

**IN THE HIGH COURT OF DELHI AT NEW DELHI
EXTRAORDINARY ORIGINAL CIVIL JURISDICTION
WRIT PETITION (CIVIL) No.10546 of 2020**

IN THE MATTER OF:

Atishi Marlana

...Petitioner

Versus

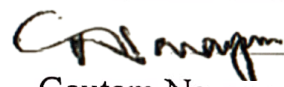
Commissioner of Police & Ors.

...Respondents

INDEX

Sl. No.	Particulars	Page
1.	Counter Affidavit on behalf of Respondent Nos.1 to 3	1-6
2.	Annexure R-1: A true copy of Standing Order No.10/2018 dated 22.11.2018	7 - 23
3.	Annexure R-2: A true copy of the DDMA orders dated 30.09.2020, 31.10.2020 and 28.11.2020	24 - 49
4.	Annexure R-3: A true copy of order dated 02.12.2020 of the Assistant Commissioner of Police, Sub-Division Civil Lines, Delhi	50 - 51
5.	Memo of Appearance	52

FILED BY:



Gautam Narayan

Additional Standing Counsel (Civil)

Government of National Capital Territory of Delhi

D-17, Basement, Lajpat Nagar, Part-3,

New Delhi - 110 024

Mob: 09811411735

Place: New Delhi

Dated: 07.01.2021

**IN THE HIGH COURT OF DELHI AT NEW DELHI
EXTRAORDINARY ORIGINAL CIVIL JURISDICTION
WP (C) NO.10546 OF 2020**

IN THE MATTER OF:

Atishi Marlana

...Petitioner

Versus

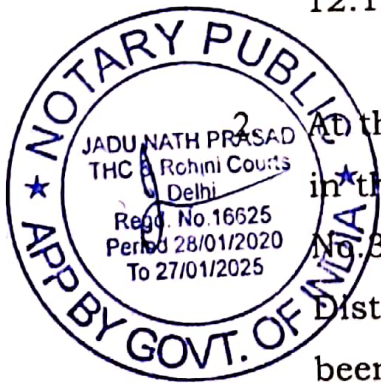
Commissioner of Police & Ors.

...Respondents

COUNTER AFFIDAVIT ON BEHALF OF THE RESPONDENTS 1-3

I, Anto Alphonse, S/o V Asir Antony Paulraj, Age 40 years, currently posted as Deputy Commissioner of Police, North District, Civil Lines, Delhi do hereby solemnly state and affirm as under:

1. I am aware of the contents of the writ petition and am authorised to file the present counter affidavit on behalf of all Respondents. It is submitted that by way of the present writ petition, the Petitioner has impugned the rejection of her request dated 12.12.2020 to the Deputy Commissioner of Police, North Delhi (**Annexure P-2**) for permission to hold a peaceful protest/dharna outside the residence of the Hon'ble Lieutenant Governor of Delhi vide the impugned order dated 12.12.2020 (**Annexure P-1**).



At the outset, it is pertinent to clarify that the Petitioner has in the detailed memo of parties incorrectly stated Respondent No. 3 as the Deputy Commissioner of Police, New Delhi District. It is submitted that the request of the Petitioner has been rejected by the Office of the Deputy Commissioner of

Police, North Delhi and therefore the present counter affidavit is being filed on its behalf.

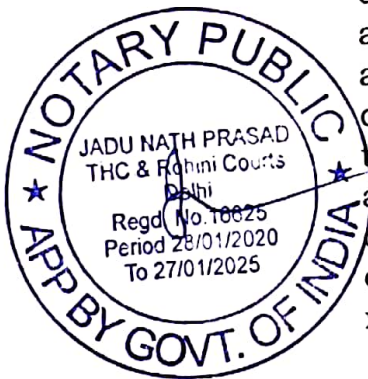
3. This Hon'ble Court was pleased to issue notice in the present writ petition vide order dated 18.12.2020 after hearing both sides and directed the Respondents to file a counter affidavit. The present counter affidavit is being filed in compliance with order dated 18.12.2020 of this Hon'ble Court.

4. It is submitted that the impugned order has been issued in accordance with the extant legal regime and is therefore justified and sustainable. In this regard, at the outset, it is pertinent to note that the Hon'ble Supreme Court in *Mazdoor Kisan Shakti Sangathan Vs Union of India*, (2018) 17 SCC 324 while upholding the right of citizens to hold peaceful protests and demonstrations under Articles 19(1)(a) and 19(1)(b) of the Constitution, had directed the Commissioner of Police (Respondent No.1 herein) to frame appropriate guidelines for regulation of protests and demonstrations. It is pertinent to note that the Hon'ble Court has unequivocally held that no protest and demonstration can be held outside the residence of any dignitary. The relevant paragraph from the judgment is being reproduced herein under:

70. In the aforesaid conspectus, here also the Commissioner of Police, New Delhi and other official respondents can frame proper guidelines for regulating such protests, demonstrations, etc. As noted above, the orders issued under Section 144 prohibit certain activities in the nature of demonstrations, etc. "without permission", meaning thereby permission can be granted in certain cases.

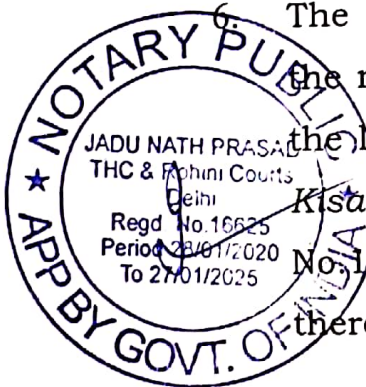


There can, therefore, be proper guidelines laying down the parameters under which permission can be granted in the Boat Club area. It can be a very restrictive and limited use, because of the sensitivities pointed out by the respondents and also keeping in mind that Ramlila Maidan is available and Jantar Mantar Road in a regulated manner shall be available as well, in a couple of months. Thus, the proposed guidelines may include the provisions for regulating the numbers of persons intending to participate in such demonstrations, prescribing the minimum distance from the Parliament House, North and South Blocks, Supreme Court, residences of dignitaries, etc. within which no such demonstrations would be allowed; imposing restrictions on certain routes where normally the Prime Minister, Central Ministers, Judges, etc. pass through; not permitting any demonstrations when foreign dignitaries are visiting a particular place or pass through the particular route; not allowing firearms, lathis, spears, swords, etc. to be carried by demonstrators; not allowing them to bring animals or pitch tents or stay overnight; prescribing time-limits for such demonstrations; and placing restrictions on such demonstrations, etc. during peak traffic hours. To begin with, authorities can permit those processions and demonstrations which are innocuous by their very nature. Illustratively, school children carrying out procession to advance some social cause or candle march by peace-loving group of persons against a social evil or tragic incident. These are some of the examples given by us to signify that such demonstrations can be effectively regulated by adopting various measures instead of banning them altogether by rejecting every request for such demonstrations. We, therefore, feel that in respect of this area as well the authorities can formulate proper and requisite guidelines. We direct the Commissioner of Police, New Delhi, to undertake this exercise, in consultation with other authorities, within two months from today. (emphasis supplied)



5. It is submitted that in accordance with the aforesaid directions, Respondent No.1 has formulated guidelines for organising protests and demonstrations at or around Central Vista (which includes the residence of the Hon'ble Home Minister), Jantar Mantar and Boat Club vide order dated 22.11.2018 known as Standing Order No.10 /2018, 'Guidelines for Organising Protests or Demonstrations at or near Central Vista including Jantar Mantar and Boat Club'. As mandated by the Hon'ble Supreme Court, Respondent No.1 has regulated the conduct of protests and demonstrations in this area by designating a space in Jantar Mantar for protests upto a limit of upto 1000 persons as the identified spot for such activity and above this limit at the Ramlila ground which can accommodate 50,000 persons. The Standing Order also lays down the procedure for obtaining permission to carry on such protests in accordance with the judgment of the Hon'ble Supreme Court. A true copy of Standing Order No.10/2018 dated 22.11.2018 is annexed herewith as **Annexure R-1**.

The Respondents, therefore, submit that no protest outside the residence of the Hon'ble LG can be permitted in terms of the law laid down by the Hon'ble Supreme Court in *Mazdoor Kisan Shakti Sangathan (supra)* and Standing Order No.10/2018 issued by Respondent No.1 in compliance thereof.



7. It is further submitted that the request of the Petitioner was also denied on the following grounds:

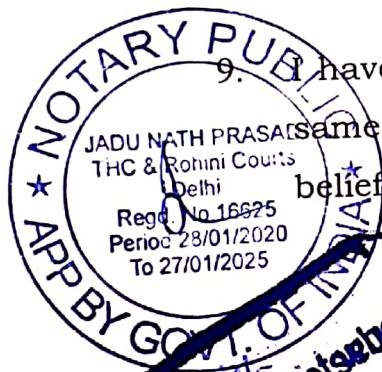
a. The Delhi Disaster Management Authority ('DDMA') vide order dated 30.09.2020 had issued further directions to prevent the spread of Covid-19 pandemic in the National Capital Territory of Delhi. The said guidelines prohibited all political functions in Delhi till further orders. It is submitted that this restriction on political functions has been continued vide orders dated 31.10.2020 and 28.11.2020 of the DDMA which have directed that status quo be maintained with respect to political functions till 31.12.2020. It is further submitted that the Respondents apprehended that there was a reasonable possibility of the dharna by the Petitioner gathering more supporters which would violate the DDMA guidelines dated 30.09.2020, 31.10.2020 and 28.11.2020 for prevention of the spread of the Covid-19 pandemic. Therefore, the request of the Petitioner to hold a dharna outside the Hon'ble LG's residence was denied in accordance with the extant guidelines of the DDMA to contain the Covid-19 pandemic. A true copy of the DDMA orders dated 30.09.2020, 31.10.2020 and 28.11.2020 are annexed herewith as **Annexure R-2**.



b. Moreover, in the interests of the security of the Hon'ble LG and the need to ensure that he is able to perform his functions without any disruptions, an order under Section 144, Cr PC prohibiting *inter alia* any protests and demonstrations has been promulgated for the area surrounding the Hon'ble Lieutenant Governor's residence

which will remain in force till 30.01.2021. A true copy of order dated 02.12.2020 of the Assistant Commissioner of Police, Sub-Division Civil Lines, Delhi is annexed herewith as **Annexure R-3**.

8. It is, therefore, submitted that the impugned order has been passed in compliance with the law laid down by the Hon'ble Supreme Court, the orders passed by the DDMA for containing the spread of the Covid-19 pandemic and the order dated 02.12.2020. The Respondents respectfully submit that there is no legal or factual ground for interference with impugned order which deserves to be upheld.



9. I have read the contents of the aforesaid paragraphs and the same are true and correct to the best of my knowledge and belief based on official records.

A. Anto
06.01.2021
DEPONENT

Adhita Singh
abhishek the deponent
chhisedip by presence
Attest
A. Anto

VERIFICATION: **07 JAN 2021**
Verified at New Delhi on this the 06 day of January, 2021 that the contents of the above affidavit are true and correct to the best of my knowledge and belief based on official records and no part of it is false and nothing material has been concealed therefrom.

A. Anto
06.01.2021
DEPONENT

CERTIFIED THAT THE DEPONENT
Shri/Smt./Km. *Anto* *Atkhase*.....
S/o/W/o/D/o. *V. A. S. J.* *Ant Khase*.....
R/o. *By: Group of Police North Delhi* *Civil Lines, Delh*
Identified by Shri/Smt. *Jadu Nath Prasad*.....
has solemnly affirmed before me at Delhi
On *06.01.2021* as Sl. No. *75*..... that the
contents of the affidavit which have been
read & explained to him/her are true &
Correct to his/her/knowledge.

