

## CHAPTER V ESSENTIAL SERVICES

**Members of essential services not to resign, etc., without permission**

### **61. Members of essential services not to resign, etc., without permission.**

- (1) No member of an essential service shall,-
- (a) without the written permission of the Commissioner or any officer authorised by him in this behalf, resign his office, withdraw or absent himself from the duties thereof without at least two months' notice given in writing to the Commissioner, except in the case of illness or accident disabling him for the discharge of his duties, or other reason accepted as sufficient by the Commissioner or such officer, or (b) neglect or refuse to perform his duties or wilfully perform them in a manner which, in the opinion of the Commissioner or such officer, is inefficient.
- (2) With reference to a member of an essential service who is appointed under Chapter XX, the provisions of this section shall apply as if for the word "Commissioner" the words "Transport Manager" had been substituted.

**Power of [State] Government to declare emergency**

### **62. Power of <sup>1</sup> [State] Government to declare emergency.**

If the <sup>2</sup> [State] Government is of the opinion that the stoppage or the cessation of the performance of any of the essential services will be prejudicial to the safety or health or the maintenance of services essential to the life of the community in the City, it may, by notification in the Official Gazette, declare that an emergency exists in the City and that in consequence thereof no member of such of the essential services and for such period as may be specified in the notification shall, notwithstanding any law for the time being in force or any agreement,-

- (a) withdraw or absent himself from his duties except in the case of illness or accident disabling him from the discharge of his duties, or
- (b) neglect or refuse to perform his duties or wilfully perform them in a manner which in the opinion of such officer as the <sup>3</sup> [State] Government may specify in this behalf is inefficient.

[Please refer noti. no Deptt. of urban Development and Housing No. Kv 273-94-AMN - 1625-2233-P dt 2-5-94 **See-Annexure -IX** regarding Notification]

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<sup>1</sup> This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.

<sup>2</sup> Same as 1.

<sup>3</sup>

Same as 1.