



The Mizoram Gazette

EXTRAORDINARY

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ORDER

No. LJD. 20/72, the Oct , 31st '72.—In exercise of the powers conferred upon me under provisions of Rule 113 of Pawi—Lakher Autonomous Region (Constitution and conduct of Business of the Regional Council) Rules, 1963 as adapted under provisions of para 208 of the Sixth Schedule to the Constitution of India, I, Shri S. P. Mukerjee, Lt. Governor (Administrator) of Mizoram hereby appoint the following Officer as Additional Returning Officer for holding and conducting the ensuing General Election to Pawi, Lakher and Chakma Autonomous Districts.

The Additional Returning Officer, subject to the control of the Returning Officer, shall exercise all powers and discharge all functions as laid down in Chapter IV. V, VI and VII of the aforesaid Rules and shall be responsible for holding the General Election in areas with headquarters indicated against his names :—

NAME OF THE OFFICER	NAME OF THE DISTRICT COUNCIL	HEADQUARTER
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Shri D. Burman.

Chakma District Council

Borapansuri

S.P. Mukerjee,
Lt. Governor (Administrator)
Mizoram, Aizawl.

THE CONSTITUTION (TWENTY--EIGHTH AMENDMENT) ACT, 1972

ACT

Further to amend the Constitution of India.

Be, it enacted by Parliament in the Twenty-third Year of Republic of India as follows:—

Short title and Commencement

1. (1) This Act may be called the Constitution (Twenty—eighth Amendment) Act, 1972.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Insertion of new Article 312A.

2. After article 312 of the Constitution, the following article shall be inserted, namely:—

“312A (I) Parliament may by Law:—

Power of Parliament to vary or revoke conditions of services of Officers in certain Services

(a) Vary or revoke, whether prospectively or retrospectively the conditions of service as respects remuneration, leave and pension and the rights as respects disciplinary matters of persons who, having been appointed by the Secretary of State or Secretary of State in Council to a Civil Service of the Crown in India before the commencement of this Constitution, continue on and after the commencement of the Constitution (Twenty-eighth Amendment) Act, 1972, to serve under the Government of India or of a State in any service or post.

(b) Vary or revoke, whether prospectively or retrospectively, the conditions of services as respects of pensions of persons who, having been appointed by the Secretary of State or Secretary of State in Council to a civil service of the Crown in India before the commencement of this Constitution, retired or otherwise ceased to be in service at any time before the commencement of the constitution. (Twenty-eight Amendment Act, 1972).

Provided that in the case of any such person who is holding or has held in the Office of the Chief Justice or other Judge of the Supreme Court or a High Court, the Comptroller and Auditor General of India, the Chairman or other member of the Union or a State Public Service Commission or the Chief

Election Commissioner, nothing in sub-clause (a) or sub-clause (b) shall be construed as empowering Parliament to vary or revoke (after his appointment to such posts, the conditions of his service to his disadvantage except in so far as such conditions of service are applicable to him by reason of his being a person appointed by the Secretary of the State or Secretary of State in Council to a Civil Service of the Crown in India.

(2) Except to the extent provided for by Parliament by Law under this article nothing in this article shall affect the power of any legislature or other authority under any other provisions of this Constitution to regulate the conditions of service of persons referred to in clause (1).

(3) Neither the Supreme Court or any other Court shall have jurisdiction in:—

(a) Any dispute arising out of any provision of, or any endorsement on, any covenant, agreement or other similar instrument which was entered into or executed by any person referred to in clause (1), or arising out of any letter issued to such persons, in relation to his appointment to any civil Service of the Crown in India or his continuance in service under the Govt. of the Dominion of India or a province thereof

(b) Any dispute in respect of any right, liability or obligation under article 314 as originally enacted.

(4) The provisions of this article shall have effect notwithstanding any thing in article 314 as originally enacted or in any other provision of the Constitution."

Ommission of Article 314.

3. Article 314 of the constitution shall be omitted.