WORKING JOURNALISTS (CONDITIONS OF SERVICE) AND MISCELLANEOUS PROVISIONS RULES, 1957*

S.R.O. 1737, dated the 23rd May, 1957.—In exercise of the powers conferred by Sec. 29 of the Working Journalists (Conditions of Service) and Miscellaneous Provisions Act, 1955, the Central Government hereby makes the following rules, namely:

CHAPTER I PRELIMINARY

- Short title.—These rules may be called the Working Journalists (Conditions of Service) and Miscellaneous Provisions Rules, 1957.
- 2. Definitions .- In these rules, unless the context otherwise requires .-
 - (a) "Act" means the Working Journalists (Conditions of Service) and Miscellaneous Provisions Act, 1955 (45 of 1955);
 - (b) "authorized medical practitioner" means a registered medical practitioner designated as such under rule 24 and where no such practitioner has been designated, any registered medical practitioner;
 - (c) "average pay" shall have the meaning assigned to it in the Industrial Disputes Act, 1947 (14 of 1947);
 - (d) "competent officer" means an officer designated as such under rule 17;
 - (e) **[***]
 - (f) "form" means a form appended to these rules;
 - (g) "leave" means earned leave, leave on medical certificate, maternity leave, extraordinary leave, leave not due, casual leave, study leave or quarantine leave;
 - (h) "earned leave" means leave admissible under Cl. (a) of Sec. 7 of the Act;
 - (i) "leave on medical certificate" medical leave admissible under Cl. (b) of Sec.7 of the Act.
 - "leave not due" means leave which is not due to a working journalist but which may be granted to him in anticipation of its being earned subsequently;
 - (k) "quarantine leave" means leave of absence from duty by reason of the presence of an infectious disease in the family or household of a working journalist;

Published in Gazette of India, Extraordinary, Pt. II, Sec. 3, dated 27th may, 1957, p. 7281

^{**} Omitted by G.S.R. 1320 dated 1st August, 1963

- "study leave" means leave granted to a working journalist to enable him to undergo any special course of training which may be of use to him in his journalistic career; and
- (m) "shifts"—"day shift" means a shift when any hours of work of the shift do not fall between the hours of 11 p.m. and 5 p.m.; "night shift" means a shift when any hours of work fall between the hours of 11 p.m. and 5 p.m.

CHAPTER II GRATUITY

- 3. ¹[Payment of gratuity.__ Gratuity shall be paid to a working journalist or in the case of his death, his nominee or nominees or, if there is no nomination in force at the time of the death of the working journalist, his family, as soon as possible after it becomes due and in any case not later than three months.]
- I[Gratuity due to a deceased working journalist——To whom payable.—On death of working journalist—
 - (a) if a nomination made by him in accordance with rule 5 subsists, the gratuity shall be paid to his nominee or nominees in accordance with such nomination; and
 - (b) if no nomination subsists or if that nomination relates only to a part of the gratuity; the amount of the gratuity or the part thereof to which the nomination does not relate, as the case may be, shall be paid to his family.]
- 5. Nominations.—(1) A working journalist shall as soon as he completes three years of the continuous service or in the case of those who have completed three years of continuous service at the commencement of the Act, as soon as may be after these rules come into force, make a nomination in Form A conferring the right to receive any gratuity payable under the Act, in the event of his death before the amount has become payable, or where the amount has become payable, before the payment has been made. ² [Where the nominee is a minor, a working journalist shall appoint any person in Form AA to receive the gratuity in the event of working journalist's death during the minority of the nominee.]
- (2) A working journalist may, in his nomination, distribute the amount that may become due to him amongst his nominees at his own discretion.
 - 3[* * *]
- 4[(3) A nomination made under sub-rule(1)³[* * *] may at any time be modified by the working journalist after giving a written notice of his intention

Subs by G.S.R. 1320 dated 1st August, 1963

Omitted by G.S.R. 1320 dated 1st August, 1963

^{3.} Omitted by ibid., for sub-rules (3) and (4),

^{4.} Re-numbered by ibid., as sub-rules (3) and (4), respectively for sub-rules (5) and (6).

Omitted by G.S.R. 1320 dated the 1st August, 1963

to do so in Form B. If the nominee predeceases the working journalist, the interest of the nominee shall revert to the working journalist, who may make a fresh nomination in accordance with these rules.]

