

सीएसआईआर - राष्ट्रीय वांतरिक्ष प्रयोगशालाएं
CSIR - NATIONAL AEROSPACE LABORATORIES
बेंगलूरु BENGALURU 560 017

सं.No.3(1)/संग.परिपत्र Org.OM/2020

01 September 2020

परिपत्र CIRCULAR

Sub: Precautionary measures to contain COVID-19 – Functioning of CSIR-NAL and CSIR - 4PI - reg.

Ref: 1) CSIR – NAL circular of even no. dated 04-08-2020
2) MoHA, GoI Order No.40-3/2020-DM-I(A) dated 29-08-2020
3) GoK Order No.RD 158 TNR 2020 dated 24-08-2020

In pursuance to the MoHA, GoI and Govt. of Karnataka orders referred to above for Unlock 4, the CSIR - NAL Task Force Committee in its meeting held on 31st August, 2020 have decided that CSIR – NAL and CSIR – 4PI will function with the following guidelines / measures with immediate effect from 01 September, 2020 until 30th September, 2020, in view of COVID – 19 cases in Bengaluru:


1. All regular Staff Members of CSIR – NAL and CSIR – 4PI will work with 100% strength;
2. All Project Assistants, Manpower deployed by Outsourced Agencies, Temporary Staff members shall attend Office with 100% strength;
3. If any of the Staff Member is not in a position to attend the Office / Laboratory, he / she has to apply for leave. Attendance will be strictly monitored as per instructions.
4. Consultants will be attending office regularly.
5. As per Clause 7 of MoHA, GoI Orders, exemption to Staff members from attending office is continued for the following (except for essential and health purposes). However, they shall continue to work from Home as per charter of duties given by HODs/Director.
 - i) Persons above 65 years of age;
 - ii) Pregnant women;
 - iii) Staff members with co-morbidities, provided it is certified by CMO, CSIR-NAL Health Centre; and
 - iv) Staff members staying in Containment zone as per BBMP, GoK orders.
6. Staff members staying in Containment zone as per BBMP, GoK orders have to produce the authenticated documentary proof from the respective BBMP Ward Office;
7. Students and Visitors are not permitted to enter CSIR-NAL and CSIR-4PI premises till 30th September, 2020.
8. AMC (Electrical, Civil and CNSU), Installation of Machineries and Essential services (Elec. & Civil) staff shall work with full strength in staggered shifts; they shall wear mask, gloves and face shield while on duty both in office and staff quarters
9. Outsourced Manpower deployed for House Keeping, Horticulture and Guest House shall work with 100% strength in shift duties.
10. Civil & Electrical Workers, Contract Workers are permitted from 10:00 Hrs., to 18:00 Hrs., including Saturdays to enter CSIR – NAL and CSIR – 4PI campuses only after screening by the Security by using Pulse Oximeter before entry to the campus after 1st time health checks at Health Centre and thereafter, they shall have bimonthly health check-up at NAL Health Centre. Work inside the Staff quarters of Cauvery Hostel will be resumed as per the SOP of AMC Staff.

amrutha

11. All files / papers shall be collected from the Division by a nominated representative twice a day and the representative should ensure wearing gloves and masks .
12. All Staff members shall ensure social distancing and wear mask all the time compulsorily.
13. Usage of personal Smart Mobile Phones by regular employees is extended till 30th September, 2020 due to prevailing COVID-19 situation. However, use of camera & internet are strictly prohibited in the office premises.
14. Canteen services will continue to provide Tea and Packed lunch as per the existing SOP.
15. Domestic help, Ironing services are permitted entry into the Staff Quarters area subject to the condition that their details are available with the Security as per the SOP circulated vide Circular dated 19-05-2020.
16. Vegetable Cart will not be permitted inside the campus until 30th September, 2020;
17. In case of any occurrence of suspected case in the Office / Staff Quarters, HoDs shall strictly follow the guidelines stipulated in Para 4 of the SOP and complete the procedure within two hours of the reporting of information from CMO / MO.

