



गोंडवाना विद्यापीठ, गडचिरोली

(महाराष्ट्र शासन अधिसूचना क्रमांक २००७/(३२२/०७)विशि-४ महाराष्ट्र विद्यापीठ अधिनियम १९९४(१९९४ चा महा.३५) च्या कलम ३ च्या पोटकलम(२) अन्वये दिनांक २७ सप्टेंबर, २०११ रोजी स्थापित व महाराष्ट्र सार्वजनिक विद्यापीठ अधिनियम, २०१६ (सन २०१७ चा महाराष्ट्र विद्यापीठ अधिनियम क्रमांक ६) द्वारा संचालित राज्य विद्यापीठ)

(आस्थापना विभाग)

एम. आय. डी. सी. रोड, कॉम्प्लेक्स, गडचिरोली जि. गडचिरोली ४४२६०५
दुरध्वनीक्र. ०७१३२-२२३१०४ email:- gondwanaesst@gmail.com

जा.क्र. गो.वि./आस्था./२१५९/२०२०

दि. ३१/०७/२०२०

परिपत्रक

विषय:- राज्यात कोरोना विषाणू (कोव्हीड १९) चा प्रादूर्भाव रोखण्यासाठी प्रतिबंधात्मक उपाययोजना करण्याबाबत.

- संदर्भ :- १) मा. शिक्षण संचालक, उच्च शिक्षण, महाराष्ट्र राज्य, पुणे यांचे पत्र क्र. उशिंसं/२०२०/कोरोना/मवि-१/४९५५ दि. ३०/०७/२०२०
२) महसूल, वन, आपत्ती व्यवस्थापन मदत व पुर्नवसन विभाग महाराष्ट्र शासन यांचे आदेश क्र. DMU/2020/CR-92/DisM-1, दिनांक २९ जुलै, २०२०
३) गृहमंत्रालय, भारत सरकार यांचे आदेश क्र. ४०-३/२०२०-DM-I(A) दिनांक २९ जुलै, २०२०
४) महाराष्ट्र शासन, वित्त विभाग, शासन परिपत्रक क्र. संकीर्ण १०२०२०/प्र.क्र.०१/सचिव (व्यय) दिनांक ०५ जून, २०२०
५) विद्यापीठाचे परिपत्रक क्र. गो.वि./आस्था./१८३६/२०२० दिनांक ०२/०७/२०२०

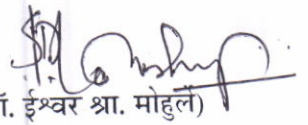
आपणास विदीतच आहे की, केंद्र शासन, राज्य शासन व विद्यापीठ अनुदान आयोगाच्या निर्देशानुसार वेळोवेळी निर्गमित परिपत्रकाद्वारे विद्यापीठाशी संलग्नित सर्व महाविद्यालये, विद्यापीठाचे पदव्युत्तर शैक्षणिक विभाग व विद्यापीठाच्या प्रशासकीय विभागांना कोरोना विषाणू (कोव्हीड १९) प्रसारावर प्रतिबंधात्मक उपाययोजना करण्याबाबत कळविण्यात आले आहे. तसेच परिपत्रकामधील दिशानिर्देशाचे व सुचनांचे काटेकोरपणे पालन करण्याचे सुध्दा सर्व संबंधितांना सुचित करण्यात आले असून शासनाच्या संदर्भिय आदेशानुसार संदर्भिय क्र. २ अन्वये टाळेबंदीचा कालावधी दिनांक ३१ ऑगस्ट, २०२० रोजीपर्यंत वाढविण्यात आला आहे.

उपरोक्त संदर्भिय शासन आदेशाचे काटेकोरपणे पालन करावे. टाळेबंदीच्या कालावधीत कार्यालयामध्ये काम करणाऱ्या अधिकारी व कर्मचारी यांनी आरोग्य सेतू ॲप (App) वापरणे, मास्क वापरणे व Physical Distancing पाळणे बंधनकारक असून याची जबाबदारी संबंधित विभागप्रमुख/नियंत्रण अधिकारी यांची राहिल.