- 6[(4) A nomination or its modification shall take effect, to the extent it is valid on the date on which it is received by the newspaper establishment.]
- 6. Deductions from gratuity.—The gratuity will be subject to deductions on account of overpayments made to a working journalist by the newspaper establishment liable to pay such gratuity and moneys borrowed by the working journalist from such newspaper establishment.

CHAPTER III HOURS OF WORK

- Special provisions regarding editors, etc. (1) The provisions of this
 chapter shall not apply to editors, or to correspondents, reporters or news
 photographers.
- (2) Notwithstanding anything contained in sub-rule (1) the following provisions shall apply to every correspondent, reporter or news photographer stationed at the place at which the newspaper (in relation to which any such person is employed), namely:
 - (a) Subject to such agreement as may be arrived at either collectively or individually between the parties concerned, every such correspondent, reporter or news photographer shall, once he enters upon duty on any day, be deemed to be on duty throughout that day till he finishes all the work assigned to him during that day:

Provided that if such correspondent, reporter or news photographer has had at his disposal for rest any interval or intervals for a total period of two hours or less between any two or more assignments of work, he shall not be deemed to be on duty during such period:

Provided further that where the total period of such interval or intervals exceeds two hours, he shall be deemed to be on duty during the period which is in excess of the said period of two hours.

(b) Any period of working excess of thirty-six hours during any week (which shall be considered as a unit of work for the purposes of this sub-rule) shall be compensated by rest during the succeeding week and shall be given in one or more spells of not less than three hours each;

Provided that where the aggregate of the excess hours worked falls short of three hours, the duration of rest shall be limited only to such excess.

^{6.} Re-numbered by ibid., as sub-rules (3) and (4), respectively for sub-rules (5) and (6).

- 8. Normal working day.—The number of hours which shall constitute a normal working day for a working journalist exclusive of the time for meals shall exceed six hours per day in the case of a day shift and five and a half hours per day in the case of a night shift and no working journalist shall ordinarily be required or allowed to work for longer than the number of hours constituting a normal working day.
- 9. Interval for rest.—Subject to such agreement as may be arrived at between a newspaper establishment and working journalists employed in that establishment the periods of work for working journalist shall be so fixed that no working journalist shall work for more than four hours in the case of day shift and three hours in the case of night shift before he had an interval of rest, in the case of day shift for one hour, and in the case of night shift for half an hour.
- 10. Compensation for overtime work.—When a working journalist work for more than six hours on any day in the case of a day shift and more than five and a half-hours in the case of a night shift, he shall, in respect of that overtime work, be compensated in the form of hours of rest equal in number to the hours for which he has worked overtime.
- 11. Conditions governing night shifts.—No working journalist shall be employed on a night shift continuously for more than one week at a time or for more than one week in any period of fourteen days:

Provided that, subject to the previous approval of the State Labour Commissioner or any authority appointed by the State Government in this behalf, the limit prescribed in this rule may be exceeded where special circumstances so require.

12. Interval preceding change of shift,—In the case of change of shift from night to day shift or vice versa, there shall be an interval of not less than twenty-four consecutive hours between the two shifts and in the case of a change from one day shift to another day shift or from one night shift to another night shift there shall be interval of not less than twelve consecutive hours:

Provided that no such interval may be allowed if such interval either coincides with or falls within, the interval enjoyed by a working journalist under sub-section (2) of Sec. 6 of the Act.

CHAPTER IV HOLIDAYS

- 13. Number of holidays in a year.—A working journalist shall be entitled to ten holidays in a calendar year.
- 14. Compensatory holidays.—If a working journalist is required to attend on a holiday, a compensatory holiday shall be given to him, within thirty days

immediately following the holiday, on a day mutually agreed upon by him and his employer.

- 15. Wages for holidays.—A working journalist shall be entitled to wages on all holidays as if he was on duty.
- 16. Wages for weekly day of rest.—A working journalist shall be entitled to wages for the weekly day of rest as if he was on duty.

