industries in rural areas, i.e., outside the limits of municipal corporations and municipalities.
 - v. Production units, which require continuous process, and their supply chain.
 - vi. Manufacturing of IT hardware.
 - vii. Coal production, mines and mineral production, their transportation, supply of explosives and activities incidental to mining operations.
 - viii. Manufacturing units of packaging material.
 - ix. Jute industries with staggered shifts and social distancing.
 - x. Oil and gas exploration/ refinery.
 - xi. Brick kilns in rural areas i.e., outside the limits of municipal corporations and municipalities.
- 12. Construction activities, listed as below, will be allowed to operate:**
- i. Construction of roads, irrigation projects, buildings and all kinds of industrial projects, including MSMEs, in rural areas, i.e., outside the limits of municipal corporations and municipalities; and all kinds of projects in industrial estates.
 - ii. Construction of renewable energy projects.
 - iii. Continuation of works in construction projects, within the limits of municipal corporations and municipalities, where workers are available on site and no workers are required to be brought in from outside (in situ construction).

13. Movement of persons is allowed in the following cases:

- i. Private vehicles for emergency services, including medical and veterinary care, and for procuring essential commodities. In such cases, one passenger besides the private vehicle driver can be permitted in the backseat, in case of four-wheelers; however, in case of two-wheelers, only the driver of the vehicle is to be permitted.
- ii. All personnel travelling to place of work and back in the exempted categories, as per the instructions of the State/ UT local authority.

14. Offices of the Government of India, its Autonomous/subordinate offices will remain open, as mentioned below:

- i. Defence, Central Armed Police Forces, Health and Family Welfare, Disaster management and Early Warning Agencies (IMD, INCOIS, SASE and National Centre of Seismology, CWC), National Informatics Centre (NIC), Food Corporation of India (FCI), NCC, Nehru Yuva Kendras (NYKs) and Customs to function without any restriction.
- ii. Other Ministries and Departments, and offices under their control, are to function with 100% attendance of Deputy Secretary and levels above that. Remaining officers and staff to attend upto 33% as per requirement.

15. Offices of State/Union Territory Governments, their autonomous bodies and local governments will remain open as mentioned below:

- i. Police, home guards, civil defence, fire and emergency services, disaster management, prisons and municipal services will function without any restrictions.
- ii. All other Departments of State/ UT Governments to work with restricted staff. Group 'A' and 'B' officers may attend as required. Group 'C' and levels below that may attend upto 33% of strength, as per requirement to ensure social distancing. However, delivery of public services shall be ensured, and necessary staff will be deployed for such purpose.
- iii. District administration and Treasury (including field offices of the Accountant General) will function with restricted staff. However, delivery of public services shall be ensured, and necessary staff will be deployed for such purpose.
- iv. Resident Commissioner of States/ UTs, in New Delhi, only to the extent of coordinating COVID-19 related activities and internal kitchen operations.
- v. Forest offices: staff/ workers required to operate and maintain zoo, nurseries, wildlife, fire-fighting in forests, watering plantations, patrolling and their necessary transport movement.

16. Persons to remain under mandatory quarantine, as under:

- i. All such persons who have been directed by health care personnel to remain under strict home/ institutional quarantine for a period as decided by local Health Authorities.
- ii. Persons violating quarantine will be liable to legal action under Section 188 of the IPC, 1860.
- iii. Quarantined persons, who have arrived in India after 15.2.2020, after expiry of their quarantine period and being tested Covid-19 negative, will be released following the protocol prescribed in the SOP issued by MHA.

17. Instructions for enforcement of above lockdown measures:

Before starting operations, all industries/industrial establishments will have to comply with all the conditions mentioned in the Annexure-1 and Annexure-2 of MHA Guidelines/Order dated 15.04.2020.

-:Special Note:-

- 1 In case of any further clarity, the English version of MHA dated 15.04.2020 should be referred.
- 2 For any clarity for this notification, the respective department/office can be contacted as per annexure attached herewith.

-:Conditions:-

- 1 The responsibility for implementation of the conditions mentioned in this notification and all the advisory/guidelines published time by time by State Government/Central Government will be lying with the unit/company owner.
- 2 This relaxation will be applicable to the area except Hotspot and Containment Zone areas.
- 3 In relation to COVID-19, all the conditions mentioned in advisory/guidance published by Central Government/State Government, District Collector, Police Commissioner (Ahmedabad City), Ahmedabad Municipal Corporation, Superintendent of Police (Ahmedabad Rural) or any authorized competent authority will have to fulfilled strictly.
- 4 The Unit/Company will ensure that no staff/worker is coming for work from the notified Hotspot, Containment Area. No transportation will be allowed in such areas.
- 5 In future, is any new area is notified as Hotspot, Containment area, then these relaxation will be cancelled immediately.