तसेच टाळेबंदीच्या कालावधी दरम्यान शिक्षक, संशोधक, विद्यापीठाच्या प्रशासकीय विभागातील संवैधानिक अधिकारी, अधिकारी व शिक्षकेत्तर कर्मचाऱ्यांनी मुख्यालय न सोडता घरी राहून (Work from Home) संबंधित विभागाचे कामकाज करावे. विद्यापीठ व संलग्नित महाविद्यालये यांनी कर्मचारी संख्येच्या १५ टक्के किंवा १५ कर्मचारी, यापैकी जी संख्या जास्त असेल त्या संख्येच्या प्रमाणात शासन आदेशाचे व शासन निर्णयाचे अवलोकन करून संख्या निर्धारित करावी.

संदर्भ क्र. २ अन्वये टाळेबंदीच्या कालावधीत कार्यालयातील कर्मचाऱ्यांची उपस्थिती नियंत्रित करण्यात आली असल्यामुळे विद्यापीठ प्रशासनाने दिलेल्या किंवा अधिकारी, कर्मचारी यांच्या नेहमीच्या वापरात असलेला ईमेल तसेच व्हॉट्सॲप व लघुसंदेश (SMS) चा वापर प्रशासकीय कामकाजासाठी आणि सर्व संबंधितांना सुचना/आदेश देण्यासाठी ग्राह्य धरण्यात येईल याची नोंद घ्यावी.

वरील संदर्भिय आदेश/शासन निर्णय/परिपत्रक /पत्र या परिपत्रकासमवेत संलग्नित आहेत. कृपया अवलोकन व्हावे. तसेच आपल्या जिल्ह्याच्या मा. जिल्हाधिकारी/शासनाद्वारे प्राधिकृत अधिकारी यांचेद्वारा वेळोवेळी निर्गमित करण्यात येणाऱ्या आदेशाचे अनुषंगाने आपल्या स्तरावर आवश्यक कार्यवाही घ्यावी. तसेच घेतलेल्या कार्यवाहीचा अनुपालन अहवाल शिक्षण संचालनालयास सादर करावा.


(डॉ. ईश्वर श्रा. मोहले)

कुलसचिव

गोंडवाना विद्यापीठ, गडचिरोली

सहपत्र:- संदर्भिय शासन आदेश व पत्र
प्रतिलिपी:-

१. मा. कुलगुरू, गोंडवाना विद्यापीठ, गडचिरोली यांना माहितीस्तव सविनय सादर.
२. मा. प्र-कुलगुरू, गोंडवाना विद्यापीठ, गडचिरोली यांना माहितीस्तव सविनय सादर.
३. मा. शिक्षण संचालक, उच्च शिक्षण, महाराष्ट्र राज्य, पुणे यांना माहितीस्तव सविनय सादर.
४. मा. सहसंचालक, उच्च शिक्षण, नागपूर विभाग, नागपूर यांना माहितीस्तव सादर.
५. विद्यापीठाशी संलग्नित महाविद्यालयांचे प्राचार्य यांना आवश्यक कार्यवाहीसाठी अग्रेषित.
६. विद्यापीठाच्या पदव्युत्तर शैक्षणिक विभागांचे सर्व विभाग प्रमुख, यांना आवश्यक कार्यवाहीसाठी अग्रेषित.
७. विद्यापीठाचे सर्व प्रशासकीय विभाग/युनिट प्रमुख यांना आवश्यक कार्यवाहीसाठी अग्रेषित.
८. विभाग प्रमुख, विज्ञान व तंत्रज्ञान संसाधन केंद्र, गोंडवाना विद्यापीठ, गडचिरोली.

