

Mkd 0;; dh io vnk;xh
di chuk Mkd }kjk Hkt:
tku di fy, vuer -
vuefr i= dekd Hkkiky



th dekd Hkkiky
fMoh tu 122 ¼,e-ih-½

e/; in'k jkTki= ¼v l k/kkj .k½ ikf/kdkj l idkf'kr

dekd 24 ½

Hkkiky]exyokj] fnukd 13 tuojuh 1987 &ik" k 23] 'kd: 1908

fof/k vkj fo/kk;h dk; foHkkx
Hkkiky]fnukd 13 tuojuh 1987

d-455&21&v ¼ik-½& e/; in'k fo/kku l Hkk dk fuEufyf[kr vf/kfu;e] ft l ij fnukd 9 tuojuh 1987 dk
jkT;iky dh vuefr ikr gk pdh g] ,rnnokjk lo l k/kkj.k dh tkudkjh d fy; idkf'kr fd;k tkrk g A

e/; in'k d jkT;iky d uke l rFkk vkn'kku l kj]
vkj-Mh-'kDyk] l fpo-

e/; in'k vf/kfu;e
dekd 3 lu 1987-
e/; in'k i; ty ifjj{k.k vf/kfu;e] 1986-
fo" k; & l ph

/kkjk, i %

- 1- l f{kr uke vkj ikjHk-
- 2- ifjHkk"kk,-
- 3- ty vHkkoxLr {k= dh /kk" k.kk-
- 4- vuKk d fcuk ty iHkkoxLr {k= e d ty L=kr l flpu ;k vk|kfxd i;k tu d fy; ;k fd l h
vU; i;k tu d fy; ty yu dk ifr" k/k-
- 5- vkn'k dk v/;kjgh iHkko-
- 6- vuKk d fcuk uydi [kknu dk ifr" k/k-
- 7- vihy-
- 8- iufoykdu-
- 9- vij k/k-
- 10- fu;e cuku dh 'kfDr-

e/; in'i'k vf/kfu;e

dekd 3 lu 1987-

e/; in'i'k i; ty ifjj{k.k vf/kfu;e] 1986-

[fnukd 9] tuojuh 1987 dk jkT;iky dh vuefr iklr gb vuefr ^e/;in'k jkt i= ¼vIk/kkj.k½ e
fnukd 13 tuojuh] 1987 dk iFkeckj idkf'kr dh xb]

turk dk /k jy i;ktuk d fy; ty dk ink; cuk; j[ku d mnn'; l ty L=krk e ty dk ifjj{k.k dju rFkk uy
dik d [kkn tku dk] fofu;eu dju d fy; rFkk rnu'kfxd fo'k; k d fy; mic/k dju gr vf/kfu;e]

Hkkjr x.kjT; d l rhlo o'k e e/;in'k fo/kku eMy }kjk fuEufyf[kr : i e ;g vf/kfu;fer gk %&

lf{klr uke vkj ikjHk- 1- ¼1½ bl vf/kfu;e dk lf{klr uke e/;in'k i; ty ifjj{k.k vf/kfu;e] 1986 g-

¼2½ ;g , l h rkjh[k dk ioRr gkxk ft l jkT; ljdkj vf/k l puk }kjk fu;r dj -

ifjHkk'kk,-

2- bl vf/kfu;e e] tc rd lnHk l vU;Fkk vif{kr u gk] &

¼d½ ty d mi;kx d lc/k e ^/k jy i;ktuk ^ l vfHkir g ihuJugku]/kku]lkQ
lQkb dju rFkk fnu&ifrfnu d vU; fd;kdykik d fy; ty dk eu";k }kjk
miHkkx vkj mld vUrxr g /k jy i'kvk d vuj{k.k d fy; mldk rRln'k i;ktuk
d fy; mi;kx(

¼[½uy di^ l vfHkir g tyk< ;k pVVkuh {k=k e yEckRedrk dh fofgr lhekvk d
Hkhrj mi;Dr xgjb rd tehu dk Nn dj cuk;k x;k o/kfNn ¼ckjgky½ ft l]
vif{kr idkj d /k jy ikbi ¼gkmflx ikbi½ Mkydj] vko';drkul kj jr ;k dkdjhV
l tekr g;] 'kkjhfd lfd;k l fHkUu ;kf=d lk/kuk dh lgk;rk l] Hkfexr ty
[kphu d i;k ty d fy; fufEkr fd;k x;k gk

¼x½ ^ ty vHkkoxLr {k=^ l vfHkir g , l k {k= ft l /kkjk 3 d v/khu ty vHkkoxLr
{k= ?kkf'kr fd;k x;k gk (