Jadu Nath Prasad
NOTARY PUBLIC **07 JAN 2021**



DELHI POLICE

STANDING ORDER NO. 10/2018

GUIDELINES FOR ORGANIZING PROTESTS OR DEMONSTRATIONS AT OR NEAR CENTRAL VISTA, INCLUDING JANTAR MANTAR AND BOAT CLUB

1. BACKGROUND

The permanent residents of Jantar Mantar Road, New Delhi had filed an O.A. No. 63/2016 seeking relief from the Hon'ble National Green Tribunal and for passing appropriate orders, as Jantar Mantar had become a ground for organizing protests by various categories of groups both political and non-political. It was also averred that the manner of demonstrations and the occupations of the area are causing noise and air pollution resulting in insurmountable and untold miseries to the residents and adversely affecting the health of the residents and their children.

The Hon'ble NGT, after hearing the matter in the Original Application, directed the respondents:-

- I. To immediately stop all the activities of *dharna*, protests, agitations, assembling of people, public speeches, using loud speakers, etc. at Jantar Mantar Road,
- II. To remove all makeshift/temporary structures, loud speakers and public address system from the said stretch of Jantar Mantar Road,
- III. To remove the garbage/waste lying on the stretch of Jantar Mantar Road and clear the entire area,
- IV. To shift the protestors, agitators and the people holding *dharnas* to the alternative site at Ram Leela Maidan, Ajmeri Gate, forthwith,

The order of the Hon'ble NGT was subsequently challenged vide Civil Appeal No. 862, 863 & 864 of 2018, on the ground that these directions violate the fundamental right of the appellants.

While disposing of W.P. (C) No. 1153 of 2017 and the other connected Civil Appeals No. 862, 863 and 864 of 2018, the Hon'ble Supreme Court, vide its order dated 23.07.2018, directed the Commissioner of Police, New Delhi, to frame detailed guidelines in consultation with other concerned agencies, and to devise a proper mechanism for limited use of the area for such purposes but to ensure that demonstrations, etc. are regulated in such a manner that these do not cause any disturbance to the residents of Jantar Mantar Road or the offices situated there. The Hon'ble Supreme Court further clarified that a provision can be made for taking requisite prior permission from the Police for holding such demonstrations by a particular group and while examining such proposals, the parameters can be laid down which shall be looked into in order to decide whether the permission is to be granted or not. Accordingly, all concerned agencies including Ministry of Home Affairs, Govt. of India, NDMC, Resident Welfare Associations Jantar Mantar Road were consulted before framing the guidelines as per the directions of the Hon'ble Apex Court.

The guidelines, as enumerated hereafter, are being issued in conformity with the letter and spirit of the judgment of the Hon'ble Supreme Court of India.

2. GUIDELINES FOR ORGANIZING PROTESTS AT JANTAR MANTAR

The spot for protests has been identified at Jantar Mantar on the principle of minimum disturbance to residents, traffic and adequate space for protesters for demonstration in a regulated manner as shaded in the map at Annexure-A and to ensure that traffic is not stopped on Jantar Mantar Road, no gates of offices or residences are blocked and no arterial roads are affected.

Before the competent authority is approached, the Civic and other agencies shall ensure that the following measures/provisions are completed at the site of protest: -

- i. Provide "No Objection Certificate" only after compliance of all guidelines dealt with hereinafter.

- ii. Provide and oversee adequate arrangements for drinking water and First Aid/Medical Aid.
- iii. Provide and maintain adequate restroom/toilet facilities at site of protest and place of parking; and
- iv. Undertake cleaning and sanitising work of identified area before the protest.

3. PERMISSION FROM COMPETENT AUTHORITY

The order of the Hon'ble Supreme Court directs that such public meetings, demonstrations etc. at Jantar Mantar would not be allowed without the written permission from Police. In compliance thereof, the following shall be ensured:-

- i. Application addressed to DCP/New Delhi District (NDD) for grant of permission for all protests must be submitted at least 7 days in advance, excluding the day of the event, at the HAX Branch of DCP/NDD Office. Application submitted less than 07 days before the event may also be considered depending on the availability of the space at Jantar Mantar and subject to the condition that sufficient time is available for necessary law and order arrangements.
- ii. Permission will be granted on 'first-come-first-serve' basis and will be subject to assessment by Special Branch, Traffic Police and New Delhi District Police.
- iii. DCP/ New Delhi District shall examine the request and take a decision as to whether the proposed demonstration, *dharna*, public meeting etc. shall be allowed or not, keeping in view its likely effect viz. whether it would cause any obstruction to traffic or danger to human safety or disturbance to public tranquility etc. The request will be considered and then allowed or rejected keeping in view the aforesaid considerations.
- iv. DCP/New Delhi District will have the authority to revoke the permission in case of unforeseen and sudden developments such as VIP security requirements or any other intelligence input, and the reasons for revocation shall be duly recorded and conveyed to the organizer(s).
- v. The decision of DCP/New Delhi District shall be final and binding on the organizer(s) on all matters concerning protest or demonstration.

4. VEHICLE ENTRY AND PARKING FOR PROTESTERS

The following conditions shall apply as regards vehicles and parking for protestors at Jantar Mantar:-

- i. Maximum of 25 buses of the protesters will be permitted in the jurisdiction of New Delhi District.
- ii. Parking of buses will be allowed at Jai Singh Road or any other alternative place in consultation with Traffic Police.
- iii. No tractors, trolleys, bullock-carts, cycle-rickshaws, or hand-driven carts shall be allowed.
- iv. No animals like horses, elephants, camels, cattle etc. would be allowed in a rally or *dharna*.

5. LIMITING TOTAL NUMBER OF PROTESTERS

- i. The total number of protesters at Jantar Mantar shall not exceed 1000. Beyond this threshold, the venue of the protest can be at Ramlila Ground, which can accommodate up to 50,000 persons.
- ii. Multiple protests in a day may be allowed subject to availability of suitable timings and appropriate time gap but the limit of the total of 1000 persons shall be adhered to.
- iii. Any organizer(s) bringing in protesters in numbers in excess to those stated in the undertaking shall be seen as a deliberate attempt to violate the orders of the Hon'ble Supreme Court of India as well as administrative directions. Such organizer(s) and their protest will be video-graphed and their non-compliance as well as non-cooperation shall be considered not only for legal action as deemed appropriate but will also be kept on record to consider while giving permission to them for their future protests.

6. NO MARCH TOWARDS AND FROM THE IDENTIFIED SPOT AT JANTAR MANTAR

- i. No march towards the identified spot at Jantar Mantar will be allowed. Organizer(s) shall ensure that the protestors or demonstrators congregate as well as disperse peacefully from the identified spot only.

- ii. The protestors shall move from the parking area to the identified protest place and back in an orderly manner under the supervision of local police.

In exceptional circumstances, and only after prior permission from New Delhi District Police, protestors can take out a symbolic march within a small stretch from the identified place up to the T-Point of Jantar Mantar Road/ Tolstoy Marg. It should, in no way, obstruct traffic on Jantar Mantar Road.

7. USE OF LOUDSPEAKERS

- i. No loudspeaker or public address system shall be used at the venue of the rally or *dharna* at Jantar Mantar without specific permission from the DCP/New Delhi District.
- ii. In case permission is granted by the competent authority, loudspeakers shall be used only between 10.00 AM to 5.00 PM as per the undertaking before the competent authority, the Noise Pollution (Regulation and Control) Rules, 2000 framed under the Environment (Protection) Act, 1986 and in compliance of the Hon'ble Supreme Court orders.
- iii. No vehicle mounted with PA system for addressing the protestors will be permitted at the place of protest.

8. RESTRICTIONS FOR PITCHING TENTS OR TEMPORARY STRUCTURES

The protestors shall not be allowed to pitch tents or temporary structures at Jantar Mantar even for a temporary period.

9. TIME RESTRICTION

The protest shall be organised between 10.00 AM to 5.00 PM only.

10. PROHIBITIONS

The following activities shall be strictly prohibited during any protest/dharna at Jantar Mantar:-

- i. The participants in the *dharna* shall not carry *lathis*, firearms, spears, swords or any other articles which can be used as a weapon of offence.
- ii. The participants may carry flags and banners with sticks but purely for display purposes. It should, however, be ensured by the organizer(s) that the dimension of flags or banners will not be greater than 9 ft. x 6 ft. and no stick used in the banners or flags shall be more than 2 ft. in length.
- iii. No participant shall make any provocative speech or use any language likely to inflame passions of the crowd or incite them or promote enmity between different groups on ground of religion, race, place or birth, residence language etc., or act in any manner which is prejudicial to the maintenance of harmony between such groups or may disturb public tranquility.
- iv. No participant shall act in any manner which may result in damage to public property, assault on Government Servant, arson, etc.
- v. No burning of any documents, books and effigy, cooking, littering, throwing of placards, banners and plastic waste be permitted as it will be in violation of the judgement of the Hon'ble NGT and the Hon'ble Apex Court.

11. RESPONSIBILITY OF THE ORGANIZER(S)

The organizer(s) shall:-

- i) Abide by all the guidelines, directions, orders and the extant laws,
- ii) Work in coordination with the public authority and,
- iii) Co-operate with the authorities under all circumstances,
- iv) Sign an undertaking as given at **Annexure-B** that he or she and his or her supporters shall follow all the Do's & Don'ts mentioned in this Standing Order in letter and spirit failing which he or she along with other protesters may be prosecuted under the law.

12. POST-EVENT MEASURES

After the event, all concerned government agencies will ensure the following measures:-

- i. Undertake cleaning work and restore normalcy not later than 12 hours after the event.
- ii. Recover compensation towards damage to environment, if any, from the organizer(s), as per conditions of permission.
- iii. Ensure that no violation of law and order as also of norms for protection of environment has taken place.
- iv. In case of any violation as above, necessary legal action will be initiated.

13. GUIDELINES FOR ORGANIZING PROGRAMMES AT BOAT CLUB

The Hon'ble Supreme Court in its judgement directed that "the Commissioner of Police, New Delhi, and other official respondents can frame proper guidelines laying down the parameters under which permission can be granted in the Boat Club area. It can be a very restrictive and limited use, because of the sensitivities pointed out by the respondents and also keeping in mind that Ramila Maidan is available and Jantar Mantar Road in a regulated manner shall be available as well. Thus, the proposed guidelines may include the provisions for regulating the numbers of persons intending to participate in such demonstrations, prescribing the minimum distance from the Parliament House, North and South Blocks, Supreme Court, residences of dignitaries etc. within which no such demonstrations would be allowed, imposing restrictions on certain routes where normally the Prime Minister, Central Ministers, Judges etc. pass through; not permitting any demonstrations when foreign dignitaries are visiting a particular place or pass through the particular route; not allowing firearms, lathis, spears, swords, etc. to be carried by demonstrators; not allowing them to bring animals or pitch tents or stay overnight; prescribing time limits for such demonstrations; and placing restrictions on such demonstrations, etc. during peak traffic hours."

Adhering to the directions of the Hon'ble Supreme Court of India that in respect of Boat Club as well the authorities can formulate proper and requisite guidelines, a suitable spot was identified by the competent authority which has been shaded in the map at Annexure-C, and the following guidelines shall be applicable in this area:-

- i. The programmes involving only school children duly escorted by their teachers or other peace loving groups for social, traffic & educational awareness will be allowed in the area of Boat Club

subject to parameters of permissible limit of expected gathering, time frame and compliance of lawful directions.