दिनांक: २९/०७/२०२०
क्रमांक: २०२०/२६११११-३

फोन नं. ०२०/२६११११-३
दिनांक ३०.०७.२०२०

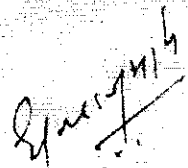
30 JUL 2020

प्रति,
१. श्री कुलगुरु,
सर्व अकृषी / अभिमत / स्वयं अर्थसहायित विद्यापीठे,
२. सर्व विभागीय सहसंचालक, उच्च शिक्षण

विषय : Easing of Restrictions and Phase-wise opening of
Lockdown, (MISSION BEGIN AGAIN).
संदर्भ : Government of Maharashtra Department of Revenue
and Forest, Disaster Management, Relief and
Rehabilitation, Mantralaya, Mumbai Order No.DMU/
२०२०/CR.१२/DisM-१, Dated २९th July २०२०

उपरोक्त विषयी संदर्भात आदेशाची प्रत सोबत जोडली आहे. तसेच सदर आदेशामध्ये दिलेल्या संबंधित सूचनांच्या अनुषंगाने आवश्यक ती कार्यवाही करण्यात यावी.

तसेच सर्व विभागीय सहसंचालक, उच्च शिक्षण यांनी सदर आदेशान्वये दिलेल्या संबंधित सूचनांच्या अनुषंगाने सर्व अकृषी / अभिमत / स्वयं अर्थसहायित विद्यापीठ तसेच शासकीय / अशासकीय अनुदानित / विनाअनुदानित / कायम विनाअनुदानित / मॉडेल डिग्री महाविद्यालये / वसतीगृहे व परिसरस्थ यांना सूचना देण्यात आल्यात. त्याबाबत अनुपालन अहवाल संचालनालयास सादर करण्यात यावा.


(डॉ. धनराज माने)
शिक्षण संचालक (उच्च शिक्षण)
महाराष्ट्र राज्य, पुणे - १

याचा अर्थ महाराष्ट्र शासकीय उच्च व तंत्रशिक्षण विभाग, मंत्रालय, विस्तार भवन, मुंबई ४०००३२
यांना सादर करावा.

GOVERNMENT OF MAHARASHTRA
Department of Revenue and Forest, Disaster Management,
Relief and Rehabilitation, Mantralaya, Mumbai- 400 032
No: DMU/2020/CR. 92/DisM-1, Dated: 29th-July, 2020

ORDER

Easing of Restrictions and Phase-wise opening of Lockdown. (MISSION BEGIN AGAIN)

Reference:

- 1) The Epidemic Diseases Act, 1897.
- 2) The Disaster Management Act, 2005
- 3) Revenue and Forest. Disaster Management. Relief and Rehabilitation Department Order No. DMU-2020/C.R.92/DMU-I, dated 2nd May 2020, 3rd May 2020, 5th May 2020, 11th May 2020, 15th May 2020, 17th May 2020, 19th May 2020, 21st May 2020, 31 May 2020, 4th June 2020, 25th June 2020, 29th June 2020, 6th July 2020 and 7th July 2020.
- 4) Ministry of Home Affairs (MHA) Order No. 40-3/2020-PM-1 (A) Dated 1st May 2020, 11th May 2020, 17th May 2020, 20th May 2020, 30th May 2020, 29th June 2020.


Whereas, in exercise of the powers, conferred under the Disaster Management Act 2005, the undersigned, in his capacity as Chairperson, State Executive Committee has issued an Order dated 29th June, 2020 to extend the lockdown measures up to 31st July, 2020 and issued revised consolidated guidelines from time to time vide above mentioned orders to contain the spread of COVID-19.

Whereas the State Government is satisfied that the State of Maharashtra is threatened with the spread of COVID-19 virus, and therefore to take certain emergency measures to prevent and contain the spread of virus, the Government in exercise of the powers conferred under Section 2 of the Epidemic Diseases Act, 1897, read with all other enabling provisions of The Disaster Management Act, 2005, it is expedient to extend the lockdown in the entire State of Maharashtra further till midnight of 31st August, 2020.