CHAPTER V LEAVE

- 17. Competent officers.—Every newspaper establishment may designate one or more officers in that establishment as competent officers for the purposes of this chapter.
- 18. Application for leave.—(1) A working journalist who desire to obtain leave of absence shall apply in writing to the competent officer.
- (2) Application for leave, other than casual leave, leave on medical certificate and quarantine leave, shall be made not less than one month before the date of commencement of leave, except in urgent or unforeseen circumstances.
- 19. Recording of reason for refusal or postponement of leave.—If leave is refused or postponed, the competent officer shall record the reasons for such refusal or postponement, as the case may be, and send a copy of the order to the working journalist.
- 20. Affixing of holidays to leave.—Holidays, other than weekly days of rest, shall not be prefixed or suffixed to any leave without the prior sanction of the competent officer.
- 21. Holidays intervening during period of leave.—A holiday including a weekly rest day, intervening during any leave granted under these rules, shall form part of the period of leave.
- 22. Recall before expiry of leave.—(1) A newspaper establishment may recall a working journalist on leave if that establishment considers it necessary to do so. In the event of such recall such working journalist shall be entitled to traveling allowance if at the time of recall he is spending his leave at a place other than his headquarters.
- (2) The traveling allowance which shall be paid to a working journalist under sub-rule (1) shall be determined in accordance with the rules of the newspaper establishment governing traveling allowance for journeys undertaken by the working journalists in the course of their duties.
- ⁷[23. Production of medical certificate of fitness before resumption of duty.—A working journalist who has availed himself of leave for reasons of

Subs. By G.S.R. 997, dated the 6th July, 1964

health may, before he resumes duty, be required by his employer to produce a medical certificate of fitness from an authorized medical practitioner, or the medical officer who issued the medical certificate under sub-rule (2) of rule.]

- 24. Designation of authorized medical practitioner.—Every newspaper establishment may designate one or more registered medical practitioners as authorized medical practitioners for the purpose of these rules.
- 25. Earned leave.—(1) A working journalist shall be entitled to earned leave on full wages for a period not less than one month for every eleven months spent on duty:

Provided that he shall cease to earn such leave when the earned leave due amounts to ninety days.

- (2) The period spent on duty shall include the weekly days of rest, holidays, casual leave and quarantine leave.
- 26. Wages during earned leave.— A working journalist on earned leave shall draw wages equal to his average monthly wages earned during the period of twelve complete months spent on duty, or if the period is less than twelve complete months, during the entire such period, immediately preceding the month in which the leave commences.
- 27. Cash compensation for earned leave not availed of.—(1) When a working journalist voluntarily relinquishes his post or retires from service on reaching the age of superannuation, he shall be entitled to cash compensation for earned leave not availed of up to a maximum of thirty days:

Provided that a working journalist who has been refused earned leave due to him shall be entitled to get cash compensation for the earned leave so refused:

Provided further that in the case of a working journalist who dies while in service and who has not availed himself of the earned leave due to him immediately preceding the date of his death, his heirs shall be entitled to cash compensation for the leave not so availed of.

- (2) When a working journalist's services are terminated for any reason whatsoever, other than as punishment inflicted by way of disciplinary action, he shall be entitled to cash compensation for earned leave not availed of up to a maximum of ninety days.
- (3) The cash compensation shall not be less than the amount of wages due to a working journalist for the period of leave not availed of, the relevant wage being that which would have been payable to him had he actually proceeded on leave on the day immediately preceding the occurrence of any of the events specified in sub-rule (1) or (2), as the case may be.

28. Leave on medical certificate.—(1) A working journalist shall be entitled to leave on medical certificate on one-half of the wages at the rate of not less than one month for every eighteen months of service:

Provided that he shall cease to earn such leave when the leave on medical certificate amounts to ninety days.

*[(2) The medical certificate shall be from an authorized medical practitioner:

Provided that when a working journalist has proceeded to a place other than his headquarters with the permission of his employer and falls ill, he may produce a medical certificate from any registered medical practitioner:

Provided further that the employer may, when the registered medical practitioner is not in the service of the Government, arrange at his own expense, the medical examination of the working journalist concerned by any Government Medical Officer not below the rank of a Civil Assistant Surgeon or any other Medical Officer-in-charge of a hospital run by local authority or a public organization at the place, like the Kasturba Gandhi Trust, Kamla Devi Nehru Trust or Tata Memorial Trust.]

