## OFFICE OF THE COMMISSIONER OF POLICE: DELHI.

## CIRCULAR

**CIRCULAR NO. 20 /2012**

Detailed instructions have been issued by PHQ for the grant of permission for taking out processions/rally/Dharna/Demonstration etc. within the jurisdiction of Delhi. The guidelines laid down by the Hon'ble Supreme Court of India in Writ Petition (Criminal) No.77 of 2007 read with Writ Petition (Criminal) No.73 of 2007 and Delhi High Court Judgement in W.P. (C) No.2208/96 Chandni Chowk Sarav Vyapar Mandal Vs LG & Ors were incorporated in Circular No.35 issued vide No.3573-3672/Record Branch/PHQ dated 22.06.2011. Similarly, written Undertaking is taken from the organizers of the Rally/Dharna that they would abide by the terms and conditions and maintain peace. The format of the Undertaking was circulated vide No.119-37/SO/Spl. CP/L&O dated 30.06.2011.

2. Now the Hon'ble Supreme Court of India in W.P. (C) NO.122/2011 while taking suo-moto action into Ramlila incident of dated 4/5th June 2011 has issued certain directions which have already been circulated to all Spl. CsP, Jt.CsP/Ranges, Addl.CsP, Distt. DCsP vide Circular No.19/12 issued vide No.1801-1900/Record Branch/PHQ dated 16.03.2012.

3. In view of the latest Judgement of the Apex Court in W.P. (C) No.122/11, the Undertaking to be submitted by the organizer for holding rally/dharna/processions etc. has been re-drafted and is enclosed herewith. The Undertaking must be taken on the new format under the proper signature of the concerned officer of the organization.

Mangesh Kashyap

**(MANGESH KASHYAP)**
DEPUTY COMMISSIONER OF POLICE
HEADQUARTERS, DELHI.

**No.** 1901-2000 **/HAR/PHQ dated Delhi, the** 28/3/**2012**

Copy forwarded for information & necessary action to the :-

1. All Spl. CsP./New Delhi.
2. All Jt.CsP/Delhi/New Delhi.
3. All Addl.CsP/Delhi/New Delhi including Principal/PTC.
4. DCsP all Distt./Unit including FRRO Delhi/New Delhi.
5. SO to C.P./Delhi.
6. L.A. & F.A to C.P./Delhi.
7. All ACsP/PHQ including I.T Centre
8. Reader to CP/Delhi.
9. Inspr. Court Cell/PHQ.
10. Central Library/PHQ with 05 spare copies.

## UNDERTAKING BY THE ORGANIZER

**Date** _____
**Venue of Procession/rally/dharna/demonstration**_____
**Time w.e.f.** _____**Hours to** _____**Hours**
**No. of Participants** _____
**No. of Volunteers**_____
**Route of Procession from**_____**to**_____

I, _____ (Name & designation of the Organizer) of the _____ (Name of the Organisation) do hereby undertake that our organization shall abide by the following terms & conditions based on the guidelines laid down by the Hon'ble Supreme Court of India, in Writ Petition (Criminal) No.77 of 2007 read with WP (Criminal) No.73 of 2007 in the matter of "Destruction of Public and Private Properties vs. State of Andhra Pradesh & Ors.", the Delhi High Court in W.P. (Civil) No.2208/1996, Chandni Chowk Sarv Vyapar Mandal Vs. Lt. Governor, Delhi & Ors. and the Hon'ble Supreme Court's decision in Writ Petition (Crl) No.122 of 2011 Vs Home Secretary, Union of India & Others for conducting the above programme:-

1. "No Objection Certificate" from the land owning authority with regard to holding rally/meeting etc. is enclosed.

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 procession.

5. I & the other organizers shall ensure that the procession will proceed in an orderly manner along the sanctioned route keeping to the left and will not halt on the way or cause impediment to the normal flow of traffic.

6. I & the other organizers shall ensure that sufficient number of volunteers are deployed at the crossing to assist the police.

7. I & the other organizers shall ensure that processionists would not occupy more than one fourth of the width of the road. The traffic will be allowed to flow on the road in both directions during the procession. Sufficient number of volunteers will be kept to assist the police to maintain flow of traffic at road crossing and the processionists would be stopped to allow any cross traffic before proceeding further.

8. I & the other organizers shall ensure that no demonstration/rally/meeting etc. is held on roads and road crossings, except at _____(places). The meeting shall be held only on grounds or on footpaths leaving the road clear for other users.

9. I shall be responsible for ensuring that the route permitted by the police authorities is strictly followed.

10. I & the other organizers shall ensure that procession will not take more than a maximum of four hours from start to finish. The tail of the procession shall reach the finishing point within four hours of the start positively.

11. I & the other organizers shall ensure that the participants in the procession will not carry lathis, firearms, spears, swords, brickbats and other articles 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 as it is likely to cause danger to human life or safety or disturbance of public tranquility or a riot. The participants may carry flags, banners etc. on sticks purely for display purposes.

12. I & the 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 public tranquility.

13. I & the other organizers shall ensure that the participants of the procession/rally 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 procession/rally or Dharna.

14. I & the other organizers shall ensure that no participants shall act in a manner as to result in damage to public property, assault on Govt. servant, arson, etc.

15. I & the 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 & the other organizers shall ensure that no inflammatory slogans etc. would be raised within 200 meters of any place of religious worship.

17. I & the other organizers shall ensure that no shamiana etc. is erected on any road for any function including public meetings.

18. I & the other organizers shall ensure that no loudspeaker or public address system shall be used at the venue of the rally/procession without specific permission from the Addl. CP/DCP of District. Loudspeakers shall be used only between 0600 hours td 2200 hours as provided in the Noise Pollution (Regulation and Control) Rules, 2000 framed under the Environment (Protection) Act, 1986 and in compliance of the Supreme Court orders.

19. I & the other organizers shall ensure that no animal like horses, elephants, camels, etc. would be brought in the rally/procession.

20. I & the other organizers shall ensure that no crackers will be lit nor firing by weapons, etc. will be held.

21. I shall be responsible to keep the followers under control, failing which I along with other protesters may be prosecuted under the law.

**Date**_____
**Place**_____

_____
**(Signature)**

_____
**(Name in CAPITAL LETTERS)**

_____
**(Designation)**

_____
**(Name of the Organisation)**

**Mob. No.** _____

**Any other telephone. No.** _____