Now, therefore, in exercise of the powers conferred under Section 2 of the Epidemic Diseases Act, 1897 and the powers, conferred under The Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, State Executive Committee, hereby issues directions to extend the lockdown, with amendments, to operationalize MISSION BEGIN AGAIN for easing of restrictions and phase-wise opening, till 31st August, 2020 for

MISSION BEGIN AGAIN

1



containment of COVID-19 epidemic in the State and all Departments of Government of Maharashtra shall strictly implement the guidelines issued earlier from time to time.

It is directed that, considering the local conditions the concerned District Collector and the Commissioners of the Municipal Corporations in the State may enforce certain measures and necessary restrictions in specified local areas on the permitted non-essential activities and the movement of persons to contain the spread of the epidemic. It is further directed that the movement of persons for the purposes of non-essential activities like shopping and the outdoor exercises, shall be restricted within the neighbourhood area limits with all necessary prescribed mandatory precautions of wearing masks, social distancing and personal hygiene. It is also directed that the unrestricted movement will be permitted only for attending place of work which are open as mentioned in **Annexure II** and bonafide humanitarian requirement including medical reason.

It is further directed that the National Directives for COVID-19 management as specified in **Annexure I** shall be followed throughout the State. The activities already allowed and permitted from time to time as mentioned in **Annexure II** shall be continued and all earlier orders shall be aligned with this order and shall remain in force up to and inclusive of 31st August, 2020. Further easing under MISSION BEGIN AGAIN will be notified in the due course.

Any person violating these measures will be liable to be proceeded against as per the provisions of Section 51 to 60 of the Disaster Management Act, 2005 besides legal action under section 188 of the IPC, and other legal provisions as applicable. Extracts of these penal provisions are at **Annexure III**.

BY ORDER AND IN THE NAME OF THE GOVERNOR OF MAHARASHTRA



(SANJAY KUMAR)
CHIEF SECRETARY
GOVERNMENT OF MAHARASHTRA

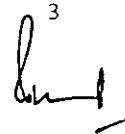
Copy to :

1. Principal Secretary to Hon'ble Governor of Maharashtra, Mumbai.
2. Hon'ble Chairman, Maharashtra Legislative Council.
3. Hon'ble Speaker, Maharashtra Legislative Assembly.
4. Additional Chief Secretary to Hon'ble Chief Minister, Government of Maharashtra.

5. Principal Secretary to Hon'ble Chief Minister, Government of Maharashtra,
6. Secretary to Hon'ble Deputy Chief Minister, Government of Maharashtra,
7. Private Secretary to Leader of Opposition, Legislative Council / Assembly,
8. Private Secretaries of All Hon'ble Minister/Minister of State, Mantralaya,
9. All Additional Chief Secretaries / Principal Secretaries / Secretaries of Government of Maharashtra.
10. Director General of Police, Maharashtra State, Mumbai,
11. Principal Secretary, Public Health Department, Mantralaya,
12. Secretary, Medical Education, Mantralaya,
13. All Divisional Commissioners in the State
14. All Commissioners of Police in the State
15. All Commissioners of Municipal Corporations in the State
16. All District Collectors
17. All Chief Executive Officers, Zilla Parishad
18. All District Superintendents of Police in the State

MISSION BEGIN AGAIN

3



ANNEXURE 1

(MISSION BEGIN AGAIN: Department of Revenue and Forest, Disaster Management, Relief and Rehabilitation, Mantralaya, Mumbai- 400 032, No: DMU/2020/CR. 92/DisM-1, Dated: 29th July, 2020)

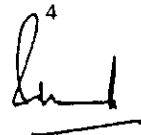
National Directives for COVID-19 Management

- 1) **Face coverings** – wearing of face cover is compulsory in public places, in work places and during transport.
- 2) **Social distancing** – Individuals must maintain a minimum distance of 6 feet (2 Gaz Ki doori) in public places.
Shops will ensure physical distancing among customers and will not allow more than five persons at one time.
- 3) **Gatherings** – large public gatherings / congregations continue to remain prohibited.
Marriage related Gatherings – Number of guests not to exceed 50.
Funeral / last rites related Gatherings – Number of persons not to exceed 20.
- 4) **Spitting in public places** will be punishable with fine, as may be prescribed by the concerned authority in accordance with its laws, rules or regulations.
- 5) **Consumption of liquor, Paan, tobacco, etc** in public places is prohibited.