- (3) Leave on medical certificate may be taken in continuation with earned leave provided that the total duration of earned leave and leave on medical certificate taken together shall not exceed a hundred and twenty days at any one time.
- (4) A working journalist shall be entitled at his option to convert leave on medical certificate on one-half of the wages to half the amount of leave of full wages.
- (5) The ceiling laid down in the provision to sub-rule (1) and sub-rule (3) on the accumulation and total duration of leave may be relaxed by the competent officer in the cases of working journalists suffering from lingering illness such as tuberculosis.
- "[(6) Leave on medical certificate or converted leave on medical certificate referred to in sub-rules (1) and (4) may be granted to a working journalist at his request notwithstanding that earned leave is due to him.]
- 29. Maternity Leave.—¹⁰[(1) A female working journalist who has put in not less than one year's service in the newspaper establishment in which she is for the time being employed shall be granted maternity leave on full wages, on production of a medical certificate from an authorized medical practitioner, for a period which may extend up to three months from the date of its commencement or six weeks from the date of confinement whichever be earlier.]

Subs. By G.S.R. 997, dated the 6th July, 1964.

^{9.} Ins. by ibid.

^{10.} Subs. by G.S.R. 149, dated the 1st February, 1960.

- (2) Leave of any other kind may also be granted in continuation of maternity leave.
- (3) Maternity leave shall also be granted in cases of miscarriage, including abortion, subject to the condition that the leave does not exceed six weeks.
- 30. Quarantine leave.—Quarantine leave on full wage shall be granted by the newspaper establishment on the certificate of the authorized medical practitioner designated as such under rule 24 or, where there is no such authorized medical practitioner, by a district public health officer or other Municipal Health Officer of similar status, for a period not exceeding twenty-one days or, in exceptional circumstances, thirty days. Any leave necessary for quarantine purposes in excess of that period shall be adjusted against any other I eave that may be due to the working journalist.
- 31. Extraordinary leave.—A working journalist who has no leave to his credit may be granted extraordinary leave without wages at the discretion of the newspaper establishment in which such working journalist is employed.
- 32. Leave not due.—A working journalist who has no leave to his credit may be granted leave not due at the discretion of the newspaper establishment in which such working journalist is employed.
- 33. Study leave.—A working journalist may be granted study leave with or without wages at the discretion of the newspaper establishment in which such working journalist is employed.
- 34. Casual leave.—(1) A working journalist shall be eligible for casual leave at the discretion of the newspaper establishment for fifteen days in a calendar year:

Provided that no more than five day's casual leave shall be taken at any one time and such leave shall not be combined with any other leave.

- (2) Casual leave not availed of during a calendar year will not be carried forward to the following year.
- ¹¹ [35. Wages during casual leave.—A working journalist on casual leave shall be entitled to wages as if he was on duty.]
- 35-A. Manner of giving notice under Sec. 12 of the Act. Notice required to be given under proviso to Cl.(a) of sub-section (2) of Sec. 12 of the Act shall be in Form "H" and shall be published in the official Gazette and in leading newspapers.

CHAPTER VI MISCELLANEOUS

12 [36. Application under Sec. 17 of the Act.__An application under Sec. 17 of the Act shall be made in Form "C" to the Government of the State where the

Ins. by G.S.R. 889(E), dated the 11th November, 1980, published in the Gazette of India, Extraordinary, Pt.II, Sec.3(i), dated the 11th November, 1980.

^{12.} Subs. by G.S.R. 1320, dated the 1st August, 1963.

Central Office or the Branch Office of the newspaper establishment in which the newspaper employee is employed, situated.]

- 137. Maintenance of registers, record and muster-rolls.— Every newspaper establishment shall prepare and maintain the following registers, records and muster-rolls:
 - (i) A register of employees in Form D.
 - (ii) Service Registers in respect of all working journalists in Form E.
 - (iii) Leave Register in respect of all working journalists in Form F.
 - (iv) A muster-roll in Form G.

Provided that the leave register in Form F and muster-roll in Form G may not be maintained by the newspaper establishment to which the Minimum Wages Act, 1948 and/or the Shops and Commercial Establishments Act of State concerned apply and which are required under those Acts or the rules made there under to maintain such or similar forms.