- ii. Candle vigil by school children for social, traffic and educational awareness may be allowed only in exceptional circumstances after a thorough assessment by the Special Branch, Traffic Police and New Delhi District Police, whose decision shall be final.
-
- iii. The gathering should not exceed 100 and participation should be symbolic highlighting social, educational, health-related or environmental causes.
 - iv. The timing of the gathering will be between 11.00 AM to 4.00 PM. However, in exceptional circumstances only, it can be extended up to 6.00 PM.
 - v. No Permission will be granted during Parliament Session, VIP movement, Republic Day Celebrations, Beating the Retreat arrangement, Independence Day Celebration, important government functions, festive days and New Year celebration.
 - vi. No participant shall carry firearms, *lathis*, spears, swords, etc. or bring animals or pitch tents or stay overnight.
 - vii. DCP/New Delhi District will have the power to revoke the permission in case of unforeseen and sudden developments such as VIP movement or any other intelligence input.

14. RESPONSIBILITY OF THE ORGANIZER(S)

The organizer(s) shall:-

- i) Abide by all the guidelines, directions, orders and the extant laws,
- ii) Work in coordination with the public authority and,
- iii) Co-operate with the authorities under all circumstances,
- iv) Sign an undertaking as given at Annexure-D that he or she and his or her supporters shall follow all the Do's & Don'ts mentioned in this Standing Order in letter and spirit failing which he or she along with others may be prosecuted under the law.

15. SUPERSESSSION CLAUSE

This Standing Order supersedes any previous order issued by Delhi Police on this subject.

Amulya Patnaik
22/11/2018
(AMULYA PATNAIK)

COMMISSIONER OF POLICE,
DELHI.

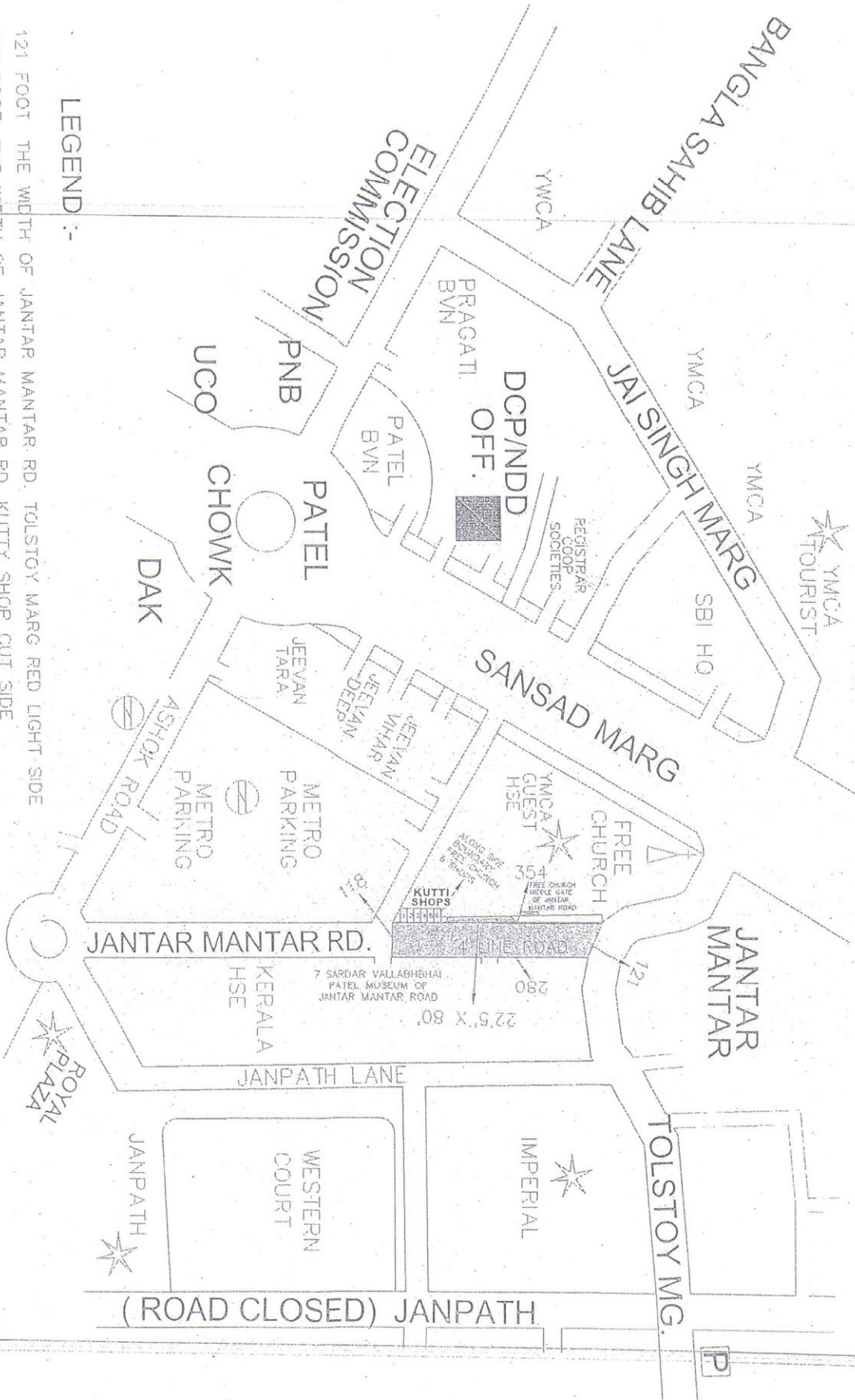
O.B. No. 18 /2018.

No. **2451-2600** /Record Branch (AC-)/PHQ dated, Delhi, the **22.11.2018**.

Copy forwarded for information and necessary action to the:-

1. All Special Commissioners of Police, Delhi.
2. All Joint Commissioner of Police, Delhi.
3. Addl. Commissioner of Police, Delhi
4. Principal/PTC, Delhi,
5. All Dy. Commissioners of Police of Districts/Units, including FRRO, Delhi/New Delhi.
6. S.O. to Commissioner of Police, Delhi.
7. FA to Commissioner of Police, Delhi.
8. All ACsP in PHQ
9. DCP/I.T. Centre with the direction to upload the Standing order in Intra DP net.
10. All Insprs./PHQ including Reader to CP, Delhi.
11. Librarian/PHQ.
12. Record Branch/PHQ.

JANTAR MANTAR



LEGEND :-

- 121 FOOT THE WIDTH OF JANTAR MANTAR RD. TOLSTOY MARG RED LIGHT SIDE
- 118 FOOT THE WIDTH OF JANTAR MANTAR RD. KUTTY SHOP CUT SIDE
- 280 FOOT THE LENGTH OF JANTAR MANTAR RD. KERALA HOUSE SIDE
- 354 FOOT THE LENGTH OF JANTAR MANTAR RD. KUTTY SHOP SIDE

(ROAD CLOSED) JANPATH

UNDERTAKING BY THE ORGANIZER FOR JANTAR MANTAR

Date of Programme _____
Venue of Dharna / Demonstration _____
Time w.e.f. _____ Hours to _____ Hours
No. of Participants: _____
No. of Volunteers: _____

I, _____ (Name & designation of the Organizer) of the _____ (Name of the Organization) do hereby undertake that I have been authorized by the organization as representative to organise the dharna/demonstration to be held on _____. I undertake that I shall abide by the following terms & conditions of Standing Order No.10/2018 framed on the guidelines laid down by the Hon'ble Supreme Court of India, in Writ Petition (Criminal) No. 1153 of 2017, for conducting the above programme:-

1. I shall take "No Objection Certificate" from the land owning authority with regard to holding dharna/meeting etc. and the copy of the same is enclosed herewith.
 2. I shall carry the permission granted in original to be shown to any police officer on duty on demand.
 3. I shall depute a responsible person with whom the police can liaise. _____ (Name, designation and telephone number of the liaison person deputed by the organizer.)
 4. I shall make adequate arrangements for drinking water (by providing tankers) and First Aid/Medical Aid in consultation with the civic/local bodies at the site and also during the dharna/demonstration.
 5. I, and other organizers shall ensure that the dharna/demonstration will be in an orderly manner and not cause impediment to the normal flow of traffic and also follow the parking and traffic rules.
-
6. I, and others shall keep the limit of gathering of participants in dharna/demonstration upto 1000 only.

7. I, and other organizers shall ensure that the sufficient number of volunteers shall be deployed at & around the venue to assist the police and also provided the list of volunteers with contact details to the police in advance.
8. I, and other organizers shall ensure that dharna/demonstration/meeting shall only be held at prescribed place/venue.
9. I, and other organizers shall ensure that the dharna/demonstration will be held in prescribed time period i.e. 10 AM to 05 PM.
10. I, and other organizers shall not use the stick for flags/banners etc. more than 2 feet in length. The dimension of flags/banners shall be 9 ft. x 6 ft. or smaller. The participants may carry flags, banners etc. on sticks purely for display purposes.
11. I, and other organizers shall ensure that the participants in the dharna/demonstration will not carry lathis, firearms, spears, swords and other articles which likely to be used as a weapon of offence. Besides, the carrying of imitation firearms, resembling sten-gun, SAF, Carbine or AK-47, pistol, rifle or any other firearm will also not be allowed which may cause danger to human life or safety or disturbance of public tranquility or a riot.
12. I, and other organizers shall ensure that no participant shall make provocative speeches or use language calculated or likely to inflame passions of the crowd or incite them or promote enmity between different groups or ground of religion, race, place or birth, residence language etc. or act in any manner which is prejudicial to the maintenance of harmony between such groups or disturb the public tranquility.
13. I, and other organizers shall ensure that the participants of the dharna/demonstration shall immediately comply with all lawful directions given to them by the Commissioner of Police, Delhi or any other police officer on duty at any stage of the rally or dharna/demonstration.
14. I, and other organizers shall ensure that no participants shall act in a manner as to result in damage to public property, assault on Govt. servant or obstruction duty of Govt. servant, arson, etc. or any other thing which is in transgression of law.
15. I, and other participants shall ensure that no participant shall destroy, damage or defile any place of worship or any object held sacred by any class of persons with the intention of thereby insulting any religion or any class of persons.
16. I, and other organizers shall not move in the shape of march from the prescribed place of dharna/demonstration except from parking to the

prescribed place of dharna/demonstration or as symbolic march duly permitted by the District Police. During this I & other organizers shall abide the instructions /directions of the police.

- 17. I, and other organizers shall not burn any kind of documents, books and effigy, cooking, littering, throwing of placards, banners and plastic waste be permitted at the venue.

- 18. I, and other organizers shall ensure that no loudspeaker or public address system shall be used at the venue of the dharna/demonstration without specific permission from the Addl. CP/DCP of District and loudspeakers shall be used only between 10 AM to 05 PM.
- 19. I, and other organizers shall not pitch tents/shamiana or temporary structure which can be used for the purpose of speech, organizing dharna/meetings or place of abode for temporary period.
- 20. I, and other organizers shall ensure that no vehicle including tractors, trolleys, bullock-carts, cycle-rickshaws, hand driven carts or animals like horses, elephants, camels, etc. will be brought in the dharna/ demonstration.
- 21. I shall be responsible to keep the followers under control, failing which I along with others shall be prosecuted under the existing provisions of law.
- 22. I, and other shall abide the guidelines of undertaking and co-operate the police in all circumstances.

