



ਦਫਤਰ ਜਿਲਾ ਮੈਜਿਸਟਰੇਟ, ਜਲੰਧਰ
Office of the District Magistrate
Jalandhar (Punjab)

No.

Date

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ORDER:

Whereas, in order to curb the spread of the COVID-19 pandemic caused by coronavirus, the Government of Punjab has imposed various restrictions like mandatory use of face-mask at public places, social and physical distancing and curbs on public gatherings beyond specified number of persons and time etc. The Department of Health & Family Welfare, Government of Punjab have mandated imposing of various penalties in case or Violation of Government instructions and guidelines regarding prevention & control of Covid-19 i.e. Social Distancing norms and wearing of masks in public places. These penalties have backing of statutory law as these have been imposed keeping in view the provisions of Epidemic Disease Act 1897 and Disaster Management Act, 2005.

Whereas the State Government through the Department of Home Affairs and Justice, vide memo no. 5/210/2017-4H4/5871-73 dated 06.11.2018, has issued detailed guidelines to regulate holding of processions /assemblies / protests/ demonstrations/ dharnas/ marches etc. In the above said guidelines/advisory issued on dated 06.11.2018, it has been laid down that prior approval of competent authority is necessary to organise any processions/assemblies/ protests/demonstrations/dharnas/ marches etc. The organisation carrying out any such authority is obligated to entire public safety & public order as well as safety of public and private property. Any such activity can be carried out at designated place earmarked by the competent authority and strict liability has been envisaged in the event of any violation of the guidelines/advisories.

Whereas Hon'ble Punjab and Haryana High Court had also passed various orders regarding regulation of public gathering to hold protests, demonstrations, agitations etc. During the course of proceedings in Civil Writ Petition (PIL) No. 40 of 2018, vide Order dated 30.11.2018, the Hon'ble Punjab and Haryana High Court had, inter-alia, directed that:-



- "i) *The organizers who have planned to stage any Dharna, protest or demonstration shall do so only after obtaining prior permission from the District Administration and shall carry out peaceful activities only at the place Identified to carry out the same by the District Administration.*
- ii) *The police authorities shall ensure that those coming to participate in the agitation do not carry any weapons, which includes fire arms, knives, lathis and the likes.*
- iii) *The organizers shall give an undertaking to the Administration that they shall ensure peaceful protest/ demonstration / agitation at the designated site only.*
- iv) *The police authorities and the State Government shall ensure video graphy of any protest/ demonstration being held to the maximum extent possible.*
- v) *The police authorities keep a strict vigil and regulate entries from all the entry points"*

In furtherance to the above, in its order dated 14th September, 2020 passed in CM-54-CWP-PIL-2020 in CWP-PIL-46 of 2019, the Hon'ble Punjab and Haryana High Court had observed as under

"5 *The Court notes from the previous order that notification dated 6th November, 2018 has already been issued by the State Government prescribing guidelines/advisory for regulating the organizations and conduct of processions, assemblies, protests, demonstrations, marches, etc. It is directed that these organizations and bodies intending to state any protest or dharna anywhere in the State of Punjab shall abide by the aforementioned guidelines issued by the State Government and notification dated 6th November, 2018 as well as the directions issued by this Court on 30th November, 2018 and 6th March, 2019"*



Order 1 issued by Undersigned vide ENDST No 16593-613/MA Dated 9.9.2020 Stated that:-

"4. Ban on gatherings: (through out the district)

Section 144 of the Crpc be invoked and orders be issued to prohibit all social, political, religious gathering, protests and demonstrations throughout the district. However, gatherings relating to marriage and funerals shall be allowed only for 30 persons and 20 persons respectively.

Strict action be taken against the organisers and main participants for violation of orders u/s 144 of Crpc"

In view of the above, It is hereby directed that the mandatory guidelines/advisories issued by the Government of Punjab to curb spread of Covid-19 and various orders issued by DC Office Jalandhar to regulate conduct of processions/assemblies/ protests/demonstrations/ dharnas/ marches etc. during pandemic through Unlock 4.0 as well as various Orders passed by Hon'ble Punjab and Haryana High Court be followed in letter & spirit throughout the jurisdiction of District Jalandhar, so that efforts being made by Government of Punjab to curb the spread of Pandemic caused by Corona virus are not hampered by any act of violation by any individual or organisation.



(Ghanshyam Thori, IAS)
District Magistrate
Jalandhar.

Endst. No. 17096-17113 /MA Dated 15.09.2020

A copy is forwarded to the following for information and necessary action please.

- 1) Chief Secretary to Govt. of Punjab, Chandigarh.
- 2) Addl. Chief Secretary to Govt. of Punjab, Deptt. Of Home Affairs and Justice, Chandigarh.
- 3) Principal Secretary to Govt. of Punjab, Chandigarh.
- 4) Director General of Police, Punjab/DIG/CID, Punjab, Chandigarh.
- 5) Divisional Commissioner, Patiala Division, Patiala.
- 6) District & Session Judge, Jalandhar.
- 7) All District Magistrates, Punjab.
- 8) Commissioner of Police, Jalandhar.
- 9) Commissioner, Municipal Corporation, Jalandhar.
- 10) Senior Superintendent of Police Jalandhar. (Rural)
- 11) Addl. Deputy Commissioner, Jalandhar.
- 12) All SDM's in District Jalandhar.
- 13) District Public Relation Officer, Jalandhar.
- 14) Civil Surgeon, Jalandhar.
- 15) District Development and Panchayat Officer, Jalandhar.
- 16) All Concerned Officers.
- 17) PA to DC, Steno to ADC, Steno to AC (G), Steno to AC (Gr)

(Ghanshyam Thori, IAS)
District Magistrate
Jalandhar.