

Nagpur Municipal Corporation, Nagpur
(Municipal Commissioner Office)

No. MC/86/2020
Date :-01.06.2020

ORDER

Subject :-New revised Guidelines on the measures to be taken with effect from 1st June 2020 for containment of Covid-19 in the Nagpur City Limits for Easing of Restrictions of Phase wise opening of lockdown(MISSION BEGIN AGAIN), till 30th June 2020.

Reference :-

1. The Epidemic Diseases Act, 1897
2. The Disaster Management Act, 2005
3. Government Of Maharashtra, Public Health Department Notification No. Corona-2020/CR-58/Arogya-5, Dated-13th March 2020, 14th March 2020, 15th March 2020
4. Government of Maharashtra Order No. DMU/2020/CR.92/DisM-1, dated 5th May 2020.
5. Government of Maharashtra Order No. DMU/2020/CR.92/DisM-1, dated 17th May 2020.
6. Nagpur Municipal Corporation Order No. MC/78/2020, dated 17th May 2020.
7. Government of Maharashtra Order No. DMU/2020/CR.92/DisM-1, dated 19th May 2020 & 21st May 2020
8. Government of Maharashtra Order No. DMU/2020/CR.92/DisM-1, dated 31st May 2020

Whereas the Government of Maharashtra, in exercise of the power conferred under section 2, 3, & 4 of the Epidemic Diseases Act, 1897 has framed Regulations for prevention of containment of COVID-19 under Notification No. Corona 2020/CR/58/Aarogya-5 dated 13th March, 2020 and Dated 14th March, 2020.

And Whereas, as per rule 3 of the said Regulation, Municipal Commissioner of Municipal Corporation of Nagpur has been declared as 'Empowered officer' & is empowered to take such measures as are necessary to prevent the outbreak of Covid-19 or spread thereof within his respective jurisdiction,

Whereas, Government of Maharashtra vide its order dated 31st May 2020 as referred at Sr. No. 8, have issued directions regarding for Easing of Restrictions of Phase wise opening of lockdown (MISSION BEGIN AGAIN), till 30th June 2020 for containment of Covid-19 Epidemic in the State.

And therefore, in exercise of powers conferred under rule 3 of the "The Maharashtra COVID-19 Regulation, 2020" and of all other powers enabling in that behalf, in the interest of safety of life of public at large, I, Tukaram Mundhe, Municipal Commissioner Nagpur Municipal Corporation hereby direct that the extended lockdown period upto & inclusive till midnight of 30th June 2020 in the City of Nagpur shall be implemented as per the guidelines issued by Government of Maharashtra vide order dated 31st May 2020, as below, to operationalise MISSION BEGIN AGAIN for easing of


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restrictions & phase wise opening till 30th June 2020 for containment of Covid-19 epidemic in Nagpur City.

1. This order will come into effect from 01.06.2020 and shall remain effective till 30.06.2020 as per Government of Maharashtra order No. DMU/2020/CR92/DISM-1 dt.31st May 2020.

2. **National Directives for Covid-19 management**

National Directives for Covid-19 management as specified in Annexure II shall be followed throughout area of Nagpur City limit.

3. **Night Curfew**

The movement of individuals shall remain strictly prohibited between 9.00 pm to 5.00 am Except for essential activities. Police Commissioner, Nagpur shall issue orders in the entire area of Nagpur city limits under appropriate provisions of law, such as prohibitory orders under section 144 of CrPC, and ensure strict compliance.

4. **Protection of Vulnerable Persons**

Persons above 65 years of age, persons with comorbidities, pregnant women and children below the age of 10 years shall stay at home, except for essential and medical services.

5. **Containment Zones/Areas**

In containment zones, only essential activities shall be allowed. There shall be strict perimeter control to ensure that there is no movement of people in and out of these zones, except for medical emergencies and for maintaining supply of essential goods. Guidelines of MoHFW shall be taken into consideration for the same purpose.

6. **Easing of Restrictions and Phase wise Opening :**

Following activities are additionally permitted with restrictions, in Nagpur Municipal Corporation limits in phases as described below except in containment areas. This is in addition to the activities already allowed and permitted (Annexure-II)

MISSION BEGIN AGAIN Phase I (With Effect from 3rd June 2020)

i. **Outdoor physical activities.**

Individual physical exercise like cycling/jogging/running/walking shall be permitted on public open spaces including public / private playgrounds, grounds belonging to societies/institutions, gardens and promenades with following conditions. No activities will be permitted in indoor portion or indoor stadium.

