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Government of Mizoram

PART I

**Appointments, Postings, Transfers, Powers, Leave and Other
Personal Notices and Orders.**

(ORDERS BY THE GOVERNOR)

NOTIFICATIONS

No. F. 14011/1/2005-TC, the 21st June, 2006. In supercession of this Department's Notification issued under Memo No. F. 14011/1/2005-TC dt. 20. 9. 2005 and in exercise of the powers conferred under section 5(1) and 5(2) of the Right to Information Act, 2005 (No. 22 of 2005) and in the interest of Public Service, the Governor of Mizoram is pleased to designate Pu Malsawma Lawnthang, Under Secretary, Trade & Commerce Department as State Public Information Officer in respect of Trade & Commerce Department to provide information to persons requesting for the informations under the said Act with immediate effect and until further orders.

Vanlalhuma,
Secretary to the Govt. of Mizoram,
Trade & Commerce Department.

No. A. 32014/5/89-HMP/Pt-II, the 19th June, 2006. In the interest of public service and on the recommendation of the Mizoram Public Service Commission vide their letter No. 107/A/2002-MPSC dt. 7. 6. 2006, the Governor of Mizoram

is pleased to promote Pu Liandawla, Deputy Superintendent of Police (Ministerial) to the post of Additional Superintendent of Police (Ministerial) in the scale of pay of Rs. 10,000-325-15,200/-pm with all other allowances as admissible under the Rules with immediate effect and posted him at Police Headquarters, Aizawl.

No. A. 32014/5/89-HMP, the 1st June, 2006. In the interest of public service and in pursuance of the recommendation of the Mizoram Public Service Commission vide letter No. 107/A/2002 dt. 8. 3. 2006, the Governor of Mizoram is pleased to revert Pu Liandawla, Additional Superintendent of Police (Ministerial) to the post of Deputy Superintendent of Police (Ministerial), with immediate effect and posted at police Headquarter, Aizawl.

In the resultant vacancy, Pi K. Rezami, Deputy Superintendent of police (Ministerial) is promoted to the post of Additional Superintendent of Police (Ministerial) in the scale of pay of Rs. 10 000-325-15,200/-pm with all other allowances as admissible under the Rules with immediate effect and posted her at Police Headquarter, Aizawl.

This supercedes this Department's Notification No. A. 32014/5/89-HM/Pt dt. 14. 10. 2005.

C. Apiang,
 Secretary to the Govt. of Mizoram,
 Home Department.

No. A. 22011/1/2003-TAX, the 23rd June, 2006. The Governor of Mizoram is pleased to transfer Zothanmawia Khiangie Inspector of Taxes from the Office of the Assistant Commissioner of Taxes, Lunglei Zone and to post at the Office of the Assistant Commissioner of Taxes Aizawl South Zone with immediate effect and until further orders.

The Officer will not be entitled to transfer T. A. as the transfer and posting is made on his own request.

T. B. Rozara,
 Secretary to the Govt. of Mizoram,
 Taxation Department.

No. A. 35011/1/2005-GS, the 19th June, 2006. On his services having been placed at the disposal of Governor, Mizoram vide Army Message No. 382851/MS 3C dated 3. 5. 3006 from Indian Army, the Governor of Mizoram is pleased to appoint IC-56256P Maj Gurpreet Singh, (ASC) as ADC to Governor on de-

putation basis for a period of 2 (two) years in his own grade pay plus deputation duty allowance and all other allowances as admissible under Govt. of Mizoram as amended from time to time, with effect from 19th June, 2006 (AN).

The deputation will be governed by the terms and conditions laid down in Govt. of India, Ministry of Defence's letter No. 4 (15)/58/9/S/D (MS) dated 25th February, 1970 and No. 13(1)/87(Pay/Service) dated 25th September, 1987, as amended from time to time.

The appointment is made against the post of ADC to Governor created vide No. GSM/ESTT/3/87 dated 3. 9. 1987 and converted into permanent one vide order No. A 11012/2/88-GHH dated 22. 7. 1996.

Kanchan P. Mandlaus,
Secretary to Governor,
Mizoram : Aizawl.

No. A. 32019/1/99-HMP/180, the 21st June, 2006. In the interest of Public Service and on the recommendation of Mizoram Public Service Commission vide their letter No. 8/A/98-MPSC dt. 7. 6. 06, the Governor of Mizoram is pleased to promote Pu Lalbiakzama, Senior Grade of MPS to the post of Junior Administrative Grade of MPS in the scale of pay of Rs. 12,000-375-16,500/- per month with all other allowances as admissible under the Rules with immediate effect.

On his promotion to Junior Administrative Grade of MPS, Pu Lalbiakzama, S. P. Serchhip will remain in his present place of posting for the time being and until further orders.