As per MHA Order dated 15.04.2020:-

National Directives for COVID-19 Management

The National Directives shall be enforced by the District Magistrate through fines and penal action as prescribed in the Disaster Management Act 2005.

PUBLIC SPACES

1. Wearing of face cover is compulsory in all public places, work places.
2. All persons in charge of public places, work places and transport shall ensure social distancing as per the guidelines issued by Ministry of Health and Family Welfare.
3. No organization /manager of public place shall allow gathering of 5 or more persons
4. Gatherings such as marriages and funerals shall remain regulated by the District Magistrate.
5. Spitting in public spaces shall be punishable with fine.
6. There should be strict ban on sale of liquor, gutka, tobacco etc. and spitting should be strictly prohibited.

WORK SPACES

7. All work places shall have adequate arrangements for temperature screening and provide sanitizers at convenient places.
8. Work places shall have a gap of one hour between shifts and will stagger the lunch breaks of staff, to ensure social distancing.
9. Persons above 65 years of age and persons with co-morbidities and parents of children below the age of 5 may be encouraged to work from home.
10. Use of Arogya setu will be encouraged for all employees both private and public.
11. All organizations shall sanitize their work places between shifts.
12. Large meetings to be prohibited.

MANUFACTURING ESTABLISHMENTS

13. Frequent cleaning of common surfaces and mandatory hand washing shall be mandated.
14. No overlap of shifts and staggered lunch with social distancing in canteens shall be ensured.
15. Intensive communication and training on good hygiene practices shall be taken up.

Standard Operating Procedure for Social Distancing for Offices, Workplace, Factories and Establishments

The following measures shall be implemented by all offices, factories and other establishments:

1. All areas in the premises including the following shall be disinfected completely using user friendly disinfectant mediums:
 - a. Entrance Gate of building, office etc.
 - b. Cafeteria and canteens.
 - c. Meeting room, Conference halls/ open areas available/ verandah/ entrance gate of site, bunkers, porta cabins, building etc.
 - d. Equipment and lifts.
 - e. Washroom, toilet, sink; water points etc.
 - f. Walls/ all other surfaces
2. For workers coming from outside, special transportation facility will be arranged without any dependency on the public transport system. These vehicles should be allowed to work only with 30-40% passenger capacity.
3. All vehicles and machinery entering the premise should be disinfected by spray mandatorily.
4. Mandatory thermal scanning of everyone entering and exiting the work place to be done.
5. Medical insurance for the workers to be made mandatory.
6. Provision for hand wash & sanitizer preferably with touch free mechanism will be made at all entry and exit points and common areas. Sufficient quantities of all the items should be available.
7. Work places shall have a gap of one hour between shifts and will stagger the lunch breaks of staff, to ensure social distancing.
8. Large gatherings or meetings of 10 or more people to be discouraged. Seating at least 6 feet away from others on job sites and in gatherings, meetings and training sessions.
9. Not more than 2/4 persons (depending on size) will be allowed to travel in lifts or hoists.
10. Use of staircase for climbing should be encouraged.
11. There should be strict ban of gutka, tobacco etc. and spitting should be strictly prohibited.
12. There should be total ban on non-essential visitors at sites.
13. Hospitals/clinics in the nearby areas, which are authorized to treat COVID-19 patients, should be identified and list should be available at work place all the times.

14. The workers in the bus should be accommodated more than 50% seating capacity of the bus.
15. The norms of social distancing should be maintained while boarding/deboarding the bus.
16. Any staff/worker of the company/unit need travel through vehicle to go their work place, then in such case the online application vehicle permit will have to be obtained with necessary documents of the vehicle. **Use of two-wheeler is prohibited in any circumstances.**
17. In case of use for special transportation-vehicles for the staff/workers coming from outside for working in office, work place, factory, company, unit....then in such case
 1. The arrangement for pick up and drop from the residence of staff/worker will have to be done
 2. It has to be taken care that there is not any gathering while transporting the staff/worker for work and norms/guidance of social distancing should be followed
 3. The online vehicle permit for the vehicle to be used should be obtained from the website “digital Gujarat.gov.in” with necessary documents.
18. In case of use of public transportation, the mask and hand gloves are mandatory.
19. The common use area of the unit facility should be sanitized after each shift.
20. As per the Industry and Mines Department letter dated 19/04/2020, following should be taken care:
 1. If possible, the accommodation should be provided inside the factory premises and the mobility of them should be minimize.
 2. At the construction site in the urban area also, will be allowed if the accommodation for worker is provided at the construction site.
 3. The employer will ensure the compliance of social distancing as per notified guidelines and will do required arrangement as per notified guidelines
 4. As per the point no. 14(5) of the MHA letter no. 40-3/2020-DM-1(A) dated 19.04.2020
“E-Commerce Companies, Vehicles used by e-commerce operators will be allowed to ply with necessary permission” is cancelled

If any permission is issued in this regard is considered to be cancelled with immediate effect.