38. Effect of rules and agreements inconsistent with those rules.—The provisions of these rules shall have effect notwithstanding anything inconsistent therewith contained in any other rule or agreement or contract of service applicable to a working journalist:

Provided that where under any such rule, agreement or contract of service or otherwise, a working journalist is entitled to benefits in respect of any matter which are more favourable to him than those to which he would be entitled under these rules, the working journalist shall continue to be entitled to the more favourable benefit in respect of that matter, notwithstanding that he receives benefits in respect of other matters under these rules.

FORM A

Nomination form for payment of gratuity under Sec. 5 of the Working Journalists (Conditions of Service) and Miscellaneous Provisions Act, 1955.

1.	Name (in	block letters)	****	Surname	(if any)		
2.	Sex						
3.	Religion	004400000					
4.	Occupati	on					
5.	Father's	Name					
6.	Husband	's Name	1000				
		ried women only)					
7.	Marital S	Status					
	(whether	bachelor, spinster,	married,	widow or wido	wer)		
8.		oirth	1911/1000000000000		3075.0ft 11		
		nt address :					
	Village	Thana	Dist	trictSta	te		
Th		ninate the person(s)					
		to my credit, in the					
		or having become p					
		t shall be distribu					
		inst their names:	icu amon	g the said perso	ons in the manner		
SHOWIL	below aga	inst their names.					
Name at the nomi nominee		Nominee's relationship with the working journalist	Age of nominee	Amount of share of gratuity to be paid to each nominee	Contingencies on the happening of which the nomination shall become invalid.		
	Ď.	2	3	4	5		
Dated				Signature of the w	orking journalist		
C	utified the	at the above declara	tion bee	been signed by			
		(the					
	The state of the s			The second secon			
		me after he has re	au me er	itries/tile entrie	s have been read		
over a	him by n	ic,					
Dated.		******	Signature of a responsible officer				
				The control of the co	er establishment.		
				5.35			
Signat	ure of with	ness		(1) Designati	ion		
Dated:							
Signat	ure of with	ness		(2) Name and	d address of the		
Dated					stablishment		
1200	201						

13FORM AA

Form for payment of gratuity under Sec. 5 of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955 in the case of minor

who	has been nominated by me to receive the
amount has become payable, or	ny credit, in the event of my death before that having become payable has not been paid, is a
	mtson/
gratuity in the event of m	ny death during the minority of Shri/
Km	arease and a second a second and a second an
	Signature of Working Journalist
	Dated:
Certified that the above declaration	on has been signed byemployed
	ne newspaper estt. to be given) before me after
	es have been read over to him by me.
Dated	Signature of a responsible officer of the newspaper establishment.
Signature of witness	(1) Designation
Dated:	
Signature of witness	(2) Name and address of the
Dated:	newspaperestablishment

^{13.} Ins. by G.S.R. 1320, dated the 1st August, 1963.

FORM B

Nomination form for payment of gratuity under Sec. 5 of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act. 1955

Ias gratuity standing below to receive my death before has not been paid	regards the disposal g to my credit and le the amount of grat that amount has be and direct that the the manner shown be	in the ev hereby no uity stand come pay said amou	ent of my death minate the per- ling to my cred vable, or having int shall be distr	of the amount of son(s) mentioned it, in the event of become payable ibuted among the
Name and address of the nominee or nominees	Nominee's relationship with the working journalist	Age of nominee	Amount of share of gratuity to be paid to each nominee	Contingencies on the happening of which the nomination shall become invalid.
- 1	2	3	4	5
employed in	at the above declaration (the	ation has name of	the newspaper	yr establishment to
Dated	9944444	Signature of a responsible office of the newspaper establishment		
Signature of wit Dated:	ness		(1) Designat	ion
Signature of wit Dated:	ness	(2) Name and address of the newspaperestablishment		

14FORM C

Application under sub-sec. (1) of Sec. 17 of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955 To The Secretary to the Government of(here insert the name of the State Government) Department of(here insert the name of Department which deals with the labour matters)......(here insert the name of the place where the headquarters of the State Government are situated). Sir. I have to state that I Shri/Smt/Km.....son/ widow/ daughter of a working journalist, was entitled to receive from(here insert the name and address of the newspaper a sum of Rs..... on account of establishment)(here insert gratuity, wages, etc. as the case may be), payable under the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955(XLV of 1955). I further state that I was appointed by Shriby an instrument, datedto receive amount of the gratuity on behalf of Shri/Km I further state that I have served the said newspaper establishment with a

I request that the said sum may kindly be recovered from the said newspaper establishment under Sec. 17 of the said Act, and paid tome as early possible.