Staff members are requested to refer to the Standard Operating Procedure enclosed as Annexure 1 and also strictly adhere to the instructions of MoHA, GoI orders dated 29-08-2020 and GoK orders dated 24-08-2020.

This is issued on the directions and approval of Director, CSIR-NAL and Head, CSIR-4PI.


[मल्लिका पी कुमार / Mallika Kumar]
प्रशासन नियंत्रक / **Controller of Administration**

To: All concerned

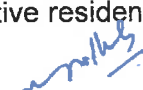
Copy to:

Head, KTMD - With a request to host the same on Intranet / Internet for information of all.

The Standard Operating Procedures to be followed are given below:

1. **Security Procedures:**

- a. Staff members without masks shall not be permitted inside CSIR-NAL / CSIR-4PI premises.
- b. Consignments / parcels / machines etc., shall be sanitized before they are brought inside NAL premises. All machineries & vehicles entering NAL premises shall be sprayed with disinfectant mandatorily. The Heavy Truck / Lorry Drivers will be allowed inside the campus only after medical examination at CSIR – NAL Health Centre and advise by CMO / MO.
- c. Staff Members including drivers shall be allowed inside the office premises only after thermal screening / scanning. Anybody found with symptoms shall be referred to Health Centre by security.
- d. No external visitors, foreigners, students, vehicles, items not authorized shall be allowed inside NAL premises, both in colony area and office premises, until further orders. All residents of CSIR – NAL Campus may please note that except Blood Relations who are coming to stay, no relatives, guests, friends, etc., are allowed inside the colony until further orders. Staff members are requested to go to the entrance gate and receive their Blood relations after due entry in the register kept in the respective gates. They are also advised not to contact the Security for any exemptions. If any of the residents found to be violating the above rule, action will be initiated accordingly. In emergency cases, Director will take a decision in permitting the visitors.
- e. No panic messages shall be sent through any media or spread false rumours by any of the staff member related to the laboratory, without the approval of Director and CoA of the laboratory (Refer CSIR – NAL Circular dated 03-07-2020).
- f. All employees shall follow the social distancing norms while entering and leaving office as per the markings made at entry / exit of the security gate.
- g. Gathering in corridors / office premises is strictly prohibited.
- h. All staff members shall compulsory download Aarogya Setu app and check for alerts.
- i. Groceries and other items booked through online except packed food items will be permitted till the entrance of the respective buildings / apartments. However, food items ordered through Swiggy / Zomato etc. shall be collected only at the Campus Gate.
- j. The Jeevanbhima Nagar Gate will be closed at 10.00 PM
- k. Residents of CSIR-NAL staff quarters may note that group activities are strictly prohibited inside the campus. However, walking and jogging are permitted with social distancing and with masks upto 10.00 PM. Residents of CSIR-NAL staff quarters may also ensure that their children below 10 years do not come out and play as a health safety measure. Security will be patrolling the Campus for ensuring compliance.
- l. Pensioners are advised to buy medicines prescribed by CMO/MOs till 30th September, 2020 and thereafter, submit the bills for reimbursement.
- m. CSIR – NAL Guest House will not be provided for COVID – 19 positive staff members and their dependants. However, arrangements have been made with two beds in Samudhaya Bhavan for COVID – 19 positive cases at the discretion of CMO / MO. Campus Welfare Committee to frame SOPs and seek the help of volunteers for supply of food and other items for the family of COVID – 19 positive residents.