1. This will be allowed between 5 am to 7 pm.
2. No group activity will be permitted. However, children should be accompanied by an adult.
3. People are advised to stay outdoors only for the purposes of physical activities for limited duration.

4. No other activity is permitted.
5. People are permitted to use only nearby/neighbourhood open spaces. Long distance travel will not be permitted.
6. People are advised to avoid crowded open spaces.

People are actively encouraged to use cycling as a form of physical exercise as it automatically ensures social distancing.

- ii. Activities related to self-employed people like plumbers, electricians, pest-control and technicians with social distancing norms and usage of masks and sanitization.
- iii. Garages to mend vehicles and workshops with prior appointments.
- iv. All Government offices (excluding Emergency, health & Medical, treasuries, disaster management, police, NIC, food, & Civil Supply, FCI, N.Y.K., Municipal Services who can operate at the levels as per the need) will functions at 15% strength or minimum 15 employees whichever is more.

MISSION BEGIN Phase II (With Effect from 5th June 2020)

- i. All markets, market areas & shops, **except malls and market complex**, are allowed to function on P1-P2 basic (shops on one side of road/lane/passage to be opened on odd dates while shops on the other side on even dates), from 9.00 am to 5.00 pm for non-essential goods shops as below with following conditions.

Dates	Briefs	Directions
P1	Shops Permitted on odd dates	Shops facing towards North to East & South to East.
P2	Shops Permitted on Even dates	Shops facing towards North to West & South to West.

However if there is any confusion in regards of directions, it shall be clarified by the concerned Zonal Assistant Municipal Commissioner of Nagpur Municipal Corporation.

- a. The use of trial rooms in the shops will not be permitted for clothes, apparels and similar items to prevent spread of infections. Similarly exchange policy and return policy will not be permitted.
- b. The shopkeepers will be responsible for ensuring social distancing norms in the shops and are encouraged to take measures such as foot markings on the floor, token system, home delivery etc.
- c. People are advised to walk / to use cycles for shopping purposes and to use nearby/neighbourhood markets as far as possible. Long distance travel for non-essential item will not be permitted. Use of motorized vehicles for shopping will be strictly discouraged.
- d. If any failure of social distancing is seen, then this authority will immediately close down such shops/markets.

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- ii. People movement is allowed in following manner :

Taxi/Cab/aggregator	Only essential 1+2
Rickshaw	Only essential 1+2
Four Wheeler	Only essential 1 + 2
Two Wheeler	Only essential One Rider

MISSION BEGIN Phase III (With Effect from 8th June 2020)

- i. All private offices can operate with up to 10% strength as per requirement, with remaining person working from home. However all the employers will take sensitizations programs to educate the employees & to take adequate precautions on returning home so that vulnerable group especially the elderly is not infected.

7. No permission is needed from any govt. authorities for permitted activities.

8. The following activities will remain prohibited in Nagpur City limits.

- i. Schools, colleges, educational, training, coaching institution etc.
- ii. International air travel of passengers, except as permitted by MHA.
- iii. Metro Rail.
- iv. Passenger Movement by train and domestic air travel unless specifically allowed through separate orders and standard operating procedure (SOP)
- v. Cinema halls, gymnasiums, swimming pools, entertainment parks, theatres, bars and auditoriums, assembly halls and similar places.
- vi. Social/political/sports/ entertainment / academic/ cultural/ religious functions and large congregations.
- vii. Religious places/ places of worship for public
- viii. Barber Shops, Spas, Saloons Beauty Parlours.
- ix. Shopping Malls, Hotels, Restaurants and other Hospitality Services.

Easing of restrictions and opening up for these activities will be done in phased manner along with Standard Operating Procedure/Guidelines.

9. Special directions to ensure movement of person and goods in certain cases.

- i. All Authorities shall allow inter-State and Intra-State movement of medical professionals, nurses and para medical staff, sanitation personnel and ambulances, without any restriction.
- ii. However inter-state and inter-district movement of persons shall continue to be regulated. The movement of stranded labour, migrant workers, pilgrim, tourists etc will continue to be regulated as per SOPs issued
- iii. Similarly, movement of persons by shramik special trains and seafarers will continue to be regulated as per SOPs issued.
- iv. Movement of Indian nationals stranded outside the country and of specified persons to travel abroad; evacuation of foreign nationals; sign-on and sign-off of Indian seafarers will continue to be regulated as per SOPs issued.
- v. All Authorities shall allow Inter-State movement of all types of goods/ cargo, including empty trucks.

10. 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.

11. General instruction

Notwithstanding anything contained in this order, containment areas will continue to follow same health protocols, as laid down before this order.