-::SCOPE::-

Applicable in only Rural Area of Ahmedabad except , “HOTSPOT areas i.e. the areas where COVID-19 is spread at high level or areas which are declared as cluster where the significant spread of COVID-19 is observed (as per the guidance issued by Ministry of Health and Family Welfare, Government of India) and Municipal Corporations & Municipalities areas.

-:: Period of Enforcement::-

This Notification will be inforce till 03.05.2020

-:: Responsibility of Implementation::-

The responsibility of implementation of the conditions/guidance mentioned in this Notification lies with the unit/owner of the unit/management/responsible person and in case of firm-partnership firm, the person/s as per law.

-:: Exception::-

Government officer on duty, the persons in business with the essential services declared by Government and those who are given permission from the competent authority.

-:Offences and Penalties for Violation of Lockdown Measures:-

Under Section 195 of Code of Criminal Procedure, 1973, the person/s who violates these rules will be legally liable as detailed below:

Offences and Penalties for Violation of Lockdown Measures

A. Section 51 to 60 of the Disaster Management Act, 2005

51. Punishment for obstruction, etc.—Whoever, without reasonable cause

(a) obstructs any officer or employee of the Central Government or the State Government, or a person authorised by the National Authority or State Authority or District Authority in the discharge of his functions under this Act; or

(b) refuses to comply with any direction given by or on behalf of the Central Government or the State Government or the National Executive Committee or the State Executive Committee or the District Authority under this Act,

shall on conviction be punishable with imprisonment for a term which may extend to one year or with fine, or with both, and if such obstruction or refusal to comply with directions results in loss of lives or imminent danger thereof, shall on conviction be punishable with imprisonment for a term which may extend to two years.

52. Punishment for false claim.—Whoever knowingly makes a claim which he knows or has reason to believe to be false for obtaining any relief, assistance, repair, reconstruction or other benefits consequent to disaster from any officer of the Central Government, the State Government, the National Authority, the State Authority or the District Authority, shall, on conviction be punishable with imprisonment for a term which may extend to two years, and also with fine.

53. Punishment for misappropriation of money or materials, etc.—Whoever, being entrusted with any money or materials, or otherwise being, in custody of, or dominion over, any money or goods, meant for providing relief in any threatening disaster situation or disaster, misappropriates or appropriates for his own use or disposes of such money or materials or any part thereof or wilfully compels any other person so to do, shall on conviction be punishable with imprisonment for a term which may extend to two years, and also with fine.

54. Punishment for false warning.—Whoever makes or circulates a false alarm or warning as to disaster or its severity or magnitude, leading to panic, shall on conviction, be punishable with imprisonment which may extend to one year or with fine.

55. Offences by Departments of the Government.—(1) Where an offence under this Act has been committed by any Department of the Government, the head of the Department shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly unless he proves that the offence was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a Department of the Government and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any officer, other than the head of the Department, such officer shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

56. Failure of officer in duty or his connivance at the contravention of the provisions of this Act.—Any officer, on whom any duty has been imposed by or under this Act and who ceases or refuses to perform or withdraws himself from the duties of his office shall, unless he has obtained the express written permission of his official superior or has other lawful excuse for so doing, be punishable with imprisonment for a term which may extend to one year or with fine.

57. Penalty for contravention of any order regarding requisitioning.—If any person contravenes any order made under section 65, he shall be punishable with imprisonment for a term which may extend to one year or with fine or with both.

58. Offence by companies.—(1) Where an offence under this Act has been committed by a company or body corporate, every person who at the time the offence was committed, was in charge of, and was responsible to, the company, for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the contravention and shall be liable to be proceeded against and punished accordingly: Provided that nothing in this sub-section shall render any such person liable to any punishment provided in this Act, if he proves that the offence was committed without his knowledge or that he exercised due diligence to prevent the commission of such offence. (2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company, and it is proved that the offence was committed with the consent or connivance of or is attributable to any neglect on the part of any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also, be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation.—For the purpose of this section— (a) "company" means any body corporate and includes a firm or other association of individuals; and (b) "director", in relation to a firm, means a partner in the firm.