No. A. 32019/1/1/99-HMP/179, the 21st June, 2006. In the interest of Public Service and on the recommendation of Mizoram Public Service Commission vide their letter No. 175/A/97-MPSC dt. 17. 6. 06, the Governor of Mizoram is pleased to promote Pu K. Amona, Junior Administrative Grade of MPS to the post of Selection Grade of MPS in the scale of Pay of Rs. 14,300-400-18,300/- per month with all other allowances as Admissible under the Rules with immediate effect.

On his promotion to Selection Grade of MPS, Pu K. Amona, will remain in his present place of posting as Commandant 2nd IR Bn. for the time being and until further orders.

Romawia,
Deputy Secretary to the Govt. of Mizoram,
Home Department.

No. A. 46012/11/98-LJE/92, the 19th June, 2006. In exercise of the powers conferred by sub-sections (1) and (4) of section 20 of the Cr. P. C. 1973 (Act No. 2 of 1974), the Governor of Mizoram, is pleased to appoint the following M. C. S Officer as Executive Magistrate in Lawngtlai District with immediate effect and so long as they holds their respective post unless sooner withdrawn.

1. Pu K. Vanlakhiana, MCS. BDO, Chawngte.
2. Pu R. Laisangluaia, MCS, BDO, Sangau.

No.A.46012/11/98-LJA/91, the 19th June, 2006. Under Rules 8 and 15 of the Rules for Regulation of the Procedures of the Officers Appointed to Administer Justice in the Lushai Hills published vide No. 2530(a) A.P. dt. 25.3.1937, the Governor of Mizoram is pleased to invest Pu H. Lawmkima, MCS S.Dy., M Lawngtlai District, Lawngtlai under rule 9 of the aforesaid Rules with powers analogous to the powers of Judicial Magistrate of the Second Class as defined in the Code of Criminal Procedure, 1973 (Act No. 2 of 1974) with immediate effect and until further orders or as long as the Officer holds the post of S.Dy.M. Lawngtlai unless sooner withdrawn.

Further, in exercise of the powers conferred by sub. Section (1) and (4) of section 20 of the Code of Criminal Procedure 1973 (Act No. 2 of 1974), the Governor of Mizoram is pleased to appoint the said officer as an Executive Magistrate in Lawngtlai District with immediate effect.

P.Chakraborty,
Secretary to the Govt. of Mizoram.

No.B.16012/1/2001-PHE, the 19th June, 2006. In the interest of Public Service and in comply with the provision contained in the Mizoram Water Supplies (Control) Rules 2005, the Governor of Mizoram is pleased to order implementation of meter based billing system of Water charges in Mizoram w.e.f. 1st July, 2006.

C.Ropianga,
Secretary to the Govt. of Mizoram,
Public Health Engineering Department.

No.LA/ESTT.7/2001-2006/68, the 21st June, 2006. In the interest of public service, and on his services having been placed at the disposal of the Speaker, Mizoram Legislative Assembly by the Govt. of Mizoram vide No.A.19018/7/95-P&AR(CSW) dt. 29.5.2003 and in exercise of the power conferred under Rule 12 of the Mizoram Legislative Assembly Secretariat (Recruitment and Conditions of Service) Rules, 1995 (as amended from time to time), the Governor of Mizoram, in consultation with the Speaker, Mizoram Legislative Assembly is pleased

to accord ex post facto extension of the deputation period of Pu T.Saikunga, MJS as Secretary, Mizoram Legislative Assembly for another 1(one) month with effect from 1.5.2006 to 31.5.2006 in the scale of pay of Rs. 16400-450-20900/- plus other allowances as admissible from time to time.

Ngurthanzuala,
Secretary.

No.B.14011/5/2005-IND, the 21st June, 2006. In exercise of the power conferred by sub-section 1 of Section 19 of the Right to Information Act, 2005 and in the interest of public Service, the Governor of Mizoram is pleased to designate the following persons as Appellate Authorities in respect of Directorate of Industries and the Corporations under its control as shown against their names as follows with immediate effect and until further orders :—

Sl.No.	Name & Designation	Name of office/Corporations.
1.	Pu Yogaraja, Director of Industries	Directorate of Industries
2.	Pu Yogaraja, Director of Industries	ZIDCO Ltd.
3.	Pu Yogaraja, Director of Industries	ZENICS Ltd.
4.	J.C.Ramthanga, Secretary Industries Department	ZOHANDCO Ltd.
5.	Pu Lalzarliana Renthlei Managing Director, MIFCO	MIFCO Ltd.
6.	Pu Lalsawmzuala, C.E.C., MKVIB.	KVI Board.

J.C.Ramthanga,
Secretary to the Govt. of Mizoram,
Industries Department.