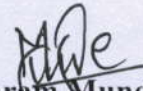
12. Penal provisions

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 Sec. 188 of the IPC, and other legal provisions as applicable. Extracts of these penal provisions are at Annexure III.

It is further directed that all earlier orders shall be aligned with this order and shall remain in-force upto and inclusive 30th June 2020.

Encl :-

- Annexure-I - National Directives for Covid-19 Management
Annexure-II - Activities permitted - For the purpose of Clause 6
Annexure-III - Offences and penalties for Violation of Lockdown Measures



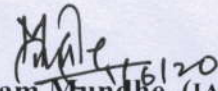
Tukaram Mundhe, (IAS)
Commissioner
Nagpur Municipal Corporation

Copy for implementation :

1. Police Commissioner, Nagpur
2. Addl. Municipal Commissioner, NMC, Nagpur
3. All Dy. Commissioner, NMC, Nagpur
4. All HOD's NMC, Nagpur
5. All Asst. Commissioner, NMC, Nagpur

Copy for information :-

1. Hon. Mayor/Dy. Mayor/ Standing Committee Chairman/Ruling/Opposition Party Leaders, Nagpur Municipal Corporation, Nagpur
2. Hon. Divisional Commissioner, Nagpur
3. Collector & District Magistrate, Nagpur



Tukaram Mundhe, (IAS)
Commissioner
Nagpur Municipal Corporation

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Order No. MC/86/2020 Dated 1st June 2020)

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 (2Gaz ki doori) in public places.
Shops will ensure physical distancing among customers and will not allow more than five persons at one time.
3. **Gatherings** – large public gatherings / congregations continue to remain prohibited.
Marriage related gatherings – Number of guests not to exceed 50.
Funeral / last rites related gatherings – number of persons not to exceed 20.
4. **Spitting in public places** will be punishable with fine, as prescribed in accordance with its laws, rules or regulations.
5. **Consumption of liquor, Paan, tobacco, etc** in public places is prohibited.

Additional directives for workplaces.

6. **Work from home (WEH)** – as far as possible the practice of WFH should be followed. Staggering of work / business hours will be followed in offices, workplaces, shops, markets and industrial & commercial establishments.
7. **Screening and hygiene** – provision for thermal scanning, hand wash and sanitizer will be made at all entry and exit points and common areas.
8. **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.
9. **Social distancing** - all persons in charge of workplaces will ensure adequate distance between workers, adequate gaps between shifts, staggering the lunch breaks of staff, etc.


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For the purposes of Clause 6:

Activities permitted so far by various orders upto dated 21th May 2020

- i. All essential shops which are allowed to remain open before this order, shall continue to do so.
- ii. All non-essential shops will be allowed to continue as per relaxations and guidelines issued before this order and are in operation as per pervious Orders of Nagpur Municipal Corporation. Liquor shops will continue to operate with home delivery.
- iii. E-commerce activity for essential as well as non-essential items & material.
- iv. All the industrial units which are presently open will continue to operate.
- v. All construction sites (Public/Private) which are allowed to remain open and operational. All such pre-monsoon works (Public and Private) which are allowed.
- vi. Home delivery restaurants / Kitchen.
- vii. On-line / distance learning and related activities.
- viii. Govt. Offices at 15% strength or 15 persons whichever is higher.
- ix. People's movement is allowed in following manner :

Four Wheeler	Only essential 1 + 2
Two Wheeler	Only essential One Rider
- x. Any other allowed and permitted activity by any specific / general order.

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Offences and Penalties for Violation of Lockdown Measures

- A. Section 51 to 60 of the Disaster Management Act, 2005
51. Punishment for obstruction, etc – Whoever, without reasonable cause –
- (a) Obstructs any officer or employee of the Central Government or the State Government, or a person authorized by the National Authority or State Authority or District Authority in the discharge of his functions under this Act, or
- (b) Refuses to comply with any direction given by or on behalf of the Central Government or the State Government or the National Executive Committee or the State Executive Committee or the District Authority under this Act.
- Shall on conviction be punishable with imprisonment for a term which may extend to one year or with fine, or with both, and if such obstruction or refusal to comply with directions result in loss of lives or imminent danger thereof, shall on conviction be punishable with imprisonment for a term which may extend to two years.
52. Punishment for false claim – Whoever knowingly makes a claim which he knows or has reason to believe to be false for obtaining any relief, assistance, repair, reconstruction or other benefits consequent to disaster from any officer of the Central Government, the State Government, the National Authority, the State Authority or the District Authority, shall, on conviction be punishable with imprisonment for a term which may extend to two years, and also with fine.
53. Punishment for misappropriation of money or materials, etc. – Whoever, being entrusted with any money or materials, or otherwise being, in custody of, or dominion over, any money or goods, meant for providing relief in any threatening disaster situation or disaster, misappropriates or appropriates for his own use or disposes of such money or materials or any part thereof or wilfully compels any other person so to do, shall on conviction be punishable with imprisonment for a term which may extend to two years, and also with fine.
54. Punishment for false warning – Whoever makes or circulates a false alarm or warning as to disaster or its severity or magnitude, leading to panic, shall on conviction, be punishable with imprisonment which may extend to one year or with fine.
55. Offences by Departments of the Government. – (1) Where an offence under this Act has been committed by any Department of the Government, the head of the Department shall be deemed to be guilty of the offence and shall be liable to be proceeded against and punished accordingly unless he proves that the offence

