



# The Mizoram Gazette

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## PART I

### NOTIFICATIONS

No. L & E D. 3/72/13. the 11th September, 1972.—In exercise of the powers delegated vide Government of India, Ministry of Home Affairs No. F. 3/3/71—Finance dated 21.1.72; the Administrator of Mizoram is pleased to create the post of Employment Officer, Aizawl in the scale of pay of Rs. 300-25-450-30-600 (EB)-30-900/- p. m from the date of entertainment till 28.2.1973.

No. L&ED. 3/72/13 A—the 11th Sept. 72 Administrator of Mizoram is further pleased to promote and appoint Shri George L. Chongthu, Assistant Employment officer, Aizawl to the post of Employment officer, Aizawl temporarily

and until further orders in the scale of pay of Rs. 300-25-450-(EB)—30-600-(EB) —30-900/-P.m plus all other allowances as admissible under rules in Mizoram, with effect from the date he takes over charge with his Headquarters at Aizawl.

The expenditure is debitable to the major head “38 C-11 Labour & Employment—C11(1) Employment Exchange (Non—plan) C.11 (1) (1) Estt. Charges” in the current year’s budget.

This sanction issues with the concurrence of Finance Department vide their U/O No. 364/72, dt. 25.8.72.

No. ELD. 4/72/Pt the 12th Sept. '72—Shri M. Dawngliana, A. D. C. (i/c Election) Aizawl shall assist the Chief Electoral Officer, Mizoram, Aizawl for the Office routine work in addition to his own duties, until further orders.

He is authorised to act as drawing and disbursing Officer, for the office establishment of the Chief Electoral Officer, Mizoram, in respect of pay bills & T. A. Bills of Non—Gazetted staff and contingency Bills of the said office.

No. MAP. 1/72. A: the 14th September 1972.—In exercise of the powers conferred by sub-section (1) of Section 10 of the Code of Criminal Procedure, 1898 (Act of 1898) the Lt. Governor (Administrator) of Mizoram is pleased to appoint Shri. F. Pahnuna, I. A. S. Deputy Commissioner and Magistrate of the 1st Class to be the District Magistrate of Lunglei District with effect from 1st September, 1972, and to direct that he shall exercise all the powers of the District Magistrate under the Code of Criminal Procedure and any other law for the time being in force.

No. MAP. 30/72/3. the 8th Sept. 1972.—In the interest of Public Service, the Lt. Governor of Mizoram, is Pleased to issue the following orders:—

- (1) On expiry of leave Shri. I. Saikia EAC, Aizawl, is transferred and posted as EAC, Saiha. He should take over charge from Shri J.C. Pegu, EAC, Saiha.  
(11) On being relieved by Shri Saikia, the services of Shri J.C. Pegu, EAC, Saiha, are replaced at the disposal of the Govt. of Assam. He should report to the Chief Secretary to the Govt. of Assam, for posting.

No. MAP. 1/72B. the 14th September, 1972.— In exercise of the powers conferred by sub-section (1) of Section 10 of the Code of Criminal Procedure, 1898 (Act of 1898) the Lt. Governor (Administrator) of Mizoram is pleased to appoint Shri. ANIL BAIJAL, I. A. S. Deputy Commissioner and Magistrate of the 1st Class to be the District Magistrate of Chhimtuipui Dist. with effect from 1st September, 1972, and to direct that he shall exercise all the powers of the District Magistrate under the Code of Criminal Procedure and any other law for the time being in force.

R. M. Agrawal.  
Chief Secretary,  
Government of Mizoram, Aizawl.

## NOTIFICATIONS

No. MAP. 1/72c. the 14th September, 1972.—In exercise of the powers conferred by sub-section (1) of section 10 of the Code of Criminal Procedure, 1898, (Act of 1898) the Lt. Governor (Administrator) of Mizoram is pleased to appoint Shri. M. K. BEZBARUAH, I.A.S. Deputy Commissioner and Magistrate of the 1st Class to be the District Magistrate of Aizawl District, with effect from 1st September, 1972, and to direct that he shall exercise all the powers of the District Magistrate under the Code of Criminal Procedure and any other law for the time being in force.

No. MAP. 80/72/146, the 14th September, 1972—Lt. Governor of Mizoram, is pleased to order that Shri. K. Lalliana, Sub-divisional Agricultural Officer, Aizawl, will hold current charge of the post of District Agricultural Officer, Aizawl, in addition to his own duties and take over charge of the post with immediate effect.