No. G. 11013/1/2003-EDC, the 20th June, 2006. On the recommendation of the Mizoram Public Service Commission, the Governor of Mizoram is pleased to promote Pu F. Lalenga, Dy. Librarian, Women Polytechnic, Aizawl as Librarian, Women Polytechnic, Aizawl against the newly upgraded post of College Librarian, Women Polytechnic, Aizawl in the scale of pay of Rs. 8000-275-13500/- p.m. with effect from 20.9.2005.

He will exercise within one month from the date of issue of this Notification an option to have his pay fixed on the date of promotion or from the date of accrual of the next increment in the lower grade or post.

The promotion is made against the posts of College Librarian created vide memo No. G. 11013/1/2003-EDC dt. 20.9.2005.

L. Tochhong,
Commissioner to the Govt. of Mizoram.

No. A. 22013/3/91-FST, the 19th June, 2006. In the interest of public service, the Governor of Mizoram is pleased to order transfer and posting of the following Forest Rangers under Environment & Forests Department to the places shown against their names with immediate effect and until further orders.

Sl. No.	Name of officer	Present place of posting	New place of posting
1.	Pu Romeo Pakma.	Conservator of Forest (Northern Circle) office.	Conservator of Forest (Central Circle) office, (Bamboo Cell)
2.	Pu S. Kaptluanga	Forest Training School.	Range Officer, Teirei Range under Dampa Tiger Reserve vide Pu Vanlalsiama Khenglawt
3.	Pu Vanlalsiama Khenglawt	Teirei Range under Dampa Tiger Reserve.	Range Officer, Phuldungsei Range under Dampa Tiger Reserve vide Pu C. Thanthuama, Dy. Ranger.

Movement should be completed within 15 days of the issue of this Notification.

No. B. 11023/4/91-FST, the 22nd June, 2006. In pursuance of the powers conferred under sub-section (1) (C) of section 4 of the Wildlife (Protection) Act, 1972 the Governor of Mizoram is pleased to appoint the following persons as "Honorary Wildlife Warden" within the respective jurisdiction as indicated against their names for a period of (one) year from the date of issue of this Notification.

NAME & ADDRESS	NAME OF DISTRICT
1. Vanneihluanga, Chanmari, Aizawl.	Aizawl
2. H. Zonuntluanga, New Serchhip.	Serchhip
3. V.L. Chama Hnamte, Kahrawt, Champhai.	Champhai

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|-----------------------------------------------|-----------|
| 4. R. Lalduhawma, Diakkawn, Kolasib. | Kolasib |
| 5. C. Zairemthanga, Bazar veng, Lunglei. | Lunglei |
| 6. H. Lalruatsanga, Mizo veng, Marpara. | Mamit |
| 7. T. Thangthuama, Lawngtlai. | Lawngtlai |
| 8. C. Zohupa, Principal, Saiha Govt. College. | Saiha |

The duties and responsibilities are given in Annexure I.

C. Ramhluna,
Secretary to the Government of Mizoram,
Environment & Forests Department.

Duties and Responsibilities

The main duty and responsibility of an Honorary Wildlife Warden is to assist whole heartedly the State organization responsible for wildlife conservation work, especially with regard to the following matters:

- (a) control of poaching and clandestine trade in wild animals and products/articles thereof.
- (b) Detection and prosecution of offences under Wildlife (Protection) Act and the Rules made thereunder.
- (c) Preventing damage to the habitat of wildlife.
- (d) Identification and selection of areas suitable to be declared as sanctuaries, national park, closed areas, etc; as well as measures for their proper protection.
- (e) Measures for dealing with the problem of damage by wild animals to life and property, including the assessment and payment of compensation, etc.
- (f) Carrying the message of conservation to the people and enlisting public support for nature and wildlife conservation. The effort should be specially directed towards the communities living in or near the declared wildlife reserves.
- (g) Any other matter connected with the protection of wildlife, which may be entrusted by the State Board for Wildlife or the Chief Wildlife Warden of the State, from time to time.

In accordance with sub-section (3) of section 4 of the Wildlife (Protection) Act, 1972 an Honorary Wildlife Warden appointed under sub-section (2) (c) of section 4 shall be subordinate to the Chief Wildlife Warden of the State and under section 59 of aforesaid Act, he shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code.

Protection for action taken in good faith is provided under section 60 of the Wildlife (Protection) Act, 1972.

No. A.22012/3/86-PHE/Pt, the 22nd June, 2006. In the interest of Public Services, the Governor of Mizoram is pleased to order transfer and posting of the following SDO/AE under PHE Department to the places as shown against each with immediate effect and until further orders.