was committed without his knowledge or that he exercised all due diligence to prevent the commission of such offence.

(2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a Department of the Government and it is proved that the offence has been committed with the consent or connivance of, or is attributable to any neglect on the part of, any officer, other than the head of the Department, such officer shall be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

56. Failure of officer in duty or his connivance at the contravention of the provisions of this Act. – Any officer, on whom any duty has been imposed by or under this Act and who ceases or refuses to perform or withdraws himself from the duties of his office shall, unless he has obtained the express written permission of his official superior or has other lawful excuse for so doing, be punishable with imprisonment for a term which may extend to one year or with fine.

57. Penalty for contravention of any order regarding requisitioning. – If any person contravenes any order made under section 65, he shall be punishable with imprisonment for a term which may extend to one year or with fine or with both.

58. Offences by companies. – (1) Where an offence under this Act has been committed by a company or body corporate, every person who at the time the offence was committed, was in charge of, and was responsible to, the company, for the conduct of the business of the company, as well as the company, shall be deemed to be guilty of the contravention and shall be liable to be proceeded against and punished accordingly: Provided that nothing in this sub-section shall render any such person liable to any punishment provided in this Act. If he proves that the offence was committed without his knowledge or that he exercised due diligence to prevent the commission of such offence (2) Notwithstanding anything contained in sub-section (1), where an offence under this Act has been committed by a company, and it is proved that the offence was committed with the consent or connivance of or is attributable to any neglect on the part of any director, manager, secretary or other officer of the company, such director, manager, secretary or other officer shall also be deemed to be guilty of that offence and shall be liable to be proceeded against and punished accordingly.

Explanation – For the purpose of this section – (a) “company” means any body corporate and includes a firm or other association of individuals; and (b) “director”, in relation to a firm, means a partner in the firm.

59. Previous sanction for prosecution. – No prosecution for offence punishable under section 55 and 56 shall be instituted except with the previous sanction of the Central Government or the State Government, as the case may be, or of any officer authorized in this behalf, by general or special order, by such Government.

60. Cognizance of offence. – No court shall take cognizance of any offence under this Act except on a complaint made by – (a) the National Authority, the State Authority, the Central Government, the State Government, the District Authority or any other authority or officer authorized in this behalf by that Authority or Government, as the case may be; or (b) any person who has given notice of not less than thirty days in the manner prescribed, of the alleged offence and his intention to make a complaint to the National Authority, the State Authority, the Central Government, the State Government, the District Authority or any other authority or officer authorized as aforesaid.

B. Section 188 in the Indian Penal Code, 1860.

188. Disobedience to order duly promulgated by public servant. – Whoever, knowing that, by any order promulgated by a public servant lawfully empowered to promulgate such order, he is directed to abstain from a certain act, or to take certain order with certain property in his possession or under his management, disobeys such direction, shall, if such disobedience causes or tends to cause obstruction, annoyance or injury or risk of obstruction, annoyance or injury, to any person lawfully employed, be punished with simple imprisonment for a term which may extend to one month or with fine which may extend to two hundred rupees, or with both; and if such disobedience causes or tends to cause danger to human life, health or safety, or causes or tends to cause a riot or affray, shall be punished with imprisonment of either description for a term which may extend to six months, or with fine which may extend to one thousand rupees, or with both.

Explanation – It is not necessary that the offender should intend to produce harm, or contemplate his disobedience as likely to produce harm. It is sufficient that he knows of the order which he disobeys, and that his disobedience produces, or is likely to produce, harm.

Illustration

An order is promulgated by a public servant lawfully empowered to promulgate such order, directing that a religious procession shall not pass down a certain street. A knowingly disobeys the order, and thereby causes danger of riot. A has committed the offence defined in this section.

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