2. On being relieved by Shri. K. Lalliana, S.D A.O. Aizawl, Shri D.N. Kalita, D. A. O. is released from the

post of D. A.O. Aizawl, and his services are replaced at the disposal of the Govt. of Assam, w. e. f. the date he hands over charge.

R.M. Agrawal,  
Chief Secretary  
to the Government of Mizoram,  
Aizawl.

## NOTIFICATION

No. LJD. 4/72/40. the 14th September, 1972.—Under Rule 8 and 15 of the Rules for the Regulation of the Procedure of Officer appointed to administer justice in the Lushai Hills published with Notification No. 2530 (a) A. P. dated the 25th March, 1937, the Lt. Governor of Mizoram is pleased to invest Shri F.Pahnuna I.A.S. Deputy Commissioner, Luoglei District with the powers of Magistrate of the First Class as defined in the Code of the Criminal Procedure, 1898 (Act V of 1898).

A.Sarkar,  
Secretary  
to the Government of Mizoram,  
Law and Judicial Department.

**PART II**

**GOVERNMENT OF MIZORAM**

Resolutions, Orders, Notifications etc. issued by Heads of Department  
and High Court.

**NOTIFICATION**

Memo No. LAD/A-22/72/67-68 the 12th September, 1972—As required under Section 33 of the Lushai Hills District (Election to Village Councils) Rules, the following persons are hereby declared elected as Village Council Members as shown against each.

Sl. No.	Name of elected Members	Name of politic Party	Name of V/C	Date of election
1.	Pu Ngaizuala	Congress	Chamring	14.8.72
2.	Pu Laltuanga	Congress	Chamring	
1.	Pu Kaihranga	Mizo Union	Lungdar (E) )	25.8.72
2.	Pu Hniarpuma	Mizo Union	Lungdar (E) )	
3.	Pu Lalchuana	Mizo Union	Lungdar (E) )	
4.	Pu Khuanglawma	Mizo Union	Lungdar (E) )	
5.	Pu Thangluaia	Mizo Union	Lungdar (E) )	
6.	Pu K. Lalzika	Congress	Lungdar (E) )	
7.	Pu Thanzauva	Mizo Union	Lungdar (E) )	

**P. Lainithanga**  
Joint Secretary to the Govt. of Mizoram,  
Local Administration Department.

NOTIFICATION NO. CMAB. 7/72/4 the 14th September 1972 — Under section II of the Assam Co-operative societies Act, 1949 (Act 1 of 1950) a Co-operative Society under the name of the Barapanchari Service Co-operative Society Limited in the district of Mizo has been this day registered in my office and numbered as No. A 1/72 73 dated this the fourteenth day of September of the year one thousand nine hundred and seventy two Anno Domini.

P.C. Deb

Assistant Registrar, Cooperative Societies,  
Mizo District, Aijal.

#### NOTICE

Memo No. 502-80 MV/XI-1/72/2., the 13th. 9. 72—It is hereby notified for general information of the public that consequent to the formation of the Union Territory of Mizoram, the Govt. of India by an order called "The North Eastern Areas (Reorganization) Mizoram & Arunachal Pradesh (Adaptation of Laws on State and concurrent subjects) Order, 1972", published in Part II Section 3 (1) of the Gazette of India Extra-Ordinary dated 17.8.1972, have assigned a new registration mark "ZR" for Mizoram. A period of twelve months with effect from 21.1.1972 i.e. from the day of formation of the Union Territory of Mizoram has been prescribed for assignment of new registration marks to all the vehicles

at present bearing the Mizo District registration mark. Therefore, the owners of the Motor Vehicles who have been assigned the registration mark as ASO shall apply before 21.1.1973, to the Registering Authority, within whose jurisdiction the vehicle at present is, for the assignment of a new registration mark and shall present the certificate of registration to the Registering Authority; and thereupon the other provisions of Section 29 of Motor Vehicles Act, 1939, shall apply to the vehicles as they apply to a Motor Vehicle on removal from State to another State.

G.C. Srivastava,  
Director of Transport,  
Govt. of Mizoram, Aizawl.

#### NOTIFICATION

Memo No LAD/A-22/72/55-56 the 11th Sept. 1972. — In partial modification of this department order issued under Memo No -LAD/A 22/72/25 of 24.7.72, it is hereby notified for general information that the name of Shri Lalnghinglova had mistakenly been included in the list of elected members of Bungzung Village Council instead of Shri Dokunga who is hereby declared elected as one of the Village Council Member of Bungzung instead of Shri Lalnghinglova.