Additional directives for work places.

- 6) **Work from Home (WFH)** – as far as possible the practice of WFH should be followed. Staggering of work / business hours will be followed in offices, workplaces, shops, markets and industrial & commercial establishments.
- 7) **Screening and Hygiene** – provision for thermal screening, hand wash and sanitizer will be made available at all entry and exit points and common areas.
- 8) **Frequent sanitization** of entire workplace, common facilities and all points which come into human contact e.g. door handles etc. will be ensured, including between shifts.
- 9) **Social Distancing** – all persons in charge of workplaces will ensure adequate distance between workers, adequate gaps between shifts, staggering the lunch breaks of staff etc.

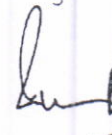
MISSION BEGIN AGAIN

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(MISSION BEGIN AGAIN: Department of Revenue and Forest, Disaster Management, Relief and Rehabilitation, Mantralaya, Mumbai- 400 032, No: DMU/2020/CR. 92/DisM-1, Dated: 29th, July, 2020)

A. In Municipal corporations of MMR Region including MCGM, Municipal Corporations of Pune, Solapur, Aurangabad, Malegaon, Nashik, Dhule, Jalgaon, Akola, Amravati and Nagpur following activities are permitted with restrictions as specified in the Orders issued from time to time. Standard Operating Procedure will be given by the concerned Urban Local Bodies.

- i) All essential shops which are allowed to remain open before this order, shall continue to do so.
- ii) All non-essential shops will be allowed to continue as per relaxations and guidelines issued vide Order 31st May, 2020, 4th June, 2020 and 29th June 2020 and are in operation as per the policy of respective Municipal Corporation. All non-essential markets, market areas & shops will remain open from 9 am to 7 pm. Liquor shops will continue to operate if permitted, home delivery or otherwise.
- iii) Malls and market complexes will be operational from 9 am to 7 pm with effect from 5th August, 2020 without theatres, Food Courts / Restaurants. However kitchen of restaurant and food courts will be allowed to operate in Malls wherein only home delivery through aggregators will be allowed..
- iv) E-commerce activity for essential as well as non-essential items & material.
- v) All the industrial units which are presently open will continue to operate.
- vi) All constructions sites (Public/Private) which are allowed to remain open and operational. All such pre-monsoon works (Public and Private) which are allowed.
- vii) Home delivery restaurants / Kitchen.
- viii) On-line / distance learning and related activities.
- ix) All Governments offices (excluding Emergency, health & Medical, treasuries, disaster management, police, NIC, Food & Civil Supply, FCI, N.Y.K., Municipal Services to function with 15% strength or 15 persons whichever is higher.
- x) All private offices can operate up to 10% strength or 10 people, whichever is more
- xi) Activities related to self-employed people like plumbers, electricians, pest-control and technicians.
- xii) Garages to mend vehicles and workshops with prior appointments



- xiii) The inter-district movement of persons within the area of Municipal Corporations under the MMR (Mumbai Metropolitan Region) for the essential activities and the office purposes. For shopping purposes people are expected to use only nearby / neighbourhood markets only. Long distance travel for non-essential items will not be permitted.
- xiv) Marriage related gatherings on open spaces, lawns, Non Air conditioned halls as mentioned in Order dated 23rd June 2020.
- xv) Outdoor Physical Activities with restrictions
- xvi) Printing and Distribution of newspapers (including home delivery)
- xvii) The offices/staff of Educational institutions (Universities/ Colleges/ Schools) for the purpose of non-teaching purposes including development of e-content, evaluation of answer sheets and declaration of results, research workers and scientists.
- xviii) Barber Shops, Spas, Saloons, Beauty Parlors with conditions as permitted by State Government as mentioned in Order dated 25th June 2020.
- xix) Outdoor non team sports like Golf courses, outdoor firing range, outdoor gymnastics, tennis, outdoor badminton and malkhamb will be allowed with physical distancing and sanitation measures with effect from 5th August, 2020. Swimming pools will not be allowed to operate.
- xx) Movement of people is allowed in following manner:

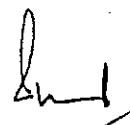
Taxi/Cab/aggregator	Only essential 1 + 3
Rickshaw	Only essential 1 + 2.
Four Wheeler	Only essential 1 + 3
Two wheeler	1 + 1 with helmet and mask.

Wearing of mask shall be compulsory in transport system.

- xxi) Any other allowed and permitted activity by any specific/ general order.

B. In the rest of State except the areas covered in above A, all activities, which are not explicitly prohibited or banned, shall continue to be permitted, with restrictions as specified in the Orders issued from time to time:-

- i. All essential shops which are allowed to remain open before this order, shall continue to do so.



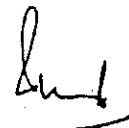
- ii. Intra district bus service will be allowed with maximum 50% capacity per bus with physical distancing and sanitation measures.
- iii. Inter-district movement will continue to be regulated.
- iv. All non-essential markets / shops will remain open from 9 a.m. to 7 p.m.
- v. Malls and market complexes will be operational from 9 am to 7 pm with effect from 5th August, 2020 without theatres. Food Courts / Restaurants. How ever kitchen of restaurant and food courts will be allowed to operate in Malls wherein only home delivery through aggregators will be allowed. Standard Operating Procedure will be given by the concerned Urban / Rural Local Bodies.
- vi. Marriage related gatherings on open spaces, lawns, Non Air conditioned halls as mentioned in Order dated 23rd June 2020.
- vii. Outdoor Physical Activates with restrictions
- viii. Printing and Distribution of newspapers (including home delivery)
- ix. The offices / staff of Educational institutions (Universities/ Colleges/ Schools) for the purpose of non-teaching purposes including development of e-content, evaluation of answer sheets and declaration of results, research workers and scientists.
- x. Barber Shops, Spas, Saloons, Beauty Parlors with conditions as permitted by State Government as mentioned in Order dated 25th June 2020.
- xi. Outdoor non team sports like Golf courses, outdoor firing range, gymnastics, tennis, outdoor badminton and malkhamb will be allowed with physical distancing and sanitation measures with effect from 5th August, 2020. Swimming pools will not be allowed to operate.
- xii. All public and private transport will follow passenger management:

Two wheeler	1 + 1 with helmet and mask.
Three wheeler	Only essential 1 + 2
Four Wheeler	Only essential 1 + 3

Wearing of mask shall be compulsory in transport system

- xiii. Any other allowed and permitted activity by any specific/general order.

C. Easing of Restrictions and opening up of the activities which remain prohibited across the State will be done in phased manner alongwith Standard Operating Procedures / Guidelines.



[Department of Revenue and Forest, Disaster Management, Relief and Rehabilitation, Mantralaya, Mumbai- 40032, Order No: DMU/2020/CR. 92/DisM-1, Dated: 29th July, 2020]

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,

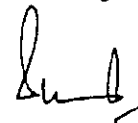
shall on conviction be punishable with imprisonment for a term which may extend to one year or with fine, or with both, and if such obstruction or refusal to comply with directions results in loss of lives or imminent danger thereof, shall on conviction be punishable with imprisonment for a term which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

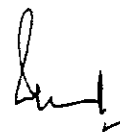
57. Penalty for contravention of any order regarding requisitioning.—If any person contravenes any order made under section 65, he shall be punishable with imprisonment for a term which may extend to one year or with fine or with both.

