

परिशिष्ट-तीन

THE UNITED PROVINCES MELAS RULE MISCELLANEOUS

October 16, 1940

No. 98 (2) (iii) 38- In exercise of the powers conferred by sub-section (9) of the United Provinces Melas Act, 1938 (XVI of 1938), the Governor is pleased to make the following rules for carrying out the purposes of the said Act:

1. Name, extent and commencement:

(1) These rules may be called the Allahabad Magh Mela Rules, 1940.

(2) They apply to the Magh Mela at Allahabad.

(2) Definitions-In these rules unless there is something repugnant in the subject or context;

(i) "Act" means the United Provinces Melas Act, 1938 (XVI of 1938).

(ii) "Mela" means the Magh Mela and other religious gathering and pilgrims visitations in the Mela area at Allahabad throughout the year.

(iii) "District Magistrate" means the district Magistrate of Allahabad.

(v) "Officer-in-charge" means the person appointed under clause (iii) of section 4 of the Act to be Officer-in-charge of the Mela.

(vi) "Manager" means the person appointed by the District Magistrate to act as Manager of the mela.

3. Mela Area:

(i) On the commencement of these rules, the District Magistrate shall by notification in the official Gazette define the limits on the Mela area, and until amended, altered or cancelled by him in the like manner, the same shall continue in force.

(ii) The District Magistrate shall, by affixation of a notice at a conspicuous place in the Mela area, cause to be published such limits and all amendments, and cancellations thereof.

4. The Committee:

(i) The committee appointed by District Magistrate under section 5 of the Act shall not exceed thirty in number, of which not more than twelve shall be official.

(ii) The District Magistrate shall be the Chairman, and the Officer-in-charge of the Mela, the Secretary of the Committee.

Provided that in relation to the Kumbha Mela at Allahabad the Officer-in-charge under the proviso to clause (ii) of section 4 of the Act shall be the chairman and Additional Officer-in-charge shall be the Secretary of the Committee. An officer nominated by the District Magistrate, Allahabad not below the rank of Additional District Magistrate shall be the member of the said committee.

(iii) Twelve of the members shall form a quorum.

(iv) In the absence of a quorum at any meeting the meeting shall be adjourned for another day. At the adjourned meeting no quorum shall be necessary.

5. Meeting-The Committee shall meet at least once a year to consider business on the agenda prepared by the Chairman and also any other business which may be brought up at the meeting with the permission of the Chairman.

6. Reference to Commissioner in cases of disagreement-In imposing tolls and registration fees under section 6 of the Act, the District Magistrate shall normally

accept the advice of the Committee. If the advice be not acceptable, he shall refer the matter to the Commissioner and act according to his advice.

7. All receipts and expenditure connected with the management and arrangement of the Mela shall be treated and accounted for as ordinary transactions creditable and debitale under district sub-heads subordinate to the rolevant monor heds in the rolevant minor heads in the departmental budgets of the Heads of Department concerned. The amount representiing budget of the proceeds of tools, fees and rents, etc, levied or charged under section 6 and 7 of the Act shall be creditable to the head "XL VI-C Misc. Magh mela Receipts," All expenditure to be directly incurred by the District Magistrate, Allahabad in connection with the Mela shall be chargeable to the relevant sub-heads under '25-General Administration".

8. Estimates-Eah year the Heads of Departments concerned in consultation with the Collector, Allahabad shall prepare an estimate of income and expenditures for the Mela which is to take place in the following financial year and submit the same by the prescribed date, along with the estimates of their respective departments throught the Accountant Genera. Uttar Pradesh, the State Government. the Collector, Allahabad shall similarly perpare estimates relating to the income from and expenditure on the general management of the mela and shall submit the same to the State government in Municipal (B) Department who after examination will forward the same to the Revenue department for consolidation. The Rules in the Uttar Pradesh Budget Manual relation to the prepartation ane submission of department estimates shall apply to the estimates of income and expenditure of the meal.

9. Inspection of shops, etc:

(i) The Officer-in-charge or any person authorised in this behalf by the District Magistrate, may without notices, at any time of the day or night enter into and inspect any shops stall or place used for the sale of goods of drink for human

consumption and inspect and examine any articles of goods or drink which may be found therein or the conditions under which such articles are exposed for sale.