Sl. No.	Name and Officer	Present place of posting	New place of posting	Remarks
1	2	3	4	5
1.	N.B. Thapa	AE,S&S Circle, Aizawl	SDO, Chawngte	vice Viasai Solo transferred
2.	H. Lalsiamliana	SDO, Champhai	SDO, (Mech) Sub-Divn. Aizawl	vice N.B. Thapa, transferred
3.	Netralal Jaisi	SDO(Distbn.) Sub-Divn., Lunglei	AE,S&S Circle Aizawl	vice N.B. Thapa, transferred
4.	H. Lalnunthanga	AE, Lunglei WATSAN Circle, Lunglei	SDO, Lawngtlai	vice K. Sachho transferred
5.	Lalrosangi	AE, GW&QC Divn. Aizawl	AE,CE Office	vice Z.R. Thasangzuala transferred
6.	Liantluanga Chohte	SDO(Rural) Saiha	SDO, Champhai	vice H. Lalsiamliana transferred
7.	Viasai Solo	SDO, Chawngte	SDO, Tlabung	vice K. Ronghaka transferred
8.	D. Das	SDO,AWDSD (S) Aizawl	AE,SE Aizawl Circle	vice Lalzarliana transferred
9.	K. Sachho	SDO, Lawngtlai	SDO (Rural) Saiha	vice Liantluanga Chohte transferred
10.	C. Lalmachhuana	SDO (Rural) Kolasib	SDO(S) Rural Sub-Divn. Lunglei	vice C. Zirkhuma, transferred
11.	Lalzarliana	AE,SE, Aizawl WATSAN Circle	SDO, Quality Control Sub-Divn. Aizawl	vice C. Roltluanga transferred

12. K. Ronghaka	SDO, Tlabung	SDO (TC), LWSM Divn. Lunglei	Vacant
13. C. Rotluanga	SDO, QC Sub- Divn. Aizawl	AE, Rural WATSAN Circle Aizawl	Vacant
14. Lalrinzuala	SDO, Mamit	SDO (Rural) Kola- sib Sub-Divn.	vice C. Lalhma- chhuana trans- ferred
15. C. Lianthangpuia	SDO(Mech) AWT, Aizawl	SDO, GW Sub- Divn., Aizawl	vice Ngentluanga transferred
16. Lalzawmliana	SDO, Darlawn	AE,CE, PHE Office	vice Lalhruaia transferred
17. C. Zirkhuma	SDO, Rural WATSAN Sub- Divn. Lunglei 'S'	SDO, Darlawn Sub-Divn.	vice Lalzawm- liana transferred
18. Ngentluanga	SDO, GW Sub- Divn. Aizawl	SDO, Mamit Sub- Divn.	vice Lalrinzuala transferred
19. Z.R. Thasangzuala	AE,CE Office	SDO, AWDS(S), Aizawl	vice D. Das transferred
20. Lalhruaia	AE,CE Office	SDO, Distbn. Sub- Divn., Lunglei	vice Netralal Jai- si transferred

Sl.No. 1,5,7,9,13,15 & 20 will move first.

Remmawia Vanchhawng,
Secretary to the Govt. of Mizoram,
Public Health Engineering Department.

No. A. 12025/5/2002-HFW/Pt. III, the 21st June, 2006. In continuation to this Deptt. Notifications issued vide No. A. 12031/2/2201-HFW/Pt dt. 17.2.2006 & No. A. 12031/2/2001-HFW dt. 22.2.06 and in the interest of public service, the Governor of Mizoram is pleased to approved counting of officiating service in respect of the following 5(five) Medical Officers and 1(one) Dental Surgeon towards pay, leave and other Pensionary benefits but not for seniority.

Sl. No.	Name	Date of entry into officiating service
1.	Dr. Lalthlupuii, M.O.	06.1.1998
2.	Dr. Zothannguri, M.O.	23.6.1993
3.	Dr. Vanzarliani, M.O.	01.9.1998

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| 4. Dr. Zonunsangi, M.O. | 01.9.1998 |
| 5. Dr. Vanlalngheti, M.O. | 26.2.2001 |
| 6. Dr. F. Lalrimawii, Dental Surgeon | 10.1.2000 |

This is issued with the approval of DP&AR(GSW) vide their I.D. GSW. 16/2006 dt. 14.6.2006.

Lalbiaktluanga Khiangte,
Commr. & Secretary to the Govt. of Mizoram,
Health & Family Welfare Department.

No. A. 22015/1/87-PAR(SSW), the 19th June, 2006. In the interest of public service the Governor of Mizoram is pleased to order transfer and posting of the following Superintendents as shown against their names with immediate effect and until further order.