¼k½ ^ ty L=kr ^ l vfHkir g , l h unh jck/k] ugi]ty/kkj]>juk ¼QkmUVu½ >hy]lkrk
¼Lix½ tyk'k; ¼Vd ½ o/kku ¼,uhdVl½ ;k dvk ft l l jkT; ljdkj ;k LFkkuh;
ikf/kdj.k viuh ty ink; Ldhe d v/khu turk dk /k jy i;ktuk d gr ty ink;
djrk g vkj mld vUrxr , l vU; ty L=kr gkx tk jkT; ljdkj }kjk le;≤
ij] bl fufEkr vf/k l fpr fd; tk;] fdUr e/;in'k bjhx'ku ,DV] 1931 ¼dekd 3 lu
1931½ dh /kkjk 3 e rFkk ifjHkkf'kr ^duky^ ¼ugj½mld vUrxr ugh gkxh -

ty vHkkoxLr
{k= dh /kk'k.kk-

3- ;fn dyDVj dh ;g jk; gk fd /k jy i;ktuk gr &

¼d½ turk dk ty dk ink; cuk; j[ku ;k c<ku d fy; (;k

¼[½ ty dk leku forj.k lfuf'pr dju d fy; (;k

¼x½ turk dh vko';drk dh ifr dju d gr ty iklr dju d fy;(

, l k djuk vko';d ;k lehphu g rk og] vkn'k }kjk] fty d , l {k= dk] , l h dkykof/k d fy;] t l k fd
, l vkn'k e fofufn'V fd;k tk,] ty vHkkoxLr {k= ?kkf'kr dj ldxk vkj rnifj bl vf/kfu;e d mic/k mDr vkn'k d
iofrr jgu d nkju , l {k= dk ykx gkx-

1/2 e/;in'k y.M joU; dkm] 1959 1/2 dekd 20 lu 1959% e rFkk rRle; ioRr fd l h , l h vuKk d fcuk fof/k e] tk Hkkjr d lfo/kku dh lre vulph dh jkT; lph e ixf.kr ifrfV;k e l fd l h ifofV d v/khu vf/kfu;fer dh xb gk] vuRfo"V fd l h ckr d gkr g; Hkh] dkb Hkh 0;fDr] lcf/kr dyDVj dh vuKk d fcuk] ty vHkkoxLr {k= e d fd l h Hkh ty L=kr l flpu ;k vk|kfxd i;ktu d fy; ;k /kij i;ktu dk NKM dj fd l h vU; i;ktu d fy; fdUgh Hkh l k/kuk }kjk ty ugh yxk-

vuKk d fcuk ty vHkkoxLr {k= e d ty L=kr l flpu ;k vk|kfxd i;ktu d fy; ;k fd l h vU; i;ktu d fy; ty yu dk ifro/-

2/2 mi/kkjk 1/2 d v/khu vuKk d fy; vkonu lcf/kr dyDVj dk , l i : i e vkj , l h Qh l d l kFk fd; k tk, xk t l k fd fofgr fd; k tk,-

3/2 dyDVj] mu dkj.k l] tk y[kc} fd; tk;x] vuKk nu l ykdfgr e bdkj dj l dxk ;fn mldh jk; e , l ty L=kr l turk dk /kij i;ktu d gr ty d ink; dk lfuf'pr dju d mnn'; l ty dk ifjj{k.k djuk vko'; d g]

4/2 bl /kkjk d v/khu dh iR;d vuKk&

1/2 bl 'kr d v?;/khu gkxh fd dyDVj] mu dkj.k l] tk y[kc} fd; tk;x] vkn'k }kjk ty L=kr l , l h dkykof/k d fy;] tk , l vkn'k e fofufn"V dh tk;] ty d fy; tku dk ifro/k dj l dxk ;fn mldh jk; e , l ty L=kr l fofufn"V dkykof/k d nkju ty d fy; tku dk ykdfgr e ifr"V/k djuk bl mnn'; l vko'; d g fd , l ty L=kr l turk dk /kij i;ktu d gr ty d ink; dk lfuf'pr dju d fy; ty dk ifjj{k.k fd; k tk l d(vkj

1/2 , l h vU; 'krk vkj fucU/kuk d v?;/khu gkxh tk fofgr dh tk;-

5/2 dkb Hkh 0;fDr mi/kkjk 4/2 d [KM 1/2 d v/khu ikfjr fd; x; vkn'k d ifj.kkeLo:i viu }kjk mBkb xb gkfu d fy; jkT; ljdkj l ud l kuh dk nok dju dk gdnkj ugh gkxk] rFkfi ty yu d fy; fdUgh Hkh iHkkjk dk , l 0;fDr }kjk ml dkykof/k d fy; fd; k tkuk vif'kr ugh gkxk ft l d nkju mi /kkjk 4/2 d [KM 1/2 d v/khu dk vkn'k ioRr jgrk g] Hky gh fd l h dj k rFkk ;k : f/k e ;k rRle; inr fd l h , l h vU; fof/k e] tk Hkkjr d lfo/kku dh lre vulph dh jkT; lph e ixf.kr ifof"B;k e l fd l h Hkh ifofV d v/khu vf/kfu;fer dh xb gk] dkb ckr vuRfo"V D;k u gk -