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 anybody 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 authorized as aforesaid.

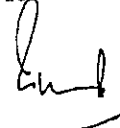
B. Section 188 in the Indian Penal Code, 1860

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 tends 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.



No. 40-3/2020-DM-I(A)
Government of India
Ministry of Home Affairs

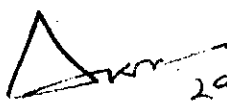
North Block, New Delhi-110001
Dated 29th July, 2020

ORDER

Whereas, an Order of even number dated 29.06.2020 was issued for containment of COVID-19 in the country, for a period upto 31.07.2020;

Whereas, in exercise of the powers under section 6(2)(i) of the Disaster Management Act, 2005, National Disaster Management Authority (NDMA) has directed the undersigned to issue an order to re-open more activities in areas outside the Containment Zones and to extend the lockdown in Containment Zones upto 31.08.2020;

Now therefore, in exercise of the powers, conferred under Section 10(2)(l) of the Disaster Management Act 2005, the undersigned hereby directs that guidelines on **Unlock 3**, as annexed, will be in force upto 31.08.2020.


29/07/2020
Union Home Secretary

and, Chairman, National Executive Committee (NEC)

To:

1. The Secretaries of Ministries/ Departments of Government of India
 2. The Chief Secretaries/Administrators of States/Union Territories
- (As per list attached)

Copy to:

- i. All Members of the National Executive Committee
- ii. Member Secretary, National Disaster Management Authority

Guidelines for Phased Re-opening (Unlock 3)

[As per Ministry of Home Affairs (MHA) Order No. 40-3/2020-DM-1 (A)
dated 29th July, 2020]

1. Activities permitted during Unlock 3 period outside the Containment Zones

In areas outside the Containment Zones, all activities will be permitted, except the following:

- (i) Schools, colleges, educational and coaching institutions will remain closed till 31st August, 2020. Online/ distance learning shall continue to be permitted and shall be encouraged.
- (ii) Cinema halls, swimming pools, entertainment parks, theatres, bars, auditoriums, assembly halls and similar places.
Yoga institutes and gymnasiums will be allowed to function from 5th August 2020 for which, Standard Operating Procedure (SOP) will be issued by the Ministry of Health & Family Welfare (MoHFW).
- (iii) International air travel of passengers, except as permitted by MHA.
- (iv) Metro Rail.
- (v) Social/ political/ sports/ entertainment/ academic/ cultural/ religious functions and other large congregations.

Dates for re-starting the above activities may be decided separately and necessary SOPs shall be issued for ensuring social distancing and to contain the spread of COVID-19.

2. Independence day functions

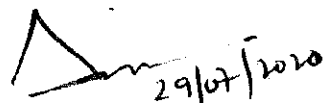
Independence day functions at National, State, District, Sub-Division, Municipal and Panchayat levels and 'At Home' functions, wherever held, will be allowed with social distancing and by following other health protocols e.g. wearing of masks. In this regard instructions issued vide MHA letter no 2/5/2020-Public dated 21.07.2020 shall be followed.

3. National Directives for COVID-19 Management

National Directives for COVID-19 Management, as specified in Annexure I, shall continue to be followed throughout the country.

4. Lockdown limited to Containment Zones

- (i) Lockdown shall continue to remain in force in the Containment Zones till 31st August, 2020.
- (ii) Containment Zones will be demarcated by the District authorities after taking into consideration the guidelines of MoHFW with the objective of

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29/07/2020

effectively breaking the chain of transmission. These Containment Zones will be notified on the websites by the respective District Collectors and by the States/ UTs and information will be shared with MOHFW.