Date _____

Place _____

(Signature)

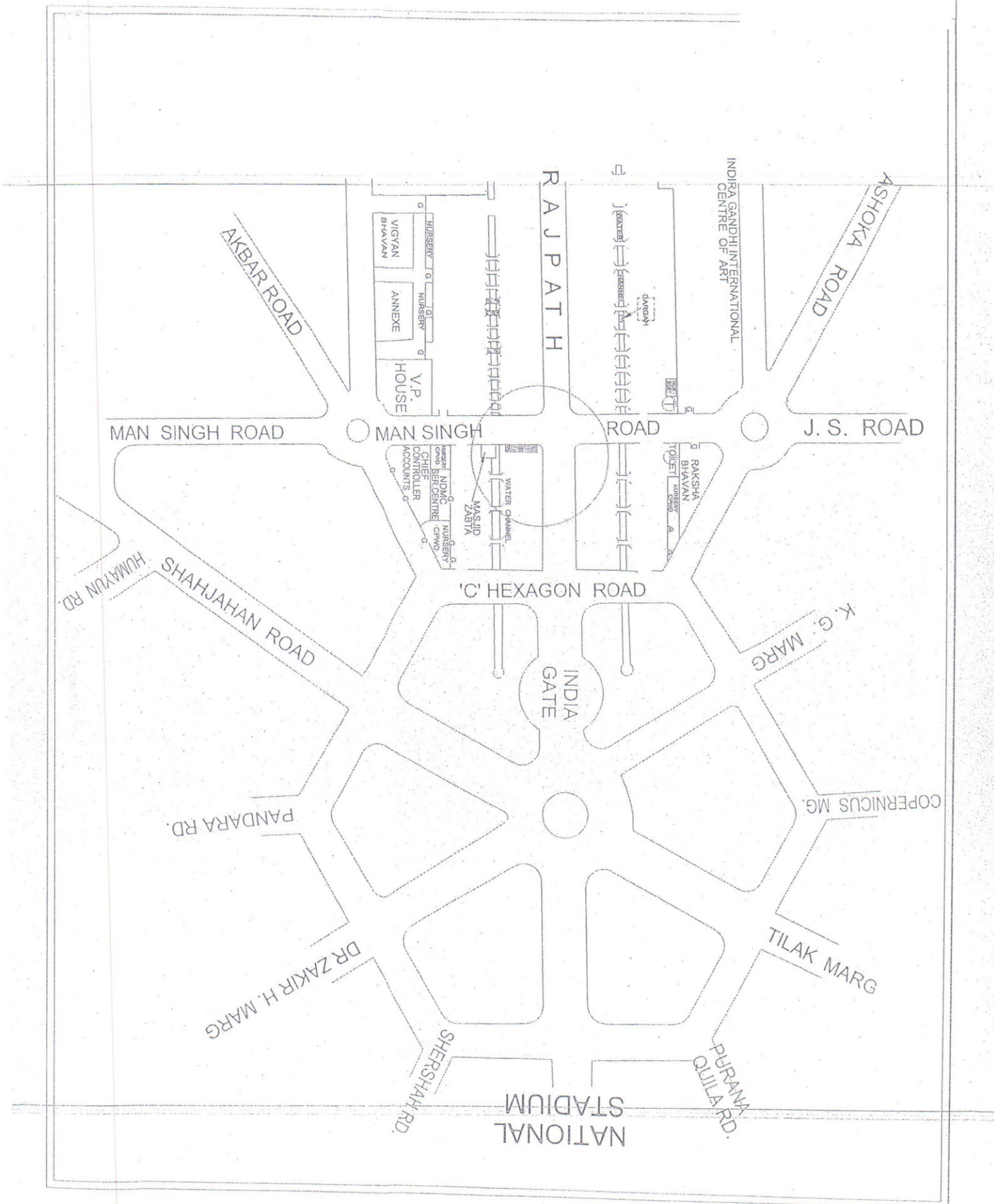
(Name in CAPITAL LETTERS)

(Designation)

(Name of the Organisation)

Mob. No. _____

Any other Telephone No. _____



UNDERTAKING BY THE ORGANIZER FOR BOAT CLUB

Date of Programme _____

Venue of programme/candle vigil _____

Time w.e.f. _____ Hours to _____ Hours

No. of Participants: _____

No. of Volunteers: _____

I, _____ (Name & designation of the Organizer) of the _____ (Name of the Organization) do hereby undertake that I have been authorized by the organization as representative to organize the programme/candle vigil to be held on _____. I undertake that I shall abide by the following terms & conditions of Standing Order No.10/2018 framed on the guidelines laid down by the Hon'ble Supreme Court of India, in Writ Petition (Criminal) No. 1153 of 2017, for conducting the above programme:-

1. I shall take permission from the Police Authority with regard to holding programme/candle vigil and the copy of the same is enclosed herewith.
2. I shall carry the permission granted in original to be shown to any police officer on duty on demand.
3. I shall depute a responsible person with whom the police can liaise. _____ (Name, designation and telephone number of the liaison person deputed by the organizer.)
4. I, and other organizers shall ensure that the programme/candle vigil will be in an orderly manner and not cause impediment to the normal flow of traffic and also follow the parking and traffic rules.
5. I, and others shall keep the limit of gathering of participants in programme/candle vigil upto 100 only.
6. I, and other organizers shall ensure that the sufficient number of volunteers shall be deployed at & around the venue to assist the police and also provided the list of volunteers with contact details to the police in advance.

7. I, and other organizers shall ensure that programme/candle vigil shall only be held at prescribed place/venue.
8. I, and other organizers shall ensure that the programme/candle vigil will be held in prescribed time period i.e. 11 AM to 04 PM or the time prescribed by the Police.
9. I, and other organizers shall ensure that the participants in the programme/candle vigil will not carry lathis, firearms, spears, swords and other articles which likely to be used as a weapon of offence. Besides, the carrying of imitation firearms, resembling sten-gun, SAF, Carbine or AK-47, pistol, rifle or any other firearm will also not be allowed which may cause danger to human life or safety or disturbance of public tranquility or a riot.
10. I, and other organizers shall ensure that no participant shall make provocative speeches or use language calculated or likely to inflame passions of the crowd or incite them or promote enmity between different groups or ground of religion, race, place or birth, residence language etc. or act in any manner which is prejudicial to the maintenance of harmony between such groups or disturb the public tranquility.
11. I, and other organizers shall ensure that the participants of the programme/candle vigil shall immediately comply with all lawful directions given to them by the Commissioner of Police, Delhi or any other police officer on duty at any stage of the programme/candle vigil.
12. I, and other organizers shall ensure that no participants shall act in a manner as to result in damage to public property, assault on Govt. servant or obstruction duty of Govt. servant, arson, etc. or any other thing which is in transgression of law.
13. I, and other organizers shall not burn any kind of documents, books and effigy, cooking, littering, throwing of placards, banners and plastic waste be permitted at the venue.
14. I, and other organizers shall ensure that no loudspeaker or public address system shall be used at the venue.
15. I, and other organizers shall not pitch tents/ shamiana or temporary structure which can be used for the purpose of speech, organizing programme/candle vigil or place of abode for temporary period.

- 16. I, and other organizers shall ensure that no vehicle or animals like horses, elephants, camels, etc. will be brought in the programme/candle vigil.
- 17. I shall be responsible to keep the followers under control, failing which I along with others shall be prosecuted under the existing provisions of law.
- 18. I, and other shall abide the guidelines of undertaking and co-operate the police in all circumstances.

Date _____

Place _____

(Signature)

(Name in CAPITAL LETTERS)

(Designation)

(Name of the Organisation)

Mob. No. _____

Any other Telephone No. _____

**GOVERNMENT OF NCT OF DELHI
DELHI DISASTER MANAGEMENT AUTHORITY**

No. F.2/07/2020/S.I/part file-IV/ 324

Dated: 30.09.2020

ORDER

Whereas, the Delhi Disaster Management Authority (DDMA) is satisfied that the NCT of Delhi is threatened with the spread of COVID-19 epidemic, which has already been declared as a pandemic by the World Health Organization, and has considered it necessary to take effective measures to prevent its spread in NCT of Delhi;

And whereas, Delhi Disaster Management Authority has issued various orders/instructions from time to time to all authorities concerned to take all required measures to appropriately deal with the situation;

And whereas, in pursuance of MHA, GoI Order No. 40-3/2020-DM-I (A) dated 29.08.2020 (Unlock-4) as well as DO letter No. 40-3/2020-DM-I(A) dated 29.08.2020, Delhi Disaster Management Authority (DDMA) has issued Order No. 304 dated 03.09.2020 with regard to extension of lockdown in the containment zones & to maintain status quo with respect to prohibited/ permitted activities in the territory of NCT of Delhi till 30.09.2020, functioning of one weekly market per day per zone in all three Municipal Corporations/New Delhi Municipal Council/Delhi Cantonment Board till 13.09.2020, opening of Bars w.e.f. 09.09.2020 to 30.09.2020 on a trial basis in NCT of Delhi (except in containment zones) and allowing Metro Rail Services in NCT of Delhi to operate w.e.f. 07.09.2020;

And whereas, Delhi Disaster Management Authority has further issued Order No. 314 dated 13.09.2020 with regard to functioning of one weekly market per day per zone in all three Municipal Corporations/ New Delhi Municipal Council/Delhi Cantonment Board w.e.f. 14.09.2020 to 30.09.2020 on trial basis and permitted Yoga Institutes & Gymnasiums in NCT of Delhi(except in containment zones);

And whereas, the situation of COVID-19 in Delhi has been reviewed and it has been decided that **status quo** in respect of prohibited/ permitted activities (including activities on trial basis) may be maintained in NCT of Delhi till 31.10.2020 or further orders, whichever is earlier. It has also been decided that opening of two weekly markets per day per zone in all three Municipal Corporations/ New Delhi Municipal Council/ Delhi Cantonment Board may be allowed instead of one weekly market per day per zone.

Now, therefore, in exercise of powers conferred under section 22 of the Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, State Executive Committee, DDMA, GNCTD hereby directs all the Departments/ Autonomous Bodies/ PSUs/ Corporations/ Local Bodies of GNCT of Delhi to maintain "**status quo**" with respect to prohibited/ permitted activities in NCT of Delhi till 31.10.2020 or further orders, whichever is earlier.

Furthermore, functioning of “two weekly Markets per day per zone” in all three Municipal Corporations / New Delhi Municipal Council / Delhi Cantonment Board and Bars shall be allowed on trial basis (except in containment zones) up to 31.10.2020 or till further orders, subject to strict compliance of instructions/ guidelines/ SOPs issued by Govt. of India & Govt. of NCT of Delhi from time to time in this regard.

It is further directed that all social / academic / sports / entertainment / cultural / religious / political functions / other gatherings and large congregation shall be continued to be prohibited throughout NCT of Delhi. However, maximum 50 persons are allowed in marriage related gatherings and maximum 20 persons are allowed in funeral / last rites related gatherings subject to social distancing.

All District Magistrates of Delhi & their counterpart District Deputy Commissioners of Police and all authorities concerned shall ensure strict compliance of this order and shall adequately inform and sensitize the field functionaries about these instructions for strict compliance, in letter and spirit.



(Vijay Dev)
Chief Secretary, Delhi

Copy for compliance to:

1. All Additional Chief Secretaries/Principal Secretaries/Secretaries/HODs of Government of NCT of Delhi.
2. Commissioner of Police, Delhi
3. Chairman, New Delhi Municipal Council.
4. Pr. Secretary (I&P) for wide publicity in NCT of Delhi
5. Commissioner (South DMC/East DMC/North DMC).
6. Commissioner (Excise), GNCTD.
7. CEO, Delhi Cantonment Board.
8. All District Magistrates of Delhi
9. All District DCPs of Delhi

Copy for kind information to:-

1. Secretary to Hon'ble Lt. Governor, Delhi.
2. Addl. Secretary to Hon'ble Chief Minister, GNCTD
3. Secretary to Hon'ble Dy. Chief Minister, GNCTD.
4. Secretary to Hon'ble Minister of Health, GNCTD.
5. Secretary to Hon'ble Minister of Revenue, GNCTD.
6. Secretary to Hon'ble Minister of Labour, GNCTD.
7. Secretary to Hon'ble Minister of Social Welfare, GNCTD.
8. Secretary to Hon'ble Minister of Food & Supply, GNCTD.
9. Addl. Chief Secretary (Services)/ State Nodal Officer, GNCTD.
10. Addl. Chief Secretary (UD), GNCTD.
11. Pr. Secretary (Home), GNCTD
12. Pr. Secretary (Health), GNCTD.
13. Pr. Secretary (Revenue)-cum-Divisional Commissioner, GNCTD.
14. All members of State Executive Committee, DDMA, GNCTD.
15. System Analyst, O/o Divisional Commissioner, Delhi for uploading of the order on website – ddma.delhigovt.nic.in.
16. Guard file.