P.Lalnithanga  
Joint Secretary to the Govt. of Mizoram  
Local Administration Department.

**GOVERNMENT OF MIZORAM**

Orders, Notifications, Rules etc. of the Govt. of India and by  
Election Commission of India.

Papers extracted from the Gazette of India and other State Gazettes.

**NOTIFICATION**

New Delhi — 1, dated the 13 July, 1972.  
G.S.R. . . . . . In exercise of the  
powers conferred by section 12 of the  
Commissions of Inquiry Act, 1952 (60  
of 1952), the Central Government hereby  
makes the following rules, namely:—

1. Short title, Commencement and  
application:—

(1) These rules may be called the  
Commissions of Inquiry (Central) rules,  
1972.

(2) They shall come into force on  
the date of their publication in the  
Official Gazette.

(3) They shall apply to a Commis-  
sion of Inquiry appointed by the Central  
Government under section 3 of the  
Commissions of Inquiry Act, 1952.

2. Definitions:—

In these rules, unless the context  
otherwise requires, —

(a) 'assessor' means an assessor  
appointed under these rules.

(b) 'Commission' means a Com-  
mission of Inquiry appointed by  
the Central Government under  
section 3 of the Commissions of  
Inquiry Act, 1952.

3. Election of a Presiding Officer  
for a meeting.

(1) Where a Commission consists  
of three or more members, then during  
the temporary absence of the Chairman  
thereof, the members present and par-  
ticipating in its proceedings may elect  
one member from amongst themselves to  
preside, for the time being, in respect  
of the said proceedings.

(2) The member who presides  
temporarily under sub-rule (1) shall not  
be deemed to be the Chairman of the  
Commission.

#### 4. ISSUE AND SERVICE OF SUMMONS:—

(1) A Commission may issue summons to persons whose attendance before it may be required either to give evidence or to produce documents.

(2) Every summons issued by a Commission shall be in duplicate and shall be signed by the Chairman thereof or by such person as he may empower in this behalf. It shall be sealed with the seal of the Commission and shall specify the time and place at which the person summoned is required to attend and also whether his attendance is required for the purpose of giving evidence or to produce a document, or for both the purposes.

(3) A person may be summoned to produce a document, without being summoned to give evidence and any person summoned merely to produce a document shall be deemed to have complied with the summons if he causes such document to be produced instead of attending personally to produce the same.

(4) A summons to produce documents may be for the production of all documents of a certain description in the possession or control of the person summoned.

(5) Every summons shall be served by sending it by post to the person for whom it is intended or in such other manner as the Commission may direct.

(6) The provisions of sub-rules (1) to (5) shall apply, as far as may be, to every other process issued by a Commission.

#### 5. PROCEDURE OF INQUIRY:—

(1) A Commission may sit in public or in private as it thinks fit:—

Provided that a Commission shall sit in private on a request being made by the Central Government in that behalf.

(2) A Commission shall, as soon as may be after its appointment:—

(a) issue a notice to every person, who in its opinion should be given an opportunity of being heard in the inquiry, to furnish to the Commission a statement relating to such matters as may be specified in the notice;

(b) issue a notification, to be published in such manner as it may deem fit, inviting all persons acquainted with the subject matter of the inquiry to furnish to the Commission a statement relating to such matters as may be specified in the notification.

(3) Every statement furnished under clause (a) of sub-rule (2) shall be accompanied by an affidavit in support of the facts set out in the statement sworn by the person furnishing the statement.

(4) Every person furnishing a statement under clause (a) of sub-rule (2) shall also furnish to the Commission along with the statement a list of the documents, if any, on which he proposes to rely and forward to the Commission, wherever practicable, the originals or true copies of such of the documents as may be in his possession or control and shall state the name and address of the person from whom the remaining documents may be obtained.

(5) (a) A Commission shall examine all statement furnished to it under clause (b) of sub-rule (2) and if, after such examination, the Commission considers it necessary to record evidence, it shall first record the evidence, if any, produced by the Central Government and may thereafter record evidence in such order as it may deem fit.

- (i) the evidence of any person who has furnished a statement under clause (a) of sub-rule (2) and whose evidence the Commission having regard to the statement, considers relevant for the purpose of the inquiry; and
- (ii) the evidence of any other person whose evidence, in the opinion of the Commission, is relevant to the inquiry: Provided that the Commission may dispense with the attendance of any person for the purpose of giving evidence before it if

in its opinion —

- (i) such attendance cannot be enforced except by causing undue hardship or inconvenience to that person; or,
- (ii) such attendance should be dispensed with for any other sufficient reason to be recorded by it in writing.

