



GOVERNMENT OF ASSAM
OFFICE OF THE DISTRICT MAGISTRATE;
KAMRUP METROPOLITAN DISTRICT: GUWAHATI
(MAGISTERIAL BRANCH)

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O-R-D-E-R

WHEREAS, as per field verification it is found that the open and hanging wires on the street poles are posing physical discomfort and nuisance to the public at large.

AND WHEREAS, as authorized by Section 152(1)(a) of the Bharatiya Nagarik Suraksha Sanhita, 2023 that any unlawful obstruction or nuisance should be removed from any public place or from any way which is or may be lawfully used by the public as such Magistrate may make a conditional order requiring the such obstruction and nuisance to remove.

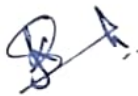
AND WHEREAS, I Sri Kankan Sharma, ACS, Sub-Divisional Magistrate, Kamrup Metro am satisfied by the field observation that such obstruction is detrimental to the public thereby meeting the threshold of Section 152(1) of the Bharatiya Nagarik Suraksha Sanhita, 2023.

THEREFORE, I hereby draw proceeding under Section 152(1) of the Bharatiya Nagarik Suraksha Sanhita, 2023 and order that all concerned should mitigate such nuisance by taking immediate action to properly secure, manage and dress these open and hanging wires within 7 (seven) days.

Failure to comply with this order or to show sufficient cause against this order, this court may proceed to impose penalty under Section 223 of Bharatiya Nagarik Suraksha Sanhita, 2023 and make the order absolute under Section 155 of the BNSS, 2023. If the concerned agencies fail to comply with the order, the Pole owning authorities are directed to mitigate the nuisance on their own, with cost to cable owners and initiate necessary steps in this regard, including cutting and seizing of undressed cables. Furthermore, non-compliance with an absolute order may lead to enforcement actions as outlined under Section 160 of the BNSS, 2023 including removal of the nuisance by law enforcement authorities and imposition of penalties under section 223 of the BNSS, 2023.

If any person/agencies have any objection, may appear in person or through authorized representative and submit their reason for non-compliance in front of the undersigned on 14/02/2025 at 4 PM at Room No. 8, 2nd Floor, O/o the District Commissioner, Kamrup Metro.

Given under my hand and the seal of this court



Sub-Divisional Magistrate
Kamrup Metropolitan District
Guwahati

Dated: 11 / 02 / 2025

Memo No. KMJ. 100 / 2023 / 1184

Copy forwarded for information and necessary action to:-

1. The Commissioner of Police, Guwahati, Assam.
2. The Commissioner, GMC, Kamrup Metro.
3. The Managing Director, APDCL, Kamrup Metro..
4. The DIPRO, Kamrup (M) for wide publicity of the order.
5. The DIO, NIC, Kamrup (M) for uploading the order in the District Portal.
6. PA to the District Magistrate for kind appraisal of the District Magistrate.


Sub-Divisional Magistrate
Kamrup Metropolitan District,
Guwahati