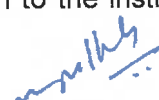


2. Safety, Sanitization & Up-keeping:

- a. Staff members shall sanitize their hands frequently during the course of work. Hand sanitizers are provided in each of the floors / buildings.
- b. Head, HLS shall ensure sanitization of all places in the office two times a day at 10 00 AM and at 4 00 PM using user friendly disinfectant mediums as per the WHO guidelines. The following places shall be covered:
 - i. Entrance gate of office, reception and security area
 - ii. Canteens
 - iii. Meeting rooms, Conference halls / open areas like verandah / entrance gate of site, bunkers, building etc.
 - iv. Health Centre, Guest House etc.
 - v. Washroom, toilet, sink; water points etc.
 - vi. Surfaces which come into human contact frequently such as door knobs and handles etc.
 - vii. Equipment, machineries & furniture shall be sanitized with isopropyl alcohol by the operators.
- c. Staff quarter premises shall be sanitized using disinfectant as per the WHO formula twice daily.
- d. Staff members are requested to keep all the doors and windows open while at work.
- e. ACs shall be avoided as far as possible. Guidelines for running of Air conditioning and other allied equipment will be as per CSIR-NAL circular dated 03.07.2020.
- f. Special attention to be given to toilets, wash rooms by ensuring periodical cleaning at least twice a day by providing necessary accessories.
- g. CSIR – NAL vehicles shall be sanitized twice daily and hand sanitizers will be kept in the vehicle for use of the commuters as well as driver.

3. Work Place:

- a. All staff members shall ensure social distancing and wear mask all the time compulsorily.
- b. Employees shall work from their seats and avoid going to other seats / meetings as far as possible, and, meetings shall be conducted through VC / Conference calls, over phones etc.
- c. HoDs / Divisional In-charge of work places shall ensure social distancing adequate gaps between shifts, staggering the lunch breaks, etc.
- d. All staff members shall avoid gatherings at all places.
- e. All staff members shall strictly follow Do's and Don'ts displayed from time to time.
- f. Large gatherings or meetings of 10 or more people shall be discouraged.
- g. Canteen services will continue to provide only packed lunch and evening Tea at Kodihalli and NWTC, Belur Campus as per the existing SOP. All staff members are requested to collect the packed lunch from the Canteen Counter and proceed thereafter to their respective places. Staff members may ensure that after collecting Evening Tea from Canteen Counter, dispose the used tea cups in the bins provided by maintaining social distancing and also ensure not to move around the campus and garden area. The timing to collect lunch will be from 12.30 PM to 1.30 PM and evening tea will be from 3.00 PM to 4.00 PM. Any violation to the instructions will lead to the cancellation of the canteen services.



4. Measures to be taken on occurrence of case in office / quarters are as follows:

Despite taking preventive measures, occurrence of COVID – 19 cases among the staff members in the office cannot be ruled out. In such cases, the following procedure needs to be followed :

- a) HoDs / Sr. Officer of the division shall inform / report occurrence of the suspected case immediately to CMO / MO and follow the advice of CMO / MO. Post normal working hours, the suspected cases shall be taken to CSIR – NAL Health Centre with the assistance of Security.
- b) Place the ill staff member in a room or area where they are isolated from others at workplace. Provide a mask / face cover till such time, he /she is attended by the CMO /MO either in isolation area or in dispensary.
- c) HoDs shall provide a list of employees in the enclosed format as Annexure 1 within 2 hours of the receipt of medical information from CMO / MOs regarding categorisation of High Risk / Low Risk / No Risk.
- d) On receipt of the report from the CMO / MO, HoD shall take immediate action and advise the staff members accordingly. A nodal officer shall be identified by the HoD for this purpose.
- e) All High Risk contacts shall be quarantined for 14 days and Low Risk Contact for 05 days from the date of receipt of the medical report and follow the advice of CMO / MO. The staff members shall report for duty after the quarantine period only on the advice of CMO / MOs.
- f) Staff members coming in contact with COVID 19 patients in office or outside shall approach CMO under intimation to HOD/Sr officer of division.
- g) Staff member with suspected symptoms in office shall approach dispensary under intimation to HOD.
- h) CMO / MO will assess the suspected cases and keep them under isolation in the dispensary till the case is referred to Government Health Authority for COVID – 19 based on assessment.
- i) CoA shall immediately take measures in getting the building / office areas disinfected where the patient has visited in past 48 hrs.
- j) Guidelines for home isolation shall be followed as per MoH&FW.
- k) CMO / MOs shall report the suspected case with asymptomatic / symptomatic to the concerned HoD and CoA immediately for taking action and they shall not attend office.
- l) HoDs shall provide a list of employees in the enclosed format as Annexure 2 within 2 hours of the receipt of medical information from CMO / MOs regarding categorisation of High Risk / Low Risk / No Risk and shall follow the instructions thereof.