*[I have been duly authorized in writing by(here insert the name of the newspaper employee) to make this application and to receive the payment of the aforesaid amount due to him.

Station....

Signature of the applicant

Dated.....

Address.....

*To be struck out when the payment is claimed by the newspaper employee himself.

ANNEXURE

[*Here insert the details of the amount claimed]

Ins. by G.S.R. 1320, dated the 1st August, 1963.

¹⁵FORM D Register of Employees

See rule 37(i)

		Total	number o	f Working Journ	nalists employed
Date as on 1st of every month	Total number of employees	Category	Number employed	Number who are in receipt of wages in accordance with Central Govt.'s Order	Number who are no being guid in accordance with Central Govt.'s order and reasons Thereof
.1	2	3	4	5	6
	4				
	Names of w	orking jo	ournalists	who have resig	ned, retired, etc
Name	Names of w	W Re Da	hether retire esigned, etc. esignation, e	ed, Tot and the pai ment, and	ned, retired, etc tal amount d as gratuity I the date of rment made

^{15.} Ins. by G.S.R. 1320, dated the 1st August, 1963.

16FORM E

Service Register

See rule 37(i)

(6) I (7) I (8) I (9) I (10) S	Educational and other qualifications					
Name of	Scale of pay	Whether:	Emo	lument drawn	Period	
Post held	of the post	(i) apprentice; (ii) part-time; (iii) permanent (iv) probationer; (v) temporary;	Pay Other emolu- ments		From To	
1	2	3	4	5	6	7
Signature of working Journalist appreciation		Signature of the employer or any other officer of the Establishment		increme	nce to any ent, reward g journalis	of the
8		Q Q			10	

^{16.} Ins. by G.S.R. 1320, dated the 1st August, 1963.

17FORM F

[See rule 37(iii)]

Place.....

12

Name of establishment.....

From

9

Duty			Earned Leave			
From	To	Balance of leave From preceding Year	Due	Availed		Balance
				From	To	
1	2	3	4	5	6.	7
	Leave on	medical certificate	-			
•		Availed	With the same of t	9555	1287V1011A	A Dige (78)
Due	7-2		Bala	ince	Category	of leave

To

10

Due	Other kinds of leave availed			Remarks
	From	То	Balance	
13	14	15	16	17

11

Ins. by G.S.R. 1320, dated the 1st August, 1963.

18FORM G Muster Roll [See rule 37(iv)]

Name	of Establishment		Place		
Serial No.	Name of the working journalist	Designation	Time at which work		Rest intervals
	Journal		Commenced	Ceased	
1	2	3	4	5	6

Working hours For the period Ending	Total hours worked in Consecutive period of 4 weeks	Overtime hours worked for period ending 1,2,3,-31	Rest hours allowed in lieu of the overtime hours worked as in col. 9 1.2.331	Remarks
7	8	9	10	11

^{18.} Ins. by G.S.R. 1320, dated the 1st August, 1963.

19FORM H

Form of notice to be given under the proviso to Cl. (a) of subsection (2) of Sec. 12 of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955.

(Rule 35-A)

And whereas the said Board/Tribunal has made its recommendations:

And whereas the Central Government proposes to make the modifications to the said recommendations, which in its opinion effect important alterations in the character of the said recommendations;

Now therefore, in pursuance of the proviso to Cl. (a) of sub-section (7) of Sec. 12 of the Working Journalists and Other Newspaper Employees (Conditions of Service) and Miscellaneous Provisions Act, 1955, notice is hereby given to all persons likely to be affected by the following modifications to make their representation in writing within a period of thirty days from the publication of this notice.

Proposed modifications.

Ins. by S.O. 889 (E), dated the I1th November, 1980, Published on the Gazette of India, Extraordinary, Pt. II, Sec. 3(i) dated the 12th November, 1980.