Sl. No.	Name & Present Place of Posting	Posted to	Remarks
1.	Lalringa Sailo Directorate of R&R	S.A.D. (A)	Vice K. Zadawla transferred
2.	Zopari Trade & Commerce (Sectt)	P.W.D, (R&B)	Vice K. Zothanzaui transferred
3.	Rohmingliana SAD (E)	P.C.C.F's Office	Vice Hnemthang Zate transferred
4.	K. Rozami LAD (VC Wing)	DP & AR (ARW)	Vice Lalnunvula transferred
5.	Betsy Zothanpari Directorate of L.R. & S	Social Welfare (Sectt.)	Vice C Lalbiaknungi transferred
6.	Thasawta Directorate of Sericulture	L.A.D (VC Wing)	Vice K. Rozami transferred
7.	Vanlalvuana Assistant Director, ATI	Directorate of IF & SL	Vice C. Zothankimi transferred
8.	P.C. Laltanpuia Comrte. of Excise	Directorate of L.R. & S	Vice Betsy Zothanpari transferred
9.	C. Kaphmingthanga F. C.S. & C.A. (Sectt)	Directorate of Sericulture	Vice Thasawta transferred
10.	Rohlira Home Department	Directorate of R&R	Vice Lalringa Sailo transferred

11. Lalthansangi Finance (APF)	Trade & Commerce (Sectt)	Vice Zopari transferred
12. Lalzawmliana D.I.C., Aizawl	Finance (APF)	Vice Lalthansangi transferred
13. K. Zothanzauvi P.W.D (R & B) (Sectt.)	Comrt. of Excise	Vice P. C. Laltanpuia transferred
14. Zosangliana Rural Development (Sectt)	F. C.S. & C.A. (Sectt)	Vice C. Kaphming- thanga transferred
15. R. Lalmuankimi Directorate of R.D.	S.A.D. (E)	Vice Rohmingliana transferred
16. K. Zedawla S.A.D. (A)	Directorate of R. D.	Vice R. Lalmuankimi transferred
17. C. Lalbiaknungi Social Welfare (Sectt)	Home Department	Vice Rohlira transferred
18. G. Zothankimi Directorate of IF & SL	Rural Development (Sectt.)	Vice Zosangliana transferred
19. Hnemthang Zate P.C.C.F.'s Office	D.I.C., Aizawl	Vice Lalzawmliana transferred
20. Lalnunvula DP & AR (ARW)	Assistant Director, ATI	Vice Vanlalvuana transferred
21. Lalzamliani D.I.C. Saiha	Industries (Secreta- riat)	Vacant

Movement of transfer should be completed before 30.6.2006.

B. Zahmuaka,
Under Secretary to the Government of Mizoram.

No.19018/7/95-P&AR(CSW), the 21st June, 2006. Pu T.Saikunga, MJS who was repatriated from Assembly Secretariat to his parent cadre with effect from 31.5.2006 (AN) has been waiting for posting. The period between 1.6.2006 and the date of taking over the charge of Judge, Special Court ND&PS Act shall be treated as duty under F.R. 9(6) and he will be paid pay and allowances for the period as admissible under rules.

C.Thatkung,
Deputy Secretary to the Government of Mizoram.

NOTIFICATION

No.H.11012/1/2006-PAD, the 20th June, 2006. The following order made by the Governor is published for general information :

ORDER

Whereas Shri R.Lalrinawma had submitted a petition dated 19th April, 2006 for the disqualification of Shri Rasik Mohan Chakma, a sitting member (as he was then) of the Mizoram Legislative Assembly, for being a member of that Assembly under sub-clause (a) of clause (1) of article 191 of the Constitution of India.

And whereas the Governor of Mizoram sought the opinion of the Election Commission of India under clause (2) of article 192 of the Constitution of India on the question whether Shri Rasik Mohan Chakma had become subject to such disqualification as alleged by said Shri Lalrinawma.

And whereas the Election Commission of India has tendered its opinion (vide Annexure-A) that in view of the well settled constitutional position, the question of the alleged disqualification of Shri Rasik Mohan Chakma, being a case of pre-election disqualification, if at all, cannot be raised before, or decided by, the Governor under clause (1) of article 192 of the Constitution and that the present petition is, therefore, non-maintainable before the Governor under said article of the Constitution, in so far as it relates to Shri Rasik Mohan Chakma.

Now, therefore, I, Amolak Rattan Kohli, Governor of Mizoram do hereby decided that the petition of Shri R.Lalrinawma is not maintainable and is therefore, rejected.

Amolak Rattan Kohli,
Governor.

ANNEXURE—A

Election Commission of India NIRVACHAN SADAN
ASHOKA ROAD, NEW DELHI-110001

Reference Case Nos. 81(G) of 2006

[References from the Governor of Mizoram under Article 192 (2) of the Constitution of India]

In re : Alleged disqualification of Shri Rashik Mohan Chakma, Member of Mizoram Legislative Assembly, under Article 191(1)(a) of the Constitution of India.