193/26

**GOVERNMENT OF NCT OF DELHI
DELHI DISASTER MANAGEMENT AUTHORITY**

No. F.2/07/2020/S.I/part file-IV/ 314

Dated: 13.09.2020

ORDER

Whereas, the Delhi Disaster Management Authority (DDMA) is satisfied that the NCT of Delhi is threatened with the spread of COVID-19 epidemic, which has already been declared as a pandemic by the World Health Organization, and has considered it necessary to take effective measures to prevent its spread in NCT of Delhi;

And whereas, Delhi Disaster Management Authority has issued various orders/instructions from time to time to all authorities concerned to take all required measures to appropriately deal with the situation;

And whereas, Ministry of Home Affairs, Govt. of India, vide Order No. 40-3/2020-DM-I (A) dated 29.07.2020(Unlock-3), has permitted to open Gymnasiums and Yoga institutes (in areas outside the Containment Zones) w.e.f. 05.08.2020 subject to strict compliance of SOP dated 03.08.2020, issued by Ministry of Health & Family Welfare, Govt. of India in this regard;

And whereas, Delhi Disaster Management Authority has issued Order No.293 dated 21.08.2020, Order No. 300 dated 30.08.2020 & Order No. 304 dated 03.09.2020 which allowed functioning of weekly markets on trial basis (except in containment zones) i.e. one weekly market per day per zone in all three Municipal Corporations/ New Delhi Municipal Council/ Delhi Cantonment Board, w.e.f 24.08.2020 to 30.08.2020, 31.08.2020 to 06.09.2020, and further till 13.09.2020 respectively, subject to strict compliance of SOP issued by DDMA in this regard;

And whereas, the situation of COVID-19 in Delhi has been reviewed and it has been decided that present arrangement of opening of weekly markets on trial basis i.e. one weekly market per day per zone in all three Municipal Corporations/ New Delhi Municipal Council/ Delhi Cantonment Board (except in containment zones) may be continued till 30.09.2020 and Gymnasiums and Yoga institutes may also be allowed to open subject to strict compliance of SOP issued by MoH&FW, Gol in this regard;

Now, therefore, in exercise of powers conferred under section 22 of the Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, State Executive Committee, DDMA, GNCTD hereby directs that in continuation of order No. 304 dated 03.09.2020, one weekly market per day per zone in all three Municipal Corporations/New Delhi Municipal Council/Delhi Cantonment Board shall be allowed to function w.e.f. 14.09.2020 to 30.09.2020 in NCT of Delhi (except in containment zones). District Disaster Management Authorities concerned after a joint inspection by respective District Magistrate, District DCP & Zonal Dy. Commissioner of Municipal Body and in consultation with RWAs, shall decide locations and timings of the weekly markets, to ensure strict compliance of SOP issued by DDMA in this regard as well as National Directives to contain the spread of COVID-19. In case of any violation, swift action shall be taken by District Disaster Management Authority and authorities concerned including closure of such Weekly Market.

Furthermore, Gymnasiums and Yoga institutes shall be permitted in NCT of Delhi (except in containment zones) with immediate effect subject to strict compliance of SOP, as annexed. The respective District Disaster Management Authorities and other Departments/ Authorities concerned shall be responsible for ensuring strict adherence to this SOP as well as National Directives to contain spread of COVID 19. In case of any violation, owner and manager of the premises shall be liable for prosecution under Disaster Management Act, 2005 besides sealing of such premises forthwith.

All District Magistrates of Delhi & their counterpart District Deputy Commissioners of Police and all authorities concerned shall ensure strict compliance of this order and shall adequately inform and sensitize the field functionaries about these instructions for strict compliance, in letter and spirit.


13/9/20
(Vijay Dev)

Chief Secretary, Delhi

Copy for compliance to:

1. All Additional Chief Secretaries/Principal Secretaries/Secretaries/HODs of Government of NCT of Delhi.
2. Commissioner of Police, Delhi
3. Chairman, New Delhi Municipal Council.
4. Pr. Secretary (I&P) for wide publicity in NCT of Delhi
5. Commissioner (South DMC/East DMC/North DMC).
6. CEO, Delhi Cantonment Board.
7. All District Magistrates of Delhi
8. All District DCPs of Delhi

Copy for kind information to:-

1. Secretary to Hon'ble Lt. Governor, Delhi.
2. Addl. Secretary to Hon'ble Chief Minister, GNCTD
3. Secretary to Hon'ble Dy. Chief Minister, GNCTD.
4. Secretary to Hon'ble Minister of Health, GNCTD.
5. Secretary to Hon'ble Minister of Revenue, GNCTD.
6. Secretary to Hon'ble Minister of Labour, GNCTD.
7. Secretary to Hon'ble Minister of Social Welfare, GNCTD.
8. Secretary to Hon'ble Minister of Food & Supply, GNCTD.
9. Addl. Chief Secretary (UD), GNCTD.
10. Pr. Secretary (Home), GNCTD
11. Pr. Secretary (Health), GNCTD.
12. Pr. Secretary (Revenue)-cum-Divisional Commissioner, GNCTD.
13. All members of State Executive Committee, DDMA, GNCTD.
14. System Analyst, O/o Divisional Commissioner, Delhi for uploading of the order on website – ddma.delhigovt.nic.in.
15. Guard file.

**GOVERNMENT OF NCT OF DELHI
DELHI DISASTER MANAGEMENT AUTHORITY**

No. F.2/07/2020/S.I/part file-IV/ 304

Dated: 03.09.2020

ORDER

Whereas, the Delhi Disaster Management Authority (DDMA) is satisfied that the NCT of Delhi is threatened with the spread of COVID-19 epidemic, which has already been declared as a pandemic by the World Health Organization, and has considered it necessary to take effective measures to prevent its spread in NCT of Delhi;

And whereas, Delhi Disaster Management Authority has issued various orders/instructions from time to time to all authorities concerned to take all required measures to appropriately deal with the situation;

And whereas, Ministry of Home Affairs, Govt. of India, vide Order No. 40-3/2020-DM-I (A) dated 29.08.2020 annexed with guidelines for Phased Re-opening (Unlock-4) as well as DO letter No. 40-3/2020-DM-I(A) dated 29.08.2020 (copies enclosed), has ordered to extend the lockdown in Containment Zones upto 30.09.2020 and to re-open more activities in areas outside the Containment Zones;

And whereas, in pursuance of aforesaid order of MHA, GoI, Delhi Disaster Management Authority has issued Order No. 303 dated 31.08.2020 with regard to extension of lockdown in the containment zones and to maintain status quo in the territory of NCT of Delhi till 02.09.2020;

And whereas, the situation of COVID-19 in Delhi has been reviewed with experts and it has been decided that status quo may be maintained in NCT of Delhi further till 30.09.2020. However, resumption of metro rail services w.e.f. 07.09.2020; functioning of one weekly market per day per zone till 13.09.2020; and Bars w.e.f. 09.09.2020 till 30.09.2020 may be permitted on trial basis.

Now, therefore, in exercise of powers conferred under section 22 of the Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, State Executive Committee, DDMA, GNCTD hereby directs all the Departments/ Autonomous Bodies/ PSUs/Corporations/ Local Bodies of GNCT of Delhi to maintain "**status quo**" with respect to prohibited/permited activities in NCT of Delhi till 30.09.2020.

It is further directed that in continuation of order No. 300 dated 30.08.2020, one weekly market per day per zone in all three Municipal Corporations/New Delhi Municipal Council/Delhi Cantonment Board shall be allowed from 03.09.2020 to 13.09.2020 in NCT of Delhi (except in containment zones). District Disaster Management Authorities concerned after a joint inspection by respective District Magistrate, District DCP & Zonal Dy. Commissioner of municipal body and in consultation with RWAs, shall decide locations and timings of the weekly markets, to ensure strict compliance of SOP in this regard as well as National Directives to contain the spread of COVID-19. In case of any violation, swift action shall be taken by District Disaster Management Authority and authorities concerned including closure of such Weekly Market.

Furthermore, Bars shall be permitted in NCT of Delhi (except in containment zones) w.e.f. 09.09.2020 till 30.09.2020 on a trial basis subject to strict compliance of

SOP (enclosed). District Disaster Management Authorities concerned and Excise Department shall be responsible for ensuring strict adherence to this SOP. In case of any violation, owner and manager of the premises shall be liable for prosecution under Disaster Management Act, 2005 besides sealing of such premises forthwith and cancellation of the excise license.

In addition to above, Metro Rail services in NCT of Delhi will be allowed to operate w.e.f. 07.09.2020 in a graded manner, subject to strict compliance of Broad Guidelines issued by Ministry of Housing and Urban Affairs, Govt. of India (copy enclosed) and SOP issued by DMRC Ltd. (copy enclosed) in this regard, including other guidelines issued by Govt. of India / GNCT of Delhi as well as National Directives to contain the spread of COVID-19.

All District Magistrates of Delhi & their counterpart District Deputy Commissioners of Police and all authorities concerned shall ensure strict compliance of this order and shall adequately inform and sensitize the field functionaries about these instructions for strict compliance, in letter and spirit.

(Vijay Dev)

Chief Secretary, Delhi

Copy for compliance to:

1. All Additional Chief Secretaries/Principal Secretaries/Secretaries/HODs of Government of NCT of Delhi.
2. Commissioner of Police, Delhi
3. Chairman, New Delhi Municipal Council.
4. Managing Director, DMRC Ltd., New Delhi.
5. Pr. Secretary (I&P) for wide publicity in NCT of Delhi
6. Commissioner (South DMC/East DMC/North DMC).
7. Commissioner (Excise), GNCTD.
8. CEO, Delhi Cantonment Board.
9. All District Magistrates of Delhi
10. All District DCPs of Delhi

Copy for kind information to:-

1. Secretary to Hon'ble Lt. Governor, Delhi.
2. Addl. Secretary to Hon'ble Chief Minister, GNCTD
3. Secretary to Hon'ble Dy. Chief Minister, GNCTD.
4. Secretary to Hon'ble Minister of Health, GNCTD.
5. Secretary to Hon'ble Minister of Revenue, GNCTD.
6. Secretary to Hon'ble Minister of Labour, GNCTD.
7. Secretary to Hon'ble Minister of Social Welfare, GNCTD.
8. Secretary to Hon'ble Minister of Food & Supply, GNCTD.
9. PPS to Union Home Secretary, Ministry of Home Affairs, Gol.
10. PPS to Secretary, Ministry of Housing & Urban Affairs, Gol.
11. Addl. Chief Secretary (UD), GNCTD.
12. Pr. Secretary (Home), GNCTD
13. Pr. Secretary (Health), GNCTD.
14. Pr. Secretary (Revenue)-cum-Divisional Commissioner, GNCTD.
15. All members of State Executive Committee, DDMA, GNCTD.
16. System Analyst, O/o Divisional Commissioner, Delhi for uploading of the order on website – ddma.delhigovt.nic.in.
17. Guard file.

