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## छावनी परिषद् जलापहाड़ दार्जिलिंग-734103 (Public Notice / सार्वजनिक सूचना)

The general public is hereby informed that the Cantonment Board Jalapahar in exercise of the Power Conferred by Section 348, 349 & 350 of Cantt. Act, 2006 has prepared the following Draft Bye laws for Regulating Public Water Supply and Maintenance of Water Connection in Jalapahar Cantonment, 2024.

In this connection, the person interested may examine the above said Bye Laws and may submit the comments/suggestions in the office of the Cantonment Board Jalapahar during working hours within 30 days or via email (ceojalap-stats@nic.in) from the date of publication of this notice. Draft is available on website <https://jalapahar.cantt.gov.in>

सर्वसाधारण को सूचित किया जाता है कि छावनी परिषद् जलापहाड़ द्वारा छावनी अधिनियम, 2006 कि धारा 348, 349 & 350 के तहत प्रदत्त शक्तियों का प्रयोग करते हुए छावनी परिषद् जलापहाड़ द्वारा निम्नान्वित छावनी क्षेत्र जलापहाड़ सीमांतर्गत सार्वजनिक जल आपूर्ति एवं जल संयोजन के रखरखाव उपविधि 2024 की मसौदा तैयार किया गया है।

इस सम्बन्ध में इच्छुक व्यक्ति उपरोक्त उपविधियों पर अपनी टिप्पणी/ सुझाव इस कार्यालय के कार्य दिवस में प्रकाशन तिथि के 30 दिनों के अंदर दे सकते हैं अथवा कार्यालय की ई-मेल (ceojalap-stats@nic.in) पर भी भेज सकते हैं। मसौदे छावनी परिषद् कार्यालय जलापहाड़ की वेबसाइट <https://jalapahar.cantt.gov.in> पर उपलब्ध है।

फाइल संख्या - JCB/34/A/XX/c

दिनांक/Dated: 05. Mar/मार्च, 2024

(प्रांजल प्रतीक)

मुख्य अधिशासी अधिकारी  
जलापहाड़ छावनी

**[TO BE PUBLISHED IN THE GAZETTE OF INDIA,  
EXTRAORDINARY, PART II, SECTION 4]  
GOVERNMENT OF INDIA  
MINISTRY OF DEFENCE NOTIFICATION**

New Delhi, the \_\_\_\_\_ 2024

S.R.O. \_\_\_\_\_ WHEREAS the draft bye-laws, namely, the Bye-laws for Regulating Public Water Supply And Maintenance of Water Connections in Jalapahar Cantonment were published by the Cantonment Board Jalapahar vide Publication \_\_\_\_\_ dated \_\_\_\_\_ 2024 inviting objections and suggestions from all persons likely to be affected thereby, before the expiry of the period of thirty days from the date on which the copies of the Publication containing the said notification were made available to the public;

AND WHEREAS the copies of the public notice containing the said Publication were made available to the public on the \_\_\_\_\_ 2024, and notice of the same was put on the Cantonment Board Notice Board and also published in the local paper namely \_\_\_\_\_ and \_\_\_\_\_ on February 2024 as well as in the website of the Cantonment Board Jalapahar (<https://jalapahar.cantt.gov.in>) on the \_\_\_\_\_ 2024:

AND WHEREAS \_\_\_\_\_ objection or suggestion was received/not received from the public within the specified period:

NOW THEREFORE, in exercise of the powers conferred by Section 348 (34), (35) & (36), 349 read with Section 350 of the Cantonments Act, 2006), the Jalapahar Cantonment Board with the approval of the Central Government hereby makes the following bye-laws namely;

1. **Short title and commencement:** -These Bye-laws may be called "**The Bye-laws for Regulating Public Water Supply and Maintenance of Water Connections in Jalapahar Cantonment, 2024**".  
(2) They shall come into force on the date of their publication in the official Gazette.
2. **Definition** – In these bye-laws, unless the context otherwise requires;
  - (a) "The Board" means the Cantonment Board, Jalapahar;
  - (b) "Distribution pipes" includes any water main under the control of the Board for the purpose of supplying water within its jurisdiction;
  - (c) "Holding" means land held under a title or agreement and surrounded by one set of boundaries and includes two or more adjoining holdings forming part and parcel of the site of premises or a dwelling house of place or places of trade any business;
  - (d) "Service pipes" means the connection which is with the distribution pipes under the control of the Board to lead water to premises for domestic purposes;
  - (e) Words and expressions used herein and not defined, but defined in the Cantonments Act, 2006 (No.41 of 2006) shall have the meanings respectively, assigned to them in that Act.
3. **Restriction for use of water:** - No person shall bathe or wash utensils, clothes, vehicles, animals, leathers, skins or other articles at the source of public water supply which is used for drinking purpose, or perform any other things at public stand post of hydrant or use water for building purposes or otherwise willfully cause a waste thereof.
4. **Authority to operate public installations:** - No person other than a person duly authorised by the Board or the Chief Executive Officer for the purpose shall open or inspect or in any way interfere with any water pipeline, sluice valve, plug or other fittings belonging to or appertaining to any public installation other than a tap for drawing water.
5. **Tampering with water tap or stand post:** - No person shall tamper with any water tap, stand post or hydrant belonging to Cantonment Board to cause any damage to the mechanism or working of such tap, stand post or hydrant.