(b) If, after all the evidence is recorded under clause (a) of sub-rule (5), the Central Government applies to the Commission to recall any witness already examined or to examine any new witness, the Commission, if satisfied that it is necessary for the proper determination of any relevant fact to do so, shall recall such witness or examine any such new witness.

(6) Travelling and other expenses shall be paid to a person who is summoned to give evidence or to produce documents before a Commission.

(7) The Commission shall have the Powers of a Civil Court to make local investigation, either personally or through any person, duly authorise by it, into any matter falling within its term of reference.

(8) A Commission shall have the power to regulate its own procedure in respect of any matter for which no provision is made in these rules.



**6. APPOINTMENT OF ASSESSORS :-**

(a) The Central Government or, with the previous approval of the Central Government, a Commission, may, from time to time, appoint one or more assessors to assist and advise the Commission on any matter Connected with its enquiry.

(b) It shall be the duty of the assessors to assist and advise the Commission on any matter on which the Commission may consult them in the course of its inquiry:

Provided that the advice tendered by the assessors shall not be binding on the Commission.

(c) The Commission shall have the power to regulate the manner in which it may consult the assessors.

**7 RETENTION OF RECORDS:—**

The report of a Commission and the papers relating to its Secretariat, its establishment matters and all other matters handled by or in the Commission including the evidence tendered before the Commission shall be preserved intact by the Commission and shall be remitted with the report of the Commission.

**(8) REPEAL AND SAVINGS :—**

(1) The Commission of inquiry (Assessors) Rules, 1954, the rules for the issue and service

of summons by a Commission of inquiry, published with the notification of the Government of India in the Ministry of Home Affairs No. 16/1/55 — Judicial (1) dated the 27th July, 1955, the Central Commissions of Inquiry (Procedure) Rules, 1960 and the Central Commissions of Inquiry (Local Investigations) Rules, 1970, are hereby repealed.

(2) Notwithstanding such repeal, anything done or any action under the provisions of any of the rules referred to in sub-rule (1), shall be deemed to have been done or taken under the corresponding provisions of the Commissions of Inquiry (Central) Rules, 1972.

[F. 3/3/72 -Judl.]

B. SHUKLA,  
DEPUTY SECRETARY TO THE  
GOVERNMENT OF INDIA.

**NOTIFICATION**

No. MV/XI-1/72/22. dated 13th Sept.1972. The following Notification issued by the Ministry of Shipping and Transport (Transport wing) Government of India is republished below for general information.

**ORDER**

In exercise of the powers conferred by Section 79 of the North Eastern Areas (Reorganisation Act, 1971 (81 of 1971), the Central Government hereby makes the following order namely:—

1. (1) This Order may be called the North—Eastern Areas (Reorganisation) Mizoram & Arunachal Pradesh) (Adaptation of Laws on State and Concurrent Subjects) Order, 1972.

(2) It shall be deemed to have come into force on the 21st. day of January, 1972.

2. In its application to the Union Territories of Mizoram and Arunachal Pradesh, the Motor Vehicles Act, 1939 (4 of 1939) shall, until altered, repealed or amended by a competent Legislature or other competent Authority, have effect subject to the adaptations and modifications specified in the Schedule to this Order.

#### THE SCHEDULE

In the Motor vehicles Act, 1939 (4 of 1939)

(1) After section 29B, the following section shall be inserted, namely :—

“29C :— Transitional provision regarding assignment of fresh registration mark on account of the reorganisation of Assam :— where a motor vehicle registered in the state of Assam before the 21st. January, 1972, has been assigned a registration mark, which by reason of the reorganisation of that State under the North—Eastern Areas (Reorganisation) Act,

1971 (81 of 1971), has ceased on that day to be in accordance with the Sixth Schedule then notwithstanding anything contained in Sub-section (1) of Section 29, the owner of the vehicle shall within a period of twelve months from that day, apply to the registering authority within whose jurisdiction the vehicle then is, for the assignment of a new registration mark and shall present the certificate of registration to that registering authority; and thereupon, the other provisions of Section 29 shall apply to the vehicles as they apply to a motor vehicle on removal from one State to another State.

(2) in the Sixth Schedule, after the entry relating to “Laccadive, Minicoy & Amindivi Islands”, the following entries shall be inserted, namely :—

“Mizoram—— Z R

Arunachal Pradesh—— A R”.

G C. Srivastava,  
Secretary to the  
Government of Mizoram,  
Supply & Transport Department.