**GOVERNMENT OF NCT OF DELHI
DELHI DISASTER MANAGEMENT AUTHORITY**

No. F.24/DDMA/COVID-19/2020/ 338

Dated: 31.10.2020

ORDER

Whereas, the Delhi Disaster Management Authority (DDMA) is satisfied that the NCT of Delhi is threatened with the spread of COVID-19 epidemic, which has already been declared as a pandemic by the World Health Organization, and has considered it necessary to take effective measures to prevent its spread in NCT of Delhi;

And whereas, Delhi Disaster Management Authority has issued various orders/instructions from time to time to all authorities concerned to take all required measures to appropriately deal with the situation;

And whereas, Delhi Disaster Management Authority (DDMA) has issued Order No. 324 dated 30.09.2020 with regard to extension of lockdown in the containment zones & to maintain status quo with respect to prohibited/ permitted activities in NCT of Delhi, functioning of two weekly markets per day per zone in all three Municipal Corporations/New Delhi Municipal Council/Delhi Cantonment Board and opening of Bars (on trial basis) in NCT of Delhi (except in containment zones) upto 31.10.2020 or till further orders whichever is earlier;

And whereas, in pursuance of MHA Order dated 30.09.2020, Delhi Disaster Management Authority has issued Order No. 326 dated 07.10.2020 with regard to opening of Cinemas/theaters/multiplexes with 50% of their seating capacity w.e.f. 15.10.2020 and functioning of all weekly markets (except in containment zones) in NCT of Delhi;

And whereas, to deal with the festival season, Delhi Disaster Management Authority has further issued Order No. 329 dated 11.10.2020 with regard to compliance of Standard Operating Procedure (SOP) dated 06.10.2020 issued by Ministry of Health & family Welfare (MoH&FW), GoI and additional measures on the basis of local assessment, on preventive measures to contain spread of COVID-19 in NCT of Delhi (except in containment zones) till 31.10.2020. Moreover, restriction on gatherings and large congregations, imposed vide DDMA order No. 324 dated 30.09.2020, was withdrawn only to the extent of allowing gatherings/congregations for celebration of festivals till 31.10.2020 only;

And whereas, Ministry of Home Affairs (MHA), Govt. of India, vide Order No. 40-3/2020-DM-I (A) dated 30.09.2020 annexed with guidelines for Re-opening (copies enclosed), which inter-alia permitted State/UT to allow gatherings beyond the limit of 100 persons in social/academic/ sports/entertainment/cultural/religious/political function and other congregations, in areas outside the Containment Zones only after 15.10.2020, subject to the following conditions:

- a. In closed spaces, a maximum of 50% of the hall capacity will be allowed, with a ceiling of 200 persons. Wearing of face masks, maintaining social distancing, provision for thermal scanning and use of hand wash or sanitizer will be mandatory.
- b. In open spaces, keeping the size of the ground/space in view, and with strict observance of social distancing, mandatory wearing of face masks, provision for thermal scanning and hand wash or sanitizer.

And whereas, Ministry of Home Affairs, Govt. of India, vide Order No. 40-3/2020-DM³¹ (A) dated 27.10.2020 has order that guidelines for re-opening issued vide MHA's order of even number dated 30.09.2020, will remain in force upto 30.11.2020;

And whereas, the situation of COVID-19 in Delhi has been reviewed and it has been decided that **status quo** in respect of prohibited/ permitted activities (including activities on trial basis) may be maintained in NCT of Delhi till 30.11.2020 or further orders, whichever is earlier. It has also been decided that stipulations/measures/restrictions as per DDMA Order No. 329 dated 11.10.2020 for celebrating forthcoming festivals may also be continued upto 30.11.2020. Besides this, maximum number of persons in marriage related gathering may be allowed as permitted by MHA, Gol vide order dated 30.09.2020.

Now, therefore, in exercise of powers conferred under section 22 of the Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, State Executive Committee, DDMA, GNCTD hereby directs all the Departments/ Autonomous Bodies/ PSUs/ Corporations/ Local Bodies of GNCT of Delhi to maintain "**status quo**" with respect to prohibited/ permitted activities in NCT of Delhi till 30.11.2020 or further orders, whichever is earlier. **Furthermore, number of persons shall be allowed in marriage related gatherings,** subject to following conditions and compliance of annexed SOP:

- a. In closed spaces, a maximum of 50% of the hall capacity will be allowed, with a ceiling of 200 persons. Wearing of face masks, maintaining social distancing, provision for thermal scanning and use of hand wash or sanitizer will be mandatory.
- b. In open spaces, keeping the size of the ground/space in view, and with strict observance of social distancing, mandatory wearing of face masks, provision for thermal scanning and hand wash or sanitizer.

It is further directed that stipulations/measures/restrictions as per DDMA Order No. 329 dated 11.10.2020 for celebrating forthcoming festivals shall also be continued upto 30.11.2020 for strict compliance.

All District Magistrates of Delhi & their counterpart District Deputy Commissioners of Police and all authorities concerned shall ensure strict compliance of this order and shall adequately inform and sensitize the field functionaries about these instructions for strict compliance, in letter and spirit.



(Vijay Dev)
Chief Secretary, Delhi

Copy for compliance to:

1. All Additional Chief Secretaries/Principal Secretaries/Secretaries/HODs of Government of NCT of Delhi.
2. Commissioner of Police, Delhi
3. Chairman, New Delhi Municipal Council.
4. Pr. Secretary (I&P) for wide publicity in NCT of Delhi
5. Commissioner (South DMC/East DMC/North DMC).
6. Commissioner (Excise), GNCTD.
7. CEO, Delhi Cantonment Board.
8. All District Magistrates of Delhi
9. All District DCPs of Delhi

Copy for kind information to:-

1. Secretary to Hon'ble Lt. Governor, Delhi.
2. Addl. Secretary to Hon'ble Chief Minister, GNCTD
3. Secretary to Hon'ble Dy. Chief Minister, GNCTD.

4. Secretary to Hon'ble Minister of Health, GNCTD.
5. Secretary to Hon'ble Minister of Revenue, GNCTD.
6. Secretary to Hon'ble Minister of Labour, GNCTD.
7. Secretary to Hon'ble Minister of Social Welfare, GNCTD.
8. Secretary to Hon'ble Minister of Food & Supply, GNCTD.
9. Addl. Chief Secretary (Services)/ State Nodal Officer, GNCTD.
10. Addl. Chief Secretary (UD), GNCTD.
11. Pr. Secretary (Home), GNCTD
12. Pr. Secretary (Health), GNCTD.
13. Pr. Secretary (Revenue)-cum-Divisional Commissioner, GNCTD.
14. All members of State Executive Committee, DDMA, GNCTD.
15. System Analyst, O/o Divisional Commissioner, Delhi for uploading of the order on website – ddma.delhigovt.nic.in.
16. Guard file.

SOP on preventive measures to be followed in Marriage related functions/ gatherings to contain spread of COVID-19

- **Number of persons allowed in marriage related gatherings, subject to following conditions:**
 - a. In closed spaces, a maximum of 50% of the hall capacity will be allowed, with a ceiling of 200 persons. Wearing of face masks, maintaining social distancing, provision for thermal scanning and use of hand wash or sanitizer will be mandatory.
 - b. In open spaces, keeping the size of the ground/space in view, and with strict observance of social distancing, mandatory wearing of face masks, provision for thermal scanning and hand wash or sanitizer.
 - c. Fixing limit of number of persons in marriage gathering organized in open spaces jointly by District Magistrates and DCPs concerned depending upon the area of the venue/social distancing norm etc. while ascertaining limit of gatherings for closed spaces, particular emphasis to be laid on social distancing norms subject to the ceiling of 200 persons.
 - d. Mechanism for strict enforcement of the preventive and protective measures during conduct of the event shall be put in place by respective District Disaster Management Authority.

- **Promoting COVID appropriate behaviour**

Simple public health measures are to be promoted during marriage related functions/ gatherings to reduce the risk of spread of COVID-19 infection. These measures are to be observed by all (host, guests and organisers) at all times.

These include:

- I. Physical distancing of at least 6 feet to be followed as far as feasible.
- II. Use of face covers/masks to be made mandatory.
- III. Practice frequent hand washing with soap even when hands are not visibly dirty. Use of alcohol-based hand sanitizers (for at least 20 seconds) can be made wherever feasible.
- IV. Respiratory etiquettes to be strictly followed. This involves strict practice of covering one's mouth and nose while coughing/sneezing with a tissue/handkerchief/flexed elbow and disposing off used tissues properly.
- V. Self-monitoring of health by all and reporting any illness at the earliest to State or District helpline.
- VI. Spitting shall be strictly prohibited.
- VII. Installation & use of Aarogya Setu App shall be advised to all.

- **Protecting the vulnerable population**

- I. Persons above 65 years of age, persons with comorbidities, pregnant women and children below the age of 10 years are advised to stay at home.
- II. Employees who are at higher risk i.e. older employees, pregnant employees and employees who have underlying medical conditions must take extra precautions. They should preferably not be exposed to any front-line work requiring direct contact with the public.

- **Providing and maintaining healthy environment at venue (Hotels/ Banquet halls and other similar places) and other measures to be followed:**

- I. Prior to resumption of activities, all areas, public utility areas and open spaces (including but not limited to food stalls, stage, DJ etc. shall be sanitized with 1% Sodium Hypochlorite solution. Thereafter this will be done on a regular basis.
- II. Cleaning and regular disinfection (using 1% Sodium Hypochlorite solution) of frequently touched surfaces (door knobs/handles, elevator buttons, hand rails, slides, chairs,

- tabletops, benches, washroom fixtures, etc.) and floors, walls etc. to be done before opening of venue, at the end of the day and at other appropriate times.
- III. Provisions to be made for multiple hand washing stations and hand sanitizers for the use of host and guests. Provision of soap in toilets and hand sanitizers in other common areas in sufficient quantity must be ensured.
 - IV. Deep cleaning of all drinking and hand washing stations, washrooms and lavatories shall be ensured.
 - V. Host and guests should be advised to dispose of used face covers / masks in separate covered bins placed in common areas.
 - VI. For ensuring physical distancing inside and outside the premises, specific markings on the floor may be made.
 - VII. Entry of guests shall be regulated and ensure that the number of guests inside the venue at any time doesn't exceed the permissible limit.
 - VIII. A simple do's and don'ts Advisory may be displayed at the prominent places at venue.
 - IX. As far as feasible, natural ventilation must be ensured and use of small enclosed spaces must be discouraged.
 - X. Circulation of outdoor air needs to be increased, as much as possible, by opening windows and doors, using fans, or other methods.
 - XI. For air-conditioning/ventilation, of closed enclosures, the guidelines of CPWD shall be followed which emphasizes that the temperature setting of all air conditioning devices should be in the range of 24-30°C, relative humidity should be in the range of 40-70%, intake of fresh air should be as much as possible and cross ventilation should be adequate. Air handling unit needs to be cleaned prior to switching on.
 - XII. Entrance to have mandatory hand hygiene (sanitizer dispenser) and thermal screening provisions.
 - XIII. Multiple gates/separate gates, if feasible, should be used for entry and exit.
 - XIV. Only asymptomatic persons to be allowed in the premises/ venue.
 - XV. Valet parking, if available, shall be operational with operating staff wearing face covers/ masks as appropriate.
 - XVI. Seating arrangement to ensure a distance of 6 feet between chairs, benches, etc.
 - XVII. In food stalls and dining hall, not more than 50% of capacity to be allowed at a time.
 - XVIII. Food stall staff / waiters should wear mask and hand gloves and take other required precautionary measures.
 - XIX. Tables to be sanitized each time after use.
 - XX. In the kitchen, the staff should follow physical distancing & hygiene norms.
- **Reporting of a suspect or confirmed case in the premises:**
 - I. Place the ill person in a room or area isolated from others.
 - II. Provide a mask/face cover till such time he/she is examined by a doctor.
 - III. Immediately inform the nearest medical facility (hospital/clinic) or call the State or District helpline.
 - IV. A risk assessment will be undertaken by the designated public health authority (District RRT/treating physician) and accordingly further action be initiated regarding management of case, his/her contacts and need for disinfection.
 - V. Disinfection of the premises to be taken up if the person is found positive.