5. Attendance System:

- a. Biometric attendance system mounted on the walls in the reception is temporarily disabled. However, the identity card attendance system has been kept operational. Staff members are requested to swipe their cards while entry and exit for recording their attendance. Following are the staggered timings of divisions to ensure maintenance of social distancing effectively:
 - i) 8:00 Hrs.,to 16:30 Hrs. (Staff of NTAf, EAD, ATF, ACD, CSMST, APMF and C-CADD)
 - ii) 9:00 Hrs. to 17:30 Hrs., (All others not listed in [i])

on the

- b. Attendance of all staff members will be strictly monitored as per CSIR – NAL circular dated 12-02-2020.

6. General:

- a. Spitting in public places is punishable.
- b. All staff members residing in CSIR-NAL staff quarters shall avoid bringing their vehicles to Office in order to ensure social distancing in the parking place, except Physically Challenged & Health Centre staff.
- c. Staff members may note that if any of their family / extended family members have arrived from foreign countries, they have to undergo quarantine as per advisories issued from GoI/GoK.
- d. Auditorium, Nursery School, Crèche, Library, Staff Club/Gym, Skill Development Centre, Children park, Play grounds in NAL premises shall remain closed until 30th September, 2020.
- e. All employees shall follow social distancing in Health Centre as per the markings provided in Health Centre. CMO shall frame guidelines for Health Centre for maintaining Social distancing of patients visiting Health Centre as also inform all the Health Centre staff members for taking precautionary measures to contain COVID-19.
- f. Pensioners are advised to visit Health Centre only on emergency basis. They are required to call CMO/MOs in case of emergency and follow advises.
- g. Regular Staff Members and Pensioners visiting the Health Centre should wear mask and also ensure social distancing.
- h. Quarantine Patients advised by CMO / Medical Officers, CSIR-NAL Health Centre & GoK shall not attend office.
- i. Staff members including support staff attending offices by vehicles shall strictly follow the guidelines given in GoK orders.

- - - x - - -

on order

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

North Block, New Delhi-110001

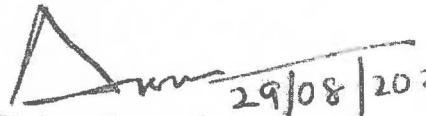
Dated 29th August, 2020

ORDER

Whereas, an Order of even number dated 29.07.2020 was issued for containment of COVID-19 in the country, for a period upto 31.08.2020;

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 30.09.2020;

Now therefore, in exercise of the powers, conferred under Section 10(2)(1) of the Disaster Management Act 2005, the undersigned hereby directs that guidelines on **Unlock 4**, as **annexed**, will be in force upto 30.09.2020.


29/08/2020
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 4)

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

1. Activities permitted during Unlock 4 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 continue to remain closed for students and regular class activity up to 30th September 2020. However, following will be permitted:

- a. Online/ distance learning shall continue to be permitted and shall be encouraged.
- b. States/ UTs may permit upto 50% of teaching and non-teaching staff to be called to the schools at a time for online teaching/ tele-counselling and related work, in areas outside the Containment Zones only, with effect from 21st September 2020 for which, Standard Operating Procedure (SOP) will be issued by the Ministry of Health & Family Welfare (MoHFW).
- c. Students of classes 9 to 12 may be permitted to visit their schools, in areas outside the Containment Zones only, on voluntary basis, for taking guidance from their teachers. This will be subject to written consent of their parents/ guardians and will be permitted with effect from 21st September 2020 for which, SOP will be issued by MoHFW.
- d. Skill or Entrepreneurship training will be permitted in National Skill Training Institutes, Industrial Training Institutes (ITIs), Short term training centres registered with National Skill Development Corporation or State Skill Development Missions or other Ministries of Government of India or State Governments.