6. **Restriction for willful waste of water:** - No person shall willfully waste or cause or allow to be wasted any water from any pipe, public stand post, hydrant, valve or fittings or shall cause it to be tapped by means of rubber pipe or any other contrivance or to be diverted through any other channel.
7. **Manner of drawing water:** - All water obtained from a public stand post or hydrant shall be carried there from in a clean vessels or other utensils.
8. **Power of entry and inspection:** - The Chief Executive Officer or any designated person as authorised by the Chief Executive Officer to enter the premises after reasonable notice and between sunrise and sunset, and to inspect, examine and test the applicant's pipes, taps, and receptacles with which connection is to be made, and the drains, water closets, receptacles and latrines into which water received is to be discharged. He may give such directions as to maintenance, repair, renewal and alteration of the existing system of water supply and sewerage disposal as he may think fit.
9. **Water Tax Charges:** - (1) The residents residing in the Cantonment area shall be liable to pay the charges fixed by the Board @ 14% of the Annual Rate able Value which may change after every Assessment as and when decided by the Board.  
(2) A consumer shall be liable to pay the following charges: -
  - (a) Meter rent as decided by the Board, if a meter is fixed for his connection by the Board;
  - (b) Cost of fixing, maintaining and altering the connection pipe, meter and stop cock according to the rate as decided by the Board.
  - (c) Water rate calculated either according to the size of the ferule or according to the reading of the meter or according to the flat rate, which may have been fixed by the Board.
  - (d) Cost of damage, if any, and for loss of meter, stop cock, surface box and all other material installed by the Board.
10. **Authority to close, reduce, stop water supply:** - The Board may withdraw or curtail the supply of water when it appears necessary to do so to maintain sufficient supply of water for domestic use by inhabitants of the Jalapahar Cantonment or due to accident, drought or other unavoidable causes. The Cantonment Board shall not be liable to pay any damages for any such act or omission.
11. **Restriction for preventing potable water contamination:** -
  - (1) No person shall without the permission in writing of the Cantonment Board:
    - (a) place any latrine, urinal, cesspool or drain; or
    - (b) deposit any offensive matter or rubbish, within 50 feet of any source of public water supply, or at a place whence the drainage may run into any source.
  - (2) The Cantonment Board may, by notice in writing, require any owner, or occupier on whose land any latrine urinal, cesspool, drain or other receptacle offensive matter exists within 50 feet of any source of public water supply, to or close the same within one week from the service of such notice.
  - (3) Any person receiving such notice shall be bound to comply therewith within the time specified in the said notice. Failure to comply with such notice shall be punishable as a breach of this bye-laws
12. **Restriction from Unauthorized Interference:** - No person not duly authorised by the Cantonment Board shall open or in any way interfere with any channel, reservoir, main – pipe, valve, plug or other fittings of water works.
13. **Restriction from Unauthorized Encroachment upon Public Water Channel:** -
  - (i). No person shall, without the permission in writing of the Cantonment Board alter, obstruct or encroach upon public water channel.

(ii). The Cantonment Board may by notice in writing, require any person who has made any such alteration, obstruction, or encroachment as aforesaid, to remove or desist from the same.

**14. Water Usage Regulations:** - Every person intending to user water for building or re-building purpose from a public stand pipe, or from a private metered or non-metered connection, shall first obtain the written permission of the Chief Executive officer to do so and shall pay for water at a rate fixed by the Board.

**15. Charges for water for any purpose other than domestic purposes:** - The charges for water supply for purposes other than domestic use shall be at such rate as may be agreed upon between the Board and such owner or lessee or occupier but shall not be less than one and half times of the prevailing rate thereof for domestic use.

**16. Appeal:** - (1) Any person aggrieved by a decision of the Chief Executive Officer, made under these bye-laws, may, within 30 days from the date on which the decision is communicated to him, prefer an appeal to the Cantonment Board. Provided that the Board may entertain the appeal after the expiry of the period of 30 days if it is satisfied that the appellant was prevented by sufficient causes from filling the appeal in time.

(2) On receipt of the appeal made under sub-bye law (1) the Cantonment Board shall, after giving the appellant an opportunity of being heard, dispose of the appeal as expeditiously as possible.

**17. Penalty:** (1) Any contravention of the above bye-laws shall be punishable with fine which may extend to **Rs. 5000/-** and in the case of a continuing contravention, with an additional fine which may extend to **Rs. 500/-** for every day during which such contravention continues after conviction for the first such contravention.

(2) In case of willful wastage of water by the opening of the tap without any use, a fine of Rs.100/- (Rupees One Hundred Only) for the first instance and Rs.200/- (Rupees Two Hundred Only) for subsequent instance shall be charged from the violator.

[File No. JCB/34/A/24/15]



(Pranjal Prateek)

Chief Executive Officer,  
Jalapahar Cantonment