OPINION

This is a reference dated 28th April, 2006, from the Governor, Mizoram seeking the opinion of the Election Commission under Article 192(2) of the Constitution of India, on the question of alleged disqualification of Shri Mr. K. Vanlalauva and 11 other members of the Mizoram Legislative Assembly, including Shri Rashik Mohan Chakma, under Article 191(1)(a) of the Constitution of India.

2. The above question arose on the petition dated 19th April, 2006, submitted by Shri R. Lalrinawma to the Governor of Mizoram, under Article 192(1) of the Constitution of India, raising the question of alleged disqualification of Shri K. Vanlalauva and 11 other members of the Mizoram Legislative Assembly including Sh. Rashik Mohan Chakma, under sub-clause (a) of clause (1) of Article 191 of the Constitution of India, on the ground that they are holding offices of profit and are, hence, liable to be disqualified under the said Article 191 (1)(a). While the question of alleged disqualification of the other MLAs is being considered by the Commission separately, this opinion deals with the question of disqualification of Shri Rashik Mohan Chakma.

3. The allegation in the petition with regard to Shri Rashik Mohan Chakma is that he has been holding the office of Chief Executive Member of Chakma Autonomous District Council from February, 2003. The petitioner has stated that Shri Rashik Mohan Chakma was holding the office of Chief Executive Member of the Council at the time of his election to the Mizoram Legislative Assembly and that he continued to hold the said office even after his election as MLA. On this ground, the petitioner contends that Shri Rashik Mohan Chakma should be disqualified from being a member of the Legislative Assembly under Article 191(1)(a) of the Constitution of India.

4. It is well settled that under Article 192(1) of the Constitution of India, the jurisdiction of the Governor to decide question of disqualification of a sitting Member of Legislative Assembly arises only in disqualifications incurred after election as a member of the House. The jurisdiction of the Election Commission to inquire into such question of the alleged disqualification, on being referred to it by the Governor under Article 192(2) of the Constitution, also arises only in case of post-election disqualification. Any question of pre-election disqualification, i.e. disqualification from which a person was suffering at the time of, or prior to his election, can be raised only by means of an election petition presented in accordance with the provision of Art. 329(b) of the Constitution read with Part-VI of the Representation of the People Act, 1951, and not under Art. 192(1). Reference is invited, in this connection, to the Supreme Court's catena of decisions in *Election Commission Vs. Saka Venkata Rao* (AIR 1953 SC 201); *Brundaban Naik Vs. Election Commission* (AIR 1965 SC 1892); *Election Commission Vs. N.G. Ranga* AIR 1978 SC 1609; etc. In a very large number of other similar cases in the past, the Commission has given similar opinion, on the references made to it by the President and Governor of States.

5. Shri Rashik Mohan Chakma was elected to the Mizoram Legislative Assembly in December, 2003. The contention of the petitioner is that Shri Rashik

Mohan Chakma was holding the office of Chief Executive Member of the Council since February 2003, when he contested and won the election to the Legislative Assembly. In other words, Shri Rashik Mohan Chakma was holding the said office prior to his election as MLA. In view of the well-settled constitutional position referred to above, the question of alleged disqualification of Shri Rashik Mohan Chakma, being a case of pre-election disqualification, if at all any disqualification is attracted, cannot be raised under Article 192(1) of the Constitution. The Election Commission also has no jurisdiction to express any opinion on the question of such alleged pre-election disqualification. The present petition is, therefore, not maintainable before the Governor in terms of Article 192(1) of the Constitution.

6. The reference received from the Governor, Mizoram, in the present case, is accordingly, returned with the opinion of the Election Commission of India, under Article 192(2) of the Constitution, to the above effect that it is not maintainable under Article 192(1) of the Constitution in so far it relates to Sh. Rashik Mohan Chakma. The question of alleged disqualification of the other MLAs raised in the petition is being considered separately and opinion in those cases will be sent in due course.

Sd/- (Navin B.Chawla) Election Commissioner	Sd/- (B.B.Tandon) Chief Election Commissioner	Sd/- (N.Gopalaswami) Election Commissioner
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New Delhi.

Dated : 6th June, 2006.

Government of Mizoram

PART II (A)

**Resolutions, Regulations, Orders, Notifications, Rules and Acts,
Awards of Tribunal, Requisition, Acquisition and declaration relating to
Land and Forest etc., by the State Govt. and Head of Departments.**

NOTIFICATIONS

No. B. 11023/4/91-FST, the 22nd June, 2006. In exercise of the powers conferred under Sub Sec-I

of Mizoram is pleased to appoint the following Officials as Wildlife Warden to exercise various powers and perform duties under this Act in their respective jurisdiction as noted under with immediate effect.