An individual must be nominated as the nodal person by the organiser to oversee all arrangements and coordination at the marriage venue. The name and contact of the nodal person should be displayed at the entry of venue.

Any person violating this SOP will be liable to be proceeded against as per the provisions of Disaster Management Act 2005, besides legal action under section 188 of the IPC and other legal provisions as applicable. Respective District Disaster Management Authority shall fix responsibility for violation (if any) including those of the owners/managers and organizers of the event and initiate /impose exemplary deterrent action /penalties in case of such violations.

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

North Block, New Delhi-110001

Dated 27th October, 2020

ORDER

In exercise of the powers, conferred under Section 10(2)(1) of the Disaster Management Act 2005, the undersigned hereby directs that guidelines for Re-opening issued vide Ministry of Home Affairs' Order of even number dated 30.09.2020, will remain in force upto 30.11.2020.


Union Home Secretary 27/10/2020

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

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

North Block, New Delhi-110001

Dated 30th September, 2020

ORDER

Whereas, an Order of even number dated 29.08.2020 was issued for containment of COVID-19 in the country, for a period upto 30.09.2020;

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 31.10.2020;

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 for Re-opening, as annexed, will be in force upto 31.10.2020.


30/09/2020
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 Re-opening

[As per Ministry of Home Affairs (MHA) Order No. 40-3/2020-DM-I (A)
dated 30th September, 2020]

1. Activities permitted outside the Containment Zones

In areas outside the Containment Zones, all activities will be permitted, except the following:

- (i) State/ UT Governments may take a decision in respect of re-opening of schools and coaching institutions, after 15th October 2020, in a graded manner. The decision shall be taken in consultation with the respective school/ institution management, based on their assessment of the situation, and subject to the following conditions:
 - a. Online/ distance learning shall continue to be the preferred mode of teaching and shall be encouraged.
 - b. Where schools are conducting online classes, and some students prefer to attend online classes rather than physically attend school, they may be permitted to do so.
 - c. Students may attend schools/ institutions only with the written consent of parents.
 - d. Attendance must not be enforced, and must depend entirely on parental consent.
 - e. States /UTs will prepare their own standard operating procedure (SOP) regarding health and safety precautions for reopening of schools/ institutions based on the SOP to be issued by Department of School Education and Literacy (DoSEL), Ministry of Education, Government of India, keeping local requirements in view.
 - f. Schools, which are allowed to open, will have to mandatorily follow the SOP to be issued by Education Departments of States/ UTs prepared as above.
- (ii) Department of Higher Education (DHE), Ministry of Education may take a decision on the timing of the opening of Colleges/ Higher Education Institutions, in consultation with Ministry of Home Affairs (MHA), based on the assessment of the situation. Online/ distance learning shall continue to be the preferred mode of teaching and shall be encouraged.

However, Higher Education Institutions only for research scholars (Ph.D) and post-graduate students in science and technology stream requiring laboratory/ experimental works will be permitted to open from 15th October, 2020, as under:

- a. For Centrally Funded Higher Education Institutions, the Head of Institution will satisfy herself/ himself that there is a genuine


30/09/2020

requirement of research scholars (Ph.D) and post-graduate students in science and technology stream for laboratory/experimental works.

- b. For all other Higher Education Institutions e.g. State Universities, Private Universities etc., they may open only for research scholars (Ph.D) and postgraduate students in science and technology stream requiring laboratory/experimental works as per decision to be taken by the respective State/UT Governments.
- (iii) Swimming pools being used for training of sportspersons will be permitted to open with effect from 15th October, 2020, for which the SOP will be issued by Ministry of Youth Affairs & Sports (MoYA&S).
- (iv) Cinemas/ theatres/ multiplexes will be permitted to open with upto 50% of their seating capacity, in areas outside the Containment Zones only, with effect from 15th October 2020, for which, SOP will be issued by Ministry of Information & Broadcasting.
- (v) Entertainment parks and similar places will be permitted to open with effect from 15th October, 2020, for which the SOP will be issued by Ministry of Health & Family Welfare (MoHFW).
- (vi) Business to Business (B2B) Exhibitions will be permitted to open, in areas outside the Containment Zones only, with effect from 15th October 2020, for which, SOP will be issued by the Department of Commerce.
- (vii) Social/ academic/ sports/ entertainment/ cultural/ religious/ political functions and other congregations have already been permitted with a ceiling of 100 persons, outside Containment Zones only. Such gatherings beyond the limit of 100 persons may be permitted, outside Containment Zones, by State/ UT Governments only after 15th October 2020, and subject to the following conditions:
- In closed spaces, a maximum of 50% of the hall capacity will be allowed, with a ceiling of 200 persons. Wearing of face masks, maintaining social distancing, provision for thermal scanning and use of hand wash or sanitizer will be mandatory.
 - In open spaces, keeping the size of the ground/ space in view, and with strict observance of social distancing, mandatory wearing of face masks, provision for thermal scanning and hand wash or sanitizer.
- State/ UT Governments will issue detailed SOPs, to regulate such gatherings and strictly enforce the same.
- (viii) 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.

 30/09/2020

Lockdown limited to Containment Zones

- (i) Lockdown shall remain in force in the Containment Zones till 31st October, 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.**
 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.


30/09/2020

(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**

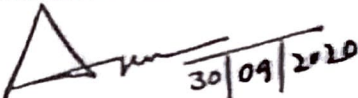
(i) State/ UT Governments shall not dilute these guidelines issued under the Disaster Management Act, 2005, in any manner.

(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.



30/09/2020

Union Home Secretary
and, Chairman, National Executive Committee

**GOVERNMENT OF NCT OF DELHI
DELHI DISASTER MANAGEMENT AUTHORITY**

No.1.(543)/DDMA(HQ)/MISC/COVID-19/PF-1/2020-21/2078

Dated: 28-11-2020

ORDER

Whereas, the Delhi Disaster Management Authority (DDMA) is satisfied that the NCT of Delhi is threatened with the spread of COVID-19 epidemic, which has already been declared as a pandemic by the World Health Organization, and has considered it necessary to take effective measures to prevent its spread in NCT of Delhi, and Ministry of Home Affairs, Govt. of India has issued Order No. 40-3/2020-DM-1(A) dated 25.11.2020 annexed with Guidelines for Surveillance, Containment and Caution, which will be in force upto 31.12.2020 (copy enclosed);

2. And whereas, the situation of COVID-19 has been reviewed and it has been decided that "**status quo**" in respect of prohibited / permitted activities read with DDMA order No. 329 dated 11.10.2020 for celebrating festivals, order dated 18.11.2020 regarding marriage related gathering and intra-state movement of buses allowed vide DDMA order No. 339 dated 30.10.2020 and order dated 08.11.2020 and order No. 338 & 339 dated 31.10.2020, shall be maintained in NCT of Delhi till 31.12.2020 or further orders, whichever is earlier.

3. Now, therefore, in exercise of powers conferred under Section 22 of the Disaster Management Act, 2005, the undersigned, in his capacity as Chairperson, State Executive Committee, DDMA, GNCTD hereby directs all the Departments / Autonomous Bodies / PSUs / Corporations / Local Bodies of GNCT of Delhi to maintain "**Status Quo**" with respect to prohibited / permitted activities in NCT of Delhi till 31.12.2020 or further orders, whichever is earlier

4. It is also directed that all authorities concerned shall ensure strict adherence of guidelines in respect of COVID Appropriate Behaviour, Surveillance and Containment, use of Aarogya Setu App etc, as prescribed in annexed guidelines alongwith MHA, GOI order dated 25.11.2020. Further, all SOPs prescribed for various activities by Govt. of India as well as Govt. of NCT of Delhi from time to time shall be strictly enforced by all the authorities concerned.

5. All District Magistrates of Delhi & their counterpart District Deputy Commissioners of Police and all authorities concerned shall ensure strict compliance of this order and shall adequately inform and sensitize the field functionaries about these instructions for strict compliance, in letter and spirit.


(Vijay Dev)

Chief Secretary, Delhi

No.1.(543)/DDMA(HQ)/MISC/COVID-19/PF-1/2020-21/2078

Dated: 28-11-2020

Copy for compliance to:

1. All Additional Chief Secretaries/Principal Secretaries/Secretaries/HODs of Government of NCT of Delhi.
2. Commissioner of Police, Delhi
3. Chairman, New Delhi Municipal Council.
4. Pr. Secretary (I&P) for wide publicity in NCT of Delhi
5. Commissioner (South DMC/East DMC/North DMC).
6. CEO, Delhi Cantonment Board.
7. All District Magistrates of Delhi
8. All District DCPs of Delhi

Copy for kind information to:-

1. Secretary to Hon'ble Lt. Governor, Delhi.
2. Addl. Secretary to Hon'ble Chief Minister, GNCTD
3. Secretary to Hon'ble Dy. Chief Minister, GNCTD.
4. Secretary to Hon'ble Minister of Health, GNCTD.
5. Secretary to Hon'ble Minister of Revenue, GNCTD.
6. Secretary to Hon'ble Minister of Labour, GNCTD.
7. Secretary to Hon'ble Minister of Social Welfare, GNCTD.
8. Secretary to Hon'ble Minister of Food & Supply, GNCTD.
9. Addl. Chief Secretary (Services)/ State Nodal Officer, GNCTD.
10. Addl. Chief Secretary (UD), GNCTD.
11. Pr. Secretary (Home), GNCTD
12. Pr. Secretary (Health), GNCTD.
13. Pr. Secretary (Revenue)-cum-Divisional Commissioner, GNCTD.
14. All members of State Executive Committee, DDMA, GNCTD.
15. System Analyst, O/o Divisional Commissioner, Delhi for uploading of the order on website – ddma.delhigovt.nic.in.
16. Guard file.

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

North Block, New Delhi-110001

Dated 25th November, 2020

ORDER

Whereas, an Order of even number dated 30.09.2020 was issued for containment of COVID-19 in the country, for a period upto 31.10.2020, which was further extended for a period upto 30.11.2020 vide an Order of even number dated 27.10.2020;

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 with guidelines for containment of COVID-19 in the country;

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 for surveillance, containment and caution, as **annexed**, will be in force upto 31.12.2020.


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 Surveillance, Containment and Caution
[As per Ministry of Home Affairs (MHA) Order No. 40-3/2020-DM-I (A)
dated 25th November, 2020]

The country is at a critical juncture in its fight against COVID-19. The number of active cases has declined steadily over the last two months, from over 10 lakhs, on September 18, 2020, to less than 4.5 lakhs now. However, over the last few weeks, the number of new cases has been rising in some States and UTs. The confluence of certain factors, viz., the recent festival season and the onset of winter, and the laxity in observance of the COVID-19 guidelines issued by Ministry of Home Affairs (MHA) in certain parts of the country pose the risk of the situation becoming aggravated, thus putting a strain on the health infrastructure. In some States and UTs, the spike observed in the number of new cases has already led to re-imposition of restrictions such as Night Curfew, limitations on number of persons in gatherings, restricted timings of markets etc. In the above context, with a view to consolidating the substantial gains that have been achieved against the spread of COVID-19, and to fully overcome the pandemic, the need of the hour is to maintain caution and strictly follow the prescribed containment strategy, focussed on surveillance, containment and strict observance of the guidelines.

