

भारत का राजपत्र
The Gazette of India

प्रसाधारण

EXTRAORDINARY

भाग II—खण्ड 3—उपखण्ड (i)

PART II—Section 3—Sub-section (i)

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 8] नई दिल्ली, मंगलवार, जनवरी 7, 1969/पोष 17, 1890

No. 8] NEW DELHI, TUESDAY, JANUARY 7, 1969/PAUSA 17, 1890

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह प्रसंग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF FOOD, AGRICULTURE, COMMUNITY DEVELOPMENT AND
COOPERATION

(Department of Food)

ORDER

New Delhi, the 7th January 1969

G.S.R. 90.—In exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (10 of 1955), the Central Government hereby makes the following Order, namely:—

1. Short title, extent and commencement.—(1) This Order may be called the Uttar Pradesh Foodgrains (Restrictions on Border Movement) Order, 1969

(2) It extends to the whole of the State of Uttar Pradesh.

(3) It shall come into force at once.

2. Definitions.—In this Order, unless the context otherwise requires,—

(a) “border area” means the area within a five mile belt within the State of Uttar Pradesh all along its border;

(b) “foodgrains” means any of the foodgrains specified in the Schedule to this Order;

(c) “State Government” means the Government of the State of Uttar Pradesh.

3. Restrictions on the movement of foodgrains to, from or within the Border Area.—No person shall transport, attempt to transport or abet the transport of foodgrains—

- (a) to any place in the border area from any place outside that area, or
- (b) from any place in the border area to any other place in that area,

except under and in accordance with a permit issued by the State Government or any officer authorized by that Government in this behalf:

Provided that nothing contained herein shall apply to the transport of foodgrains—

- (i) on Government account or by or on behalf of the Food Corporation of India; or
- (ii) under and in accordance with Military Credit Notes; or
- (iii) within the same town or village in the border area; or
- (iv) from a village in the border area to the nearest grain market (mandi) in the State of Uttar Pradesh whether such market (mandi) is within or outside the border area, or
- (v) not exceeding two quintals in weight in the aggregate at one time by a *bona fide* resident of the border area for domestic consumption; or
- (vi) not exceeding five kilograms in weight in the aggregate by a *bona fide* traveller as part of his luggage; or
- (vii) to Choharpur market in Dehra Dun District or to Ballia in Ballia District from places outside the border area for purposes of sale; or
- (viii) being gift rice received under the Indo-US Agreement on Relief Supplies, 1951, and despatched by the Regional Director (Food) Bombay, Madras or Calcutta, to a nominee of the American Voluntary Relief Agency concerned for relief purposes;
- (ix) from one part of Nepal to another through the interlying territory of Uttar Pradesh.

4. Powers of entry, search, seizure etc.—(1) Any police officer not below the rank of Head Constable and any other person authorized in this behalf by the State Government may, with a view to securing compliance with this Order or to satisfying himself that this Order has been complied with,—

- (i) stop and search, or authorize any person to stop and search, any person, boat, motor or any vehicle or receptacle used or intended to be used for the transport of any foodgrains;
- (ii) enter and search and authorize any person to enter and search any place;
- (iii) seize or authorize the seizure of any foodgrains in respect of which he suspects that any provision of this Order has been, is being or is about to be contravened, along with the packages, coverings or receptacles in which such foodgrains are found or the animals, vehicles, vessels, boats or conveyances used in carrying such foodgrains and thereafter take or authorize the taking of all measures necessary for securing the production of the packages, coverings, receptacles, animals, vehicles, vessels, boats or conveyances so seized, in a court and for their safe custody pending such production.

(2) The provisions of sections 102 and 103 of the Code of Criminal Procedure, 1898, relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

5. Effect of this Order.—The provisions of this Order are in addition to and not in derogation of the Uttar Pradesh Foodgrains (Movement Control) Order, 1958.

The Schedule

Rice, Paddy and their products excluding rice bran and husk.

[No. 204(UP)(2)/1062/68-PY.II.]

R. BALASUBRAMANIAN, Jt. Secy.