- (iii) In the Containment Zones, only essential activities will be allowed. There shall be strict perimeter control to ensure that there is no movement of people in or out of these zones, except for medical emergencies and for maintaining supply of essential goods and services. In the Containment Zones, there shall be intensive contact tracing, house-to-house surveillance, and other clinical interventions, as required. Guidelines of MoHFW shall be effectively implemented for the above purpose.
- (iv) Activities in the Containment Zones shall be monitored strictly by the State/ UT authorities, and the guidelines relating to containment measures in these zones shall be strictly implemented.
- (v) States/ UTs may also identify Buffer Zones outside the Containment Zones, where new cases are more likely to occur. Within the buffer zones, restrictions as considered necessary may be put in place by the District authorities.

5. States/ UTs, based on their assessment of the situation, may prohibit certain activities outside the Containment zones, or impose such restrictions as deemed necessary.

However, there shall be no restriction on inter-State and intra-State movement of persons and goods including those for cross land-border trade under Treaties with neighbouring countries. No separate permission/ approval/ e-permit will be required for such movements.

6. Movement of persons with SOPs


Movement by passenger trains and *Shramik* special trains; domestic passenger air travel; movement of Indian Nationals stranded outside the country and of specified persons to travel abroad; evacuation of foreign nationals; and sign-on and sign-off of Indian seafarers will continue to be regulated as per SOPs issued.

7. Protection of vulnerable persons

Persons above 65 years of age, persons with co-morbidities, pregnant women, and children below the age of 10 years are advised to stay at home, except for essential and health purposes.

8. Use of *Aarogya Setu*

- (i) *Aarogya Setu* enables early identification of potential risk of infection, and thus acts as a shield for individuals and the community.

 29/07/2020

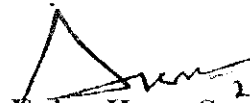
- (ii) With a view to ensuring safety in offices and work places, employers on best effort basis should ensure that *Aarogya Setu* is installed by all employees having compatible mobile phones.
- (iii) District authorities may advise individuals to install the *Aarogya Setu* application on compatible mobile phones and regularly update their health status on the app. This will facilitate timely provision of medical attention to those individuals who are at risk.

9. Strict enforcement of the guidelines

- (i) State/ UT Governments shall not dilute these guidelines issued under the Disaster Management Act, 2005, in any manner.
- (ii) All the District Magistrates shall strictly enforce the above measures.

10. Penal provisions

Any person violating these measures will be liable to be proceeded against as per the provisions of Section 51 to 60 of the Disaster Management Act, 2005, besides legal action under Section 188 of the IPC, and other legal provisions as applicable. Extracts of these penal provisions are at **Annexure II**.


29/07/2020

Union Home Secretary
and, Chairman, National Executive Committee

National Directives for COVID-19 Management

1. **Face coverings:** Wearing of face cover is compulsory in public places; in workplaces; and during transport.
2. **Social distancing:** Individuals must maintain a minimum distance of 6 feet (2 gaz ki doori) in public places.
Shops will ensure physical distancing among customers.
3. **Gatherings:** Large public gatherings/ congregations continue to remain prohibited.
Marriage related gatherings : Number of guests not to exceed 50.
Funeral/ last rites related gatherings : Number of persons not to exceed 20.
4. **Spitting in public places** will be punishable with fine, as may be prescribed by the State/ UT local authority in accordance with its laws, rules or regulations.
5. **Consumption of liquor, paan, gutka, tobacco etc.** in public places is prohibited.

Additional directives for Work Places

6. **Work from home (WfH):** As far as possible the practice of WfH should be followed.
7. **Staggering of work/ business hours** will be followed in offices, work places, shops, markets and industrial & commercial establishments.
8. **Screening & hygiene:** Provision for thermal scanning, hand wash or sanitizer will be made at all entry points and of hand wash or sanitizer at exit points and common areas.
9. **Frequent sanitization** of entire workplace, common facilities and all points which come into human contact e.g. door handles etc., will be ensured, including between shifts.
10. **Social distancing:** All persons in charge of work places will ensure adequate distance between workers, adequate gaps between shifts, staggering the lunch breaks of staff, etc.

 29/07/2020

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.

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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 anybody 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.

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