National Institute for Entrepreneurship and Small Business Development (NIESBUD), Indian Institute of Entrepreneurship (IIE) and their training providers will also be permitted.

These will be permitted with effect from 21st September 2020 for which, SOP will be issued by MoHFW.

- e. Higher Education Institutions only for research scholars (Ph.D.) and post-graduate students of technical and professional programmes requiring laboratory/ experimental works. These will be permitted by the Department of Higher Education (DHE) in consultation with MHA, based on the assessment of the situation, and keeping in view incidence of COVID-19 in the States/ UTs.

 29/08/2020

- (ii) Metro rail will be allowed to operate with effect from 7th September 2020 in a graded manner, by the Ministry of Housing and Urban Affairs (MOHUA)/ Ministry of Railways (MOR), in consultation with MHA. In this regard, SOP will be issued by MOHUA.
- (iii) Social/ academic/ sports/ entertainment/ cultural/ religious/ political functions and other congregations with a ceiling of 100 persons, will be permitted with effect from 21st September 2020, with mandatory wearing of face masks, social distancing, provision for thermal scanning and hand wash or sanitizer.


However, marriage related gatherings with number of guests not exceeding 50 and funeral/ last rites related gatherings with number of persons not exceeding 20 will continue to be allowed upto 20th September 2020, after which the ceiling of 100 persons will apply.
- (iv) Cinema halls, swimming pools, entertainment parks, theatres and similar places will remain closed. However, open air theatres will be permitted to open with effect from 21st September 2020.
- (v) International air travel of passengers, except as permitted by MHA.

2. 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.

3. Lockdown limited to Containment Zones

- (i) Lockdown shall remain in force in the Containment Zones till 30th September, 2020.
 - (ii) Containment Zones shall be demarcated by the District authorities at micro level after taking into consideration the guidelines of MoHFW with the objective of effectively breaking the chain of transmission. Strict containment measures will be enforced in these containment zones and 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.
 - (iii) 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.
- ## **4. State/ UT Governments shall not impose any local lockdown (State/ District/ sub-division/City level), outside the containment zones, without prior consultation with the Central Government.**


29/08/2020

5. No restriction on Inter-State and intra-State movement

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; domestic passenger air travel; movement of persons on Vande Bharat and Air Transport Bubble flights; 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.
- (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) For the enforcement of social distancing, State/ UT Governments may, as far as possible, use the provisions of Section 144 of the Criminal Procedure Code (CrPC) of 1973.
- (iii) 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**.


29/08/2020
Union Home Secretary

and, Chairman, National Executive Committee

National Directives for COVID-19 Management

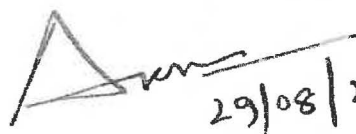
1. **Face coverings:** Wearing of face cover is compulsory in public places; in workplaces; and during transport.
2. **Social distancing:** Individuals must maintain a minimum distance of 6 feet (2 gaz ki doori) in public places.

Shops will ensure physical distancing among customers.

3. **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.

Additional directives for Work Places

4. **Work from home (WfH):** As far as possible the practice of WfH should be followed.
5. **Staggering of work/ business hours** will be followed in offices, work places, shops, markets and industrial & commercial establishments.
6. **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.
7. **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.
8. **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.


29/08/2020

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 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 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.
