

Dadra and Nagar Haveli (UT)
(Law Section)
Collectorate

No.ADM/LAW/84/2008/ 3131

Silvassa. Dt 30/11/2018

O R D E R

WHEREAS, a large number of employees are working in various industrial units in the U.T. of Dadra and Nagar Haveli and it is observed that the workers in general don't have proper identity cards, therefore, it becomes difficult to identify them at the time of any untoward incident.

Therefore I, Kannan Gopinathan, District Magistrate, Dadra and Nagar Haveli in exercise of the powers conferred upon me by **Section 144 of Code of Criminal procedure, 1973** (No. 2 of 1974) do hereby order that all the Contractors/Industrial Owners should keep details of identity proof and also issue Identity Cards to their employees & inform concerned police stations accordingly.

This order shall come into force with the immediate effect. This order will be in force from **03.12.2018 to 31.01.2019** (both days inclusive).

Any person contravening this order shall be punishable under Section 188 of the Indian Penal Code.

As the Notice cannot be served individually to all Contractors / Industrial Owners, the order is hereby passed. It shall be published for the information of public through Press and by affixing copies on the notice board of the office of Labour Enforcement Officer, Dadra and Nagar Haveli, including the office of the IGP, Superintendent of Police, Sub Divisional Police Officer, all Police Stations/Outposts/SFO Silvassa Municipal Council and District Panchayat, Dadra and Nagar Haveli.



(Kannan Gopinathan)
District Magistrate
Dadra and Nagar Haveli,
Silvassa.

Copy fd.w.c.s. for information and necessary action:-

1. P.S. to Hon'ble Administrator, DNH, Silvassa.
2. Deputy Inspector General of Police, Daman & Diu, and Dadra Nagar Haveli, Silvassa.
3. Superintendent of Police, DNH Silvassa.
4. Resident Deputy Collectors, Dadra and Nagar Haveli, Silvassa/Khanvel.
5. The Sub Divisional Police Officer, Dadra and Nagar Haveli, Silvassa
6. President, Municipal Council, Dadra and Nagar Haveli with 2(Two Copies) and request to paste one copy of the order on the Notice board.
7. The President, District Panchayat, Dadra and Nagar Haveli with a request to paste one copy of the order on the Notice board.
8. Labour Enforcement Officer, Dadra & Nagar Haveli, Silvassa with direction to circulate.
9. The Chief Publicity Officer, D&NH Silvassa for wide publicity in the press.
10. All in-charge Police Stations/Out Posts of Dadra and Nagar Haveli, for pasting one copy of order on the notice board.
11. The President, Silvassa Industries Association, Silvassa with request for wide publicity.

Subject: Issuance of Identity Card



Issuance of Identity Cards

Dear Members of Constituent Associations,
Hon'ble District Magistrate and Collector Silvassa has again issued an order dated 30th November, 2018, regarding issuance of Identity Card to workers either by industrial establishments and their contractors. The order has been issued under section 144 of Cr. PC 1973.

As FIA has been emphasizing repeatedly that, Hon'ble Collector has been insisting a lot on Industries to issue the Identity Cards. FIA, wish to invite attention of the Members of the

Constituent Associations towards Section 188 of the IPC which provides punishment for non compliance of any direction issued by District Magistrate. The section reads as under:

Central Government Act

Section 188 in The Indian Penal Code

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.

However, FIA will do its best with all the strength at its command to save member from any penal action, it is our duty to make members aware and ensure compliance in the interest of their employees, industrial Units, community, society and Nation as a whole.

Please feel free to extend good suggestion on the subject.

Regards,

Narendra Trivedi
Secretary