Over the last few months, economic and other activities have been opened up in a phased manner, with the stipulation that the prescribed Standard Operating Procedures (SOPs) be scrupulously followed. The essence behind graded re-opening and progressive resumption of activities is to move ahead. However, there is a concomitant need to exercise due care. Every citizen must adopt COVID-19 appropriate behaviour, so as to ensure that the resumption of activities is successful and gains made in the management of the pandemic are not negated. The following guidelines are issued to be effective from 1st December 2020.

COVID appropriate behavior

1. State/ UT Governments shall take all necessary measures to promote COVID-19 appropriate behaviour. Strict enforcement of wearing of face masks, hand hygiene and social distancing must be ensured.
2. Wearing of face masks is an essential preventive measure. In order to enforce this core requirement, States and UTs may consider administrative actions, including imposition of appropriate fines, on persons not wearing face masks in public and work spaces.
3. Observance of social distancing in crowded places, especially in markets, weekly bazaars and public transport, is also critical for containing the spread of the infection. Ministry of Health and Family Welfare (MoHFW) will issue a SOP to regulate crowds in market places, which shall be strictly enforced by States and UTs.


25/11/2020

4. SOPs for regulating travel in aircrafts, trains and metro rails are already in place, which shall be strictly enforced. States and UTs shall issue necessary guidelines for regulating travel in other modes of public transport, e.g., buses, boats etc., and ensure that these are strictly complied with.
5. The National Directives for COVID-19 Management, as specified in **Annexure I**, shall be strictly followed throughout the country.

Surveillance and Containment

6. Effective demarcation of Containment Zones, in vulnerable and high incidence areas, is key to breaking the chain of transmission and controlling the spread of the virus. Containment Zones shall be carefully demarcated by the district authorities, at the micro level, taking into consideration the guidelines prescribed by the Ministry of Health and Family Welfare (MoHFW) in this regard. The list of Containment Zones will be notified on the websites by the respective District Collectors and by the States/ UTs. This list will also be shared with MoHFW.
7. Within the demarcated Containment Zones, containment measures, as prescribed by MoHFW, shall be scrupulously followed, as under:
 - i. Only essential activities shall be allowed in the Containment Zones.
 - ii. 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.
 - iii. There shall be intensive house-to-house surveillance by surveillance teams formed for the purpose.
 - iv. Testing shall be carried out as per prescribed protocol.
 - v. Listing of contacts shall be carried out in respect of all persons found positive, along with their tracking, identification, quarantine and follow up of contacts for 14 days (80% of contacts to be traced in 72 hours).
 - vi. Quick isolation of COVID-19 patients shall be ensured in treatment facilities/ home (subject to fulfilling the home isolation guidelines).
 - vii. Clinical interventions, as prescribed, shall be administered.
 - viii. Surveillance for ILI/ SARI cases shall be carried out in health facilities or outreach mobile units or through fever clinics in buffer zones.
 - ix. Awareness shall be created in communities on COVID-19 appropriate behaviour.
8. **It shall be the responsibility of local district, police and municipal authorities to ensure that the prescribed Containment measures are**

strictly followed. State/ UT Governments shall ensure accountability of the officers concerned in this regard.

Strict adherence to the prescribed SOPs

9. All activities have been permitted outside Containment Zones, except for the following, which have been permitted with certain restrictions:
 - i. International air travel of passengers, as permitted by MHA.
 - ii. Cinema halls and theatres, with upto 50% capacity.
 - iii. Swimming pools, only for training of sports persons.
 - iv. Exhibition halls, only for business to business (B2B) purposes.
 - v. Social/ religious/ sports/ entertainment/ educational/ cultural/ religious gatherings, with upto a maximum of 50% of the hall capacity, with a ceiling of 200 persons in closed spaces; and keeping of the size of the ground/ space in view, in open spaces.

However, based on their assessment of the situation, State/ UT Governments may reduce the ceiling to 100 persons or less, in closed spaces.

10. SOPs have been prescribed for various activities. These include: movement by passenger trains; air travel; metro trains; schools; higher educational institutions; hotels and restaurants; shopping malls, multiplexes and entertainment parks; yoga centres and gymnasiums; assemblies and congregations, etc.
11. For ease of reference, the list of activity wise SOPs with their web-links is given at **Annexure II**.
12. The SOPs shall be strictly enforced by the authorities concerned, who shall be responsible for their strict observance.

Local restrictions

13. States and UTs, based on their assessment of the situation, may impose local restrictions, with a view to contain the spread of COVID-19 such as night curfew. However, 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.
14. States and UTs also need to enforce social distancing in offices. In cities, where the weekly Case Positivity Rate is in more than 10%, States and UTs concerned shall consider implementing staggered office timings and other suitable measures, with a view to reduce the number of employees attending office at the same time, thereby ensuring social distancing.
15. There shall be no restriction on inter-State and intra-State movement of persons and goods including those for cross land-border trade under

 25/11/2020

Treaties with neighbouring countries. No separate permission/ approval/ e-permit will be required for such movements.

Protection of vulnerable persons

- 16. 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.

Use of Aarogya Setu

- 17. Aarogya Setu enables early identification of potential risk of infection, and thus acts as a shield for individuals and the community.
- 18. 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.
- 19. Organizations and Business entities with 50 or more employees are encouraged to avail the Aarogya Setu OpenAPI Service (<https://openapi.aarogyasetu.gov.in>). OpenAPI feature will facilitate Organisations and employees to return to work in a COVID 19 risk free environment.
- 20. 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.

Strict enforcement of the guidelines

- 21. State/ UT Governments shall not dilute these guidelines issued under the Disaster Management Act, 2005, in any manner.
- 22. 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.
- 23. All the District Magistrates shall strictly enforce the above measures.

Penal provisions

- 24. 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 III**.


 25/11/2020
 Union Home Secretary

and, Chairman, National Executive Committee

Annexure I

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.


25/11/2020

ORDER

1. Whereas information has been received **that such conditions now exist that unrestricted holding of public meetings, processions/ Demonstrations etc. in the area are likely to cause obstruction to Traffic, danger to human safety and disturbance of public tranquility.** Also, it has been observed in the past that organizers often fail to control such protests which get unruly and may expand disproportionately into huge numbers, thus, creating law and order situation in the area.
2. And thus such activities may seriously endanger life & properties of the citizens and maintenance of law and order in the jurisdiction of Police Station **Civil lines.**
3. Now, therefore, in exercise of the powers conferred upon me by virtue of section 144 Criminal Procedure Code, 1973 (No. 2 of 1974) read with Govt. of India, Ministry of Home Affairs, New Delhi's **Notification No. U-11036/3/1978(i)-UTL dated 01.07.1978** and further delegated to the undersigned vide GOI Ministry of Home Affairs, New Delhi Notification No. F.No.-11036/(i)UTL dated 09.09.2010, **I, Rajender Pathania, Assistant Commissioner of Police/Sub-Division Civil lines, Delhi do hereby make this written order prohibiting:**
 - i) **The holding of any public meeting, rally, Dharna, Protest and Agitation;**
 - ii) **Assembly of five or more person;**
 - iii) **Carrying of any hazardous materials including Mashals/Beacons/Torches etc.**
 - iv) **Carrying any activity which may affect general tranquility of common people and smooth flow of traffic.**
 - v) **Shouting of slogans and making speeches.**

The specific area covered by this prohibitory order will be the area surrounded L.G. House.
4. This order shall come into force **w.e.f. 02/12/2020** and shall remain in force for a period of **60 days** i.e. **upto 30/01/21** (both days inclusive) unless withdrawn earlier.
5. Any person contravening this order shall be liable to be punished in accordance with the provisions of Section 188 of the Indian Penal Code: and
6. As the notice cannot be served individually on all concerned, the order is hereby passed ex-parte. It shall be published for the information of the public through the press and by affixing copies on the notice boards of the offices of all DCsP, Addl. DCsP, ACsP, Tehsil offices, all Police Stations concerned and the offices of NDMC & MCD.


RAJENDER PATHANIA
ASSTT. COMMISSIONER OF POLICE
SUB- DIVISION CIVIL LINES ,, DELHI

No. 11909 /R/ACP/CIVIL LINES, dated Delhi the 02/12/2020

Copy to:

1. Secretary to Government of India, MHA, New Delhi.
2. Chief Secretary, Government of NCT of India.
3. Secretary to Hon'ble Governor, Delhi.
4. All Secretaries, Govt. of NCT of Delhi.
5. Deputy Directors, IB, MHA, GOI, Delhi.
6. C.P., Delhi.
7. All Spl. CsP/ Jt. CsP/ Addl. CsP, Delhi.
8. DCsP/ Addl. DCsP of all the districts/ Units of Delhi including P/PTC & FRRO for communication to all the ACsP/ SHOs/ Inspectors. One copy of the order may be got pasted on the notice boards of the offices (20 copies for districts and 10 for units).
9. DCP/HQ, Delhi.
10. Secretary, NDMC (2 copies) with the request that one copy of the order may be got pasted on the notice board outside the committee's office.
11. Commissioner of MCD (with one spare copy for pasting it at the prominent notice board outside the corporation's office for the public).
12. PRO, Delhi Police with thirty spare care for publicity in the local press/radio/ Television.
13. Deputy Commissioner (Central), Darya Ganj Delhi for pasting one copy of order on the notice board.
14. Head Peshi clerk to the Finance Commissioner (FC), Delhi for pasting outside the court room of FC, Delhi.
15. Director of News Services, AIR for broadcasting.
16. Director of Information & Publicity, Govt. of NCT of Delhi (2 copies) with the request for publicity in the press.
17. Director, Doordarshan Kendra, Parliament Street, New Delhi for telecasting on Television.
18. Tehsildar, Delhi/New Delhi/Mehrauli for pasting on the Tehsil's notice board.
19. DCsP/Spl. Branch, Traffic & PCR, Delhi.
20. SO to CP, Delhi.
21. LA to CP, Delhi.
22. ACP(P), ACP(C&T) and ACP(G) PHQ, Delhi.
23. Inspector (X) PHQ.
24. PA to CP, Delhi.
25. All AcsP/ Inspectors/North District (with 2 spare copies). A copy of order may be got pasted on the notice boards of offices/ police stations.
26. I/C Control Room/North District, Delhi.
27. HAR/North District, Delhi.

**IN THE HIGH COURT OF DELHI AT NEW DELHI
EXTRAORDINARY ORIGINAL CIVIL JURISDICTION
WP (C) NO.10546 OF 2020**

IN THE MATTER OF:

Atishi Marlena

...Petitioner

Versus

Commissioner of Police & Ors.

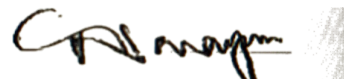
...Respondents

Memo of Appearance

The undersigned is appearing in the above case on behalf of:

1. Commissioner of Police,
Delhi Police Head Quarter,
IP Estate,
New Delhi-110002 ... Respondent No.1
2. Govt. of NCT of Delhi,
Through Chief Secretary,
Delhi Secretariat,
IP Estate,
New Delhi-110002 ... Respondent No.2
3. Deputy Commissioner of Police,
North Delhi,
Delhi

Place: New Delhi
Dated: 07.01.2021



GAUTAM NARAYAN
Additional Standing Counsel (Civil)
Government of National Capital Territory of Delhi
Ch.: 436- Lawyers Chamber (Old Block), Delhi High Court
New Delhi – 1100 03; (Ph) 011-29834841 (M) 9811411735
E-mail – g.narayanoffice@gmail.com