(ii) If in the opinion of the person making an inspection under sub-rule (i) an article of food or drink purporting to be for human consumption is unfit therefor, or if the articles are exposed for sale in contravention of any conditions prescribed by the District magistrate under section 7 of the Act, he may seize and remove the same and the Officer-in-charge may cause it to be destroyed or all to be so sale or used for consumption.

(iii) No person shall be entitled to any compensation for any articles seized and destroyed or otherwise disposed of under rule (ii) the site allowed for a particular purpose will be used for the purpose above. The Officer-in-charge or any person authorised on or any person authorised on his behalf at time enter into and inspect the site to ensure that the site is not being used for purpose other than that specified.

10. Feeding of Dairy Animals No person shall feed any animals which is kept for dairy purposes with any filthy or deleterious substance or allow it to be fed on such substance.

11. Power of Arrest-Any police Officer or any person authorised by the District Magistrate special or general order in this behalf may arrest without a warrant and bring before the officer-in-charge any person found contravening rule 13 or pling any profession, trades or calling without a licence under the provisions of section. evading tolls and fees imposed by made under section 6 or using unauthorised place as a latrine, urinal, rubbish dump, bathing place, or place for washing clothes, the Officer-in-charge may then order for prosecution of such offender.

12. Dog and Animals suffering from rabies, etc The Officer-in-charge may authorise any person to destroy or to cause to be destroyed or to cause to confine or cause to be confined for such period as he may direct, NAY DOG OR ORHER ANIMAL SUFFERING or reasonably suspected to be suffering from rabies or

bitten by dog or other animal suffering or suspected as aforesaid. With the previous sanction of the district Magistrate he may also Exercise similar powers with regards to dogs and other animals suffering any other contagious infectious diseases.

13. Muzzling order:

(i) Where the prevalence of rabies in or about the Mela area in the opinion of the District Magistrate renders it necessary, he may issue a public notice requiring the muzzling of all dogs within the Mela area.

(ii) While such a muzzling order is in force the Officer-in-charge may exercise with regard to dogs found at large without muzzles, all the powers of confinement and destruction conferred by rule 16.

14. Indemnity-No. damages shall be payable to owners in respect of dog or animal destroyed, otherwise disposed of under the provisions of rule 15 or 16.

15. Infectious Diseases:

(i) A person suffering from plague smallpox or other infectious diseases shall not enter the mela area.

(ii) The Officer-in-charge shall order any person found within the mela area suffering from an infectious disease either to leave the Mela area or to enter the infectious disease hospital within a fixed time. If the order is not complied with, within the time limit, the Officer-in-charge shall remove the diseased person to hospital.

(iii) The Officer-in-charge may authorise the disinfection or destruction of any cloths, buildings or other thing which might have been infected by the diseased person or otherwise.

(iv) No compensation shall be payable for any loss caused by any order passed under this rule.

16. Epidemics:

(a) When an infectious disease breaks out in the Mela area in an epidemic form the District Magistrate shall taken such steps as may appear necessary to isolate the disease. He shall have the power to confine all persons from such disease in infectious diseases hospitals and may order quarantine for person suspected of infection.

(b) He Shall send warnings to neighbouring districts and may prohibit persons from entering the Mela Area until the epidemic is over.

(c) No compensation shall be payable to any person by way of damages for loss of trade or on account of any other loss of trade or on account of any other loss occasioned by any order passed in good faith under this rule.

17. Disposal of Dead Bodies-No person shall throw any dead body or any carcass into any river or water within the Mela area.

18. Taking of photographs prohibited-No person shall take any photographs at bathing places in the Mela area.

19. Shooting and fishing-No person shall indulge in shooting or fishing within the Mela area.

20. annual Report-The Officer-in-charge shall prepare and submit to the commissioner through the District Magistrate, an annual report to reach the Commissioner not later than the 15th of April.

21. District Magistrates Responsibility-The district Magistrate is generally responsible for the proper conduct of the Mela and it would be his duty to supervise the work of the Officer-in-charge and to coordinate the activities of all departments working the Mela area.