Designation of Officer	Appointed as	Jurisdiction
1. District Council Conservator of Forest, Lai Autonomous District Council.	Wildlife Warden	Area of LADC
2. District Council Conservator of Forest, Chakma Autonomous District Council.	Wildlife Warden	Area of CADC

C. Ramhluna,
Secretary to the Govt. of Mizoram,
Environment & Forest Department.

No. J. 12011/11/92-REV/Pt, the 27th April, 2006. Mizoram Larsap (Governor) chuan heng a hnuaia hming tarlante hi thuleh awm hma atan Hnahthial khaw huam chhunga Inmun dilnate endiktu tur (SAAB) member atan ruat belh an ni.

1. V.C.P., Hnahthial North & South.
2. Vice President, V/C Hnahthial North & South.
3. Secretary, V/C, Hnahthial North & South.

A dang zawng chu kan Notification No. J-12011/11/92-REV/Pt, Dt. 7. 3. 2005 ang a ni ang.

C. Hmingthanzuala,
Secretary to the Govt. of Mizoram,
Revenue Department.

No. A. 23020/1/2001-HFW, the 19th June, 2006. The Governor of Mizoram after giving due consideration to the representation received in response to this Department Notification of even No. dt. 23.3. 2006 is pleased to fix the final inter-se-seniority to Grade II/Joint Director of Health Services of the Mizoram Health Services under General Health Service wing who were appointed on or between 21. 10. 2004 to 16. 3. 2006 in the scale of pay of Rs. 12, 000-375-16, 500/-pm as shown in the Annexure appended herewith.

Lalbiaktluanga Khiangte,
Commr. & Secretary to the Govt. of Mizoram,
Health & Family welfare Department.

No.F.13011/7/2005-IPR, the 21st June, 2006. In pursuance of the decision taken under item No. 7 of the meeting of Council of Ministers held on 26.5.2006, the Governor of Mizoram is pleased to accord sanction to the establishment of the Mizoram State Information Commission and creation of the following temporary posts in the scale of pay indicated against each with immediate effect.

Sl. No.	Name of Posts	No. of Post	Scale of pay
1.	State Chief Information Commissioner	1	Rs.30,000/- (Fixed)pm
2.	State Information Commissioner	2	Rs.26,000/- (Fixed)pm
3.	Secretary	1	Rs.16,400 - 20000/-pm
4.	Senior Principal (Private Secretary)	1	Rs.12,000-375-16,500/-pm
5.	Deputy Secretary	1	Rs.12,000-375-16,500/-pm
6.	Under Secretary	1	Rs.10,000-325-15,200/-pm
7.	Principal Private Secretary	2	Rs.10,000-325-15,200/-pm
8.	Superintendent	1	Rs. 8,000-275-13,500/-pm
9.	Steno Grade-I	1	Rs. 8,000-275-13,500/-pm
10.	Assistant	3	Rs. 5,500-175-9,000/-pm
11.	Steno Grade-III	1	Rs. 5,000-150-8,000/-pm
12.	UDC	3	Rs. 5,000-150-8,000/-pm
13.	LDC	3	Rs. 4,000-100-6,000/-pm
14.	Driver	4	Rs. 3,050-85-4,590/-pm
15.	Despatch Rider	1	Rs. 3,050-85-4,590/-pm
16.	Grade-IV/Peon/Chowkidar	10	Rs.2650-65-3300-70-4,000/-pm

The Expenditure is debitable to the head of account:

- 2251 — Sect. Social Services
- 092 — Other Offices
- (01) — State Information Commission
- (01) — Salaries

This issues with the approval of DP&AR vide their ID.No.B.16012/1/2003-PAR(ARW) dt. 5.10.2005 & ID.No.ARW/IPR/2006-2007/Esst-I dt. 2.5.06 and concurrence of Finance Department vide their ID.No.FIN(E)890/2005 dt. 3.4.2006 & ID.No.FIN(E)89/2006 dt.15.5.2006.

TBC. Rozara,
Commissioner & Secretary to the Govt. of Mizoram,
Information & Public Relations Department.

No. B. 11019/1/91-L&E, the 20th June, 2006. In the interest of public service and in exercise of the power conferred under Section 35 of the Inter-State Migrant Workmen (Regulation of Employment and Conditions of Service) Act, 1979, the Governor of Mizoram is pleased to declare and notify below designated gazetted officers to take all actions as required under the aforesaid Act. without any extra financial benefits.

1. Labour Commissioner, Govt. of Mizoram as licensing officer for the State of Mizoram.
2. District Employment Officer, Aizawl as the Registering Officer for the District of Aizawl, Kolasib, Mamit and Serchhip.
3. District Employment Officer, Champhai as Registering Officer for Champhai District.
4. District Employment Officer, Lunglei as Registering Officer for Lunglei District.
5. District Employment Officer, Saiha, as Registering Officer for the Districts of Saiha and Lawngtlai.

