

OFFICE OF DISTRICT MAGISTRATE KANGRA AT DHARAMSHALA

No: 1008 SK/DM

Date: 11/October/ 2022

ORDER UNDER SECTION 33 AND 34 OF THE DISASTER MANAGEMENT ACT 2005

WHEREAS, Hon'ble National Green Tribunal has passed orders on dated 09th November, 2020 in original application No. 249/2020 titled Tribunal on its own Motion vs. Ministry of Environment, Forest & Climate Change and others highlighting the remedial action against pollution by bursting of fire crackers posing higher danger to the lives and health of the vulnerable groups;

WHEREAS, the Government of Himachal Pradesh vide letter No. STE-E (3) 14/2020, dated 12th November, 2020 had directed all District Magistrates to implement the aforesaid orders passed by Hon'ble National Green Tribunal in their concerned area of jurisdiction;

THEREFORE, I, Dr. Nipun Jindal, District Magistrate, Kangra at Dharamshala, in exercise of the powers vested in me under Sections 33 and 34 of the Disaster Management Act 2005 and in the interest of protecting the health and safety of public at large that, do hereby order and direct that:

1. Only green crackers will be permitted to be sold in all Cities/Towns/Gram Panchayats of District Kangra and the timings for bursting of crackers will from 08:00 pm to 10:00 pm on Diwali and Gurupurb, 06:00 am to 08:00 am on Chat and 11.55 pm to 12.30 am during Christmas and New Year eve. The District Police to ensure the compliance.
2. All Sub Divisional Magistrates shall initiate special drives to contain air pollution from all sources in their area of jurisdiction.
3. The sale (retail or wholesale) of crackers shall only be allowed after seeking prior permission from the concerned Sub-Divisional Magistrate in the pre Identified/specified temporary, open and safe places by the Sub-Divisional Magistrates.
4. Bursting of crackers in/around Markets, Government Offices, Silence Zones and Heritage Buildings is strictly prohibited.
5. All Municipal Corporations, Municipal Councils, Nagar Panchayats will ensure the scientific disposal of waste generated from fireworks.

All Sub Divisional Magistrates, Deputy Superintendent of Police and Executive Magistrates in District Kangra are authorized and directed to ensure strict compliance with the aforesaid directions and take necessary action against such person(s) violating the aforesaid directions;

Any obstruction, resistance or refusal by any officer, official or any other person to comply with the directions as aforesaid shall render such person liable to prosecution

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under Sections 269, 270 of IPC, 1860 and Sections 51 and 55 of the Disaster Management 2005;

THIS order shall come into effect immediately and shall remain valid till 01st January, 2023;

Nipun Jindal
11/10/22

(Dr. Nipun Jindal) IAS
Chairman DDMA-cum-District Magistrate
District Kangra at Dharamshala

Endst. No. as above

Dated

11/October/ 2022

Copy forwarded to the following for information and necessary action:

1. Chief Secretary to Government of Himachal Pradesh.
2. Principal Secretary (Env., Sci. & Tech.) to Government of Himachal Pradesh.
3. Senior Superintendent of Police, District Kangra.
4. Commissioner, Municipal Corporation Dharamshala and Palampur.
5. All Sub-Divisional Magistrates, District Kangra.
6. All Deputy Superintendent of Police, District Kangra
7. All Executive Magistrates in District Kangra.
8. DPRO, Kangra for mass publicity.
9. All Municipal Councils, Nagar Panchayats, District Kangra.
10. DIO Kangra with the request to upload the order on official website of the District Administration.

Nipun Jindal
11/10/22

Chairman DDMA-cum-District Magistrate
District Kangra at Dharamshala