59. Previous sanction for prosecution.—No prosecution for offences punishable under sections 55 and 56 shall be instituted except with the previous sanction of the Central Government or the State Government, as the case may be, or of any officer authorised in this behalf, by general or special order, by such Government.

60. Cognizance of offences.—No court shall take cognizance of an offence under this Act except on a complaint made by— (a) the National Authority, the State Authority, the Central Government, the State Government, the District Authority or any other authority or officer authorised in this behalf by that Authority or Government, as the case may be; or (b) any person who has given notice of not less than thirty days in the manner prescribed, of the alleged offence and his intention to make a complaint to the National Authority, the State Authority, the Central Government, the State Government, the District Authority or any other authority or officer authorised as aforesaid.

B. Section 188 in the Indian Penal Code, 1860

188. Disobedience to order duly promulgated by public servant.—Whoever, knowing that, by an order promulgated by a public servant lawfully empowered to promulgate such order, he is directed to abstain from a certain act, or to take certain order with certain property in his possession or under his management, disobeys such direction, shall, if such disobedience causes or tends to cause obstruction, annoyance or injury, or risk of obstruction, annoyance or injury, to any person lawfully employed, be punished with simple imprisonment for a term which may extend to one month or with fine which may extend to two hundred rupees, or with both; and if such disobedience causes or trends to cause danger to human life, health or safety, or causes or tends to cause a riot or affray, shall be punished with imprisonment of either description for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both.

Explanation.—It is not necessary that the offender should intend to produce harm, or contemplate his disobedience as likely to produce harm. It is sufficient that he knows of the order which he disobeys, and that his disobedience produces, or is likely to produce, harm.

Illustration

An order is promulgated by a public servant lawfully empowered to promulgate such order, directing that a religious procession shall not pass down a certain street. A knowingly disobeys the order, and thereby causes danger of riot. A has committed the offence defined in this section.

The Executive Magistrate deputed in Ahmedabad Rural Revenue area, Head Constable, Police Sub Inspector and all other senior police officers than PSI are authorized to register written complaint under section 188 against the violators of this Notification.

As it is not possible to issue the copy of the notification to each individual, it will be published through news paper, radio, television, cable tv or the at the notice board of the offices and will be published in the state government gazette.

Today, it is notified by me with my signature and this office stamp dated 19.04.2020.

Signature
(Harshad Vora)
Additional District Magistrate
Ahmedabad

Cc to:

- 1 SP, Ahmedabad (Rural)
(to send to all police stations)
- 2 SDM office, City east prant/city west prant/daskroi/sanand/Viramgam/dholka/dhandhuka, Dist – Ahmedabad
- 3 Divisional Police officer, Dholka, Viramgam, Sarkhej
- 4 Executive Magistrate, Ahmedabad Asarava city east/Maninagar city east/vatva city east/ghatlodiya city west/Sabarmati city west/vejalpur city west/daskroi/dholka/Viramgam/sanand/mandal/detroj/dhandhuka/bavla/dholera

Cc for information:

- 1 Secretary, Home Department, Sachivalaya, Gandhinagar
- 2 Secretary, Health & Family Welfare Department, Gandhinagar
- 3 Police Commissioner, Ahmedabad City
- 4 Registrar, Ahmedabad District Court, Mirzapur, Ahmedabad
- 5 Registrar, Ahmedabad Civil court & session court, Bhadra, Ahmedabad
- 6 District Development Officer, Jilla Panchayat, Lal Darvaja, Ahmedabad
- 7 Municipal Commissioner, Ahmedabad

Copy for information:

- 1 Government Advocate, District Court, Ahmedabad (Rural)
- 2 Government Advocate, City Civil Court & session court, Ahmedabad

Cc:

- 1 Joint Director (Information), Ambavadi, Ahmedabad
(to publish in daily newspaper)
- 2 Manager, Government press, Vadodara
(to publish in part-1 of gazette and to send back 15 copies of it)

::-Annexure:-
(Refer Point No. 2 of special note)

Sr. No.	Related officer for various services	Phone Number
	For Medical services	
1	Chief District Health Officer, Jilla Panchayat, Ahmedabad	6355016421 9099064030
2	Health Officer, Municipal Corporation, Ahmedabad	9924333925
	For Transport services	
1	GM, DIC, Ahmedabad	7567020310 8460827591
2	Manager, GIDC, Ahmedabad	9879110025
3	Additional Labour Commissioner, Ahmedabad	9979427566
	For Industrial Services	
1	GM, DIC, Ahmedabad	8460827591
2	Manager, GIDC, Ahmedabad	9879110025