By Order, etc.

T.B.C. Rozara,
Commissioner & Secretary to Govt. of Mizoram,
Labour & Employment Department.

C O R R I G E N D U M

No. C. 31011/1/2004-P& AR(GSW), the 20th June, 2006. The word 'Padiatric' appearing at Sl. No 14 of this Department's Notification of even No. of dated 6th June 2006 should be read as 'Poditatric' i.e. Diploma in Poditatric Care Technology.

Sangchin Chinzah,
Under Secretary to the Govt. of Mizoram.

Government of Mizoram

PART IX

Advertisements, Notices (Tender Notices), Advertisements for the post and vacancies etc. Registration and Liquidation and Merger Notification of Co-operative Societies by the State Government

NOTIFICATIONS

No. B. 14016/132/05-RFS, the 20th June, 2006. It is hereby notified for general information of all concerned that in pursuance of Section 3 of the Societies Registration Act, 1860 (Act No. XXI of 1860) and as modified by the Societies Registration (Extension to Mizoram) Act, 1976 (Mizoram Act No. III of 1977), the SOCIETY FOR RECOVERING ADDICTS having office at ZARKAWT, AIZAWL has been registered on 7.6.2006 under SR/MZ-18 of 2006-2007

No.B.14016/59/2005-RFS, the 20th June,2006. It is hereby notified for general information of all concerned that in pursuance of Section 3 of the Societies registration Act, 1860 (Act No. XXI of 1860) and as modified by the Societies Registration (Extension to Mizoram) Act, 1976 (Mizoram Act No. III of 1977), the MIZORAM T.I. PROMOTERS' ASSOCIATION having Office at TUIKUAL SOUTH, AIZAWL has been registered on 12. 6. 2006 under SR/MZ-19 of 2006-2007.

No. B. 14016/124/2005-RFS, the 20th June, 2006. It is hereby notified for general information of all concerned that in pursuance of Section 3 of the Societies registration Act, 1860 (Act No. XXI of 1860) and as modified by the Societies Registration (Extension to Mizoram) Act, 1976 (Mizoram Act No. III of 1977), the MIZORAM MEDICAL LABORATORY TECHNICIAN ASSOCIATION having Office at AIZAWL, MIZORAM has been registered on 5. 6. 2006 under SR/MZ-16 of 2006-2007.

No. B. 14016/19/2006-RFS, the 20th June, 2006. It is hereby notified for general information of all concerned that in pursuance of Section 3 of the Societies registration Act, 1860 (Act No. XXI of 1860) and as modified by the Societies Registration (Extension to Mizoram) Act, 1976 (Mizoram Act No. III of 1977), the Mizoram PASSION FRUIT GROWER'S SOCIETY having Office at ZARKAWT, AIZAWL has been registered on 7. 6. 2006 under SR/MZ-17 of 2006-2007.

No.B.14016/80/05-RFS, the 20th June, 2006. It is hereby notified for general information of all concerned that in pursuance of Section 3 of the Societies Registration Act, 1890 (Act No. XXI of 1860) and as modified by the Societies Registration (Extension to Mizoram) Act, 1976 (Mizoram Act No. III of 1977), the N.Vanlaiphai Grape Growers & Marketing Society Ltd. having office at N.Vanlaiphai, Serchhip District has been registered on 20/6/2006 under SR/MZ-20 of 2006-2007,

T.B.C.Rozara,
Registrar, Firms & Societies,
Mizoram, Aizawl.

FORM 'D'

CERTIFICATE OF REGISTRATION OF AMENDMENT OF BYE-LAWS (See sub-rule (3) of rule 14)

No.B.14032/1/2000-RCOOP, the 23rd June, 2006. In the Office of the Registrar of Cooperative Societies under the Mizoram Cooperative Societies Act 1991 (Act 19 of 1991)

I do hereby certify that pursuant to the Mizoram Cooperative Societies Act, 1991 (Act 19 of 1991), the amendment shown in the enclosed documents of the Bye-Laws of the Mulco Ltd. registered under the aforesaid Act on the 5th day of June, 1984 under No.A.31/83-84 of 5.6.84 in the District of Aizawl Mizoram has been duly registered. The following is the area of operation of the Society:—

1. The whole Mizoram

The Bye Laws amended and registered this day are as follow:—
Complete Amendment of previous bye-laws—
Recession of Bye-Laws Nos.

Partial amendment of bye-laws No. 22.1,3 'The Board in its meeting may invite an expert on the concerned subject/Agenda, however, he may not have voting right'.

Date this 23rd day of June, Two thousand and six.

K.Riachho,
Registrar,
Cooperative Societies,
Mizoram, Aizawl.