5- /kkjk 3 d v/khu dk dkb Hkh vkn'k rRle; ioRr fd l h , l h vU; fof/k e] tk Hkkjr d lfo/kku dh lre vulph dh jkT; lph e ixf.kr ifofV;k e l fd l h Hkh ifof"B d v/khu vf/kfu;fer dh xb gk] vuRfo"B fd l h ifr dy ckr d g, Hkh] iHkkoh gkxk -

vkn'k dk vH;kjkgH iHko

6 1/2 dkb Hkh 0;fDr] dyDVj dh ;k jkT; ljdkj }kjk bl fufeRr ikf/kdr fd l h vU; vf/kdkjh dh vuKk d fcuk] ty vHkkoxLr {k= e d fd l h Hkh i;ktu d fy;] uydi ugh [kknxk -

vuKk d fcuk uydi [knu dk ifri"

2/2 mi/kkjk 1/2 d v/khu vuKk d y; vkonu dyDVj dk ;k mi/kkjk 1/2 d v/khu ikf/kdr fd l h vf/kdkjh dk , l i : i e vkj , l h Qh l d l kFk fd; k tk, xk t l k fd fofgr fd; k tk; -

3/2 mi/kkjk 1/2 d v/khu dh dkb vuKk 0;frdj.k&ifj{k= 1/2 tku vkQ buVjfQ; jU l 1/2 d Hkhrj ugh nh tk;xh ;fn ml uydi d ft l d fd fy; vuKk pkgH xb g] [kkn tku d dkj.k , l ifj{k= e fojeku ml uydi l] tk turk dk ?kij i;ktu d gr ty ink; dju d i;ktu d fy; ;FkfLFkr jkT; ljdkj ;k fd l h LFkkuh; ikf/kdj.k }kjk lfuf'pr fd; k x; k gk ;k vujf'kr fd; k tkrk gk] ty d ink; ij fd l h Hkh Hkh idkj l dkb iHkko iMu dh lHkkouk gk -

4/2 bl /kkjk d v/khu dh iR;d vuKk , l h 'krk vkj fucU/kuk d v/;/khu gkxh tk fofgr dh tk; -

Li"Vhdj.k& bl /kkjk d i;ktu d fy; ^0;frdj.k&ifj{k= ^1 vfHkir g mi/kkjk 3/2 e fufn"V fojeku uydi l , d l k ipkl ehVj dh f=T; k d Hkhrj dk {k=-

7- dkb Hkh 0;fDr] tk /kkjk 4 d v/khu dyDVj }kjk ikfjr fd l h vkn'k l 0;f/kr gk] lHkx vk;Dr dk vihy , l vkn'k dh rkjh[k l rh l fnu d Hkhrj , l h jhfr e tk vihy fd fofgr dh tk, dj l dxk ft l e , l vkn'k d] ft l d foL) vihy dh xb g] l c/k e vkifRr d vk/kkjk dk lf{kRl% o.ku fd; k tk, xk -

vihy-

fufoyk
du-

8- bl vf/fu;e d mic/kk d v;/khu jgr g,] dyDVj Loij.kk l ;k 0;fFkr i{kdkj d vkonu ij
] fd l h Hkh ,l vkn'k dk] tk mld Lo; d }kjk ;k mld in] ioofr;k e l fd l h d Hkh }kjk ikfjr
fd;k x;k gk] iufoykdu ml n'kk e dj ldxk tcd dkb vihy u dh xb gk vkj ,lk vkn'k ikfjr
dj ldxk t l k fd og mfpr le> %

ijur&

¼,d½

fd l h Hkh vkn'k e rc rd dkb QjQkj ugh fd;k tk,xk ;k ml myVk ugh tk,xk
tc rd fd fgrc} i{kdkjk dk ml tkr gku rFkk ,l vkn'k d leFku e luokb
dh tku dh lpuk u n nh xb gk(

¼nk½

fd l h Hkh ,l vkn'k dk] ft l ij l vihy dh xb gk] rc rd iufoykdu ugh fd;k
tk,xk tc rd fd ,l vihy yfcr gk -

vijk/k

9- /kkjk 3 ;k /kkjk 4 d mic/kk dk mYy/ku dkjokl l] tk nk o'k rd dk gk ldxk] ;k tek u l
tk nk gktj : i; rd dk gk ldxk ;k nkuk l n.Muh; gkxk -

fu;e

cuku dh
'kDr

10- ¼1½ jkT; ljdkj] bl vf/fu;e d i;ktuk dk dk;kflor dju d fy, fu;e] io idk'ku dh
'kr d v;/khu jgr g,] cuk ldxh -

¼2½ fof'k"Vr% vkj ioxkeh 'kDr;k dh 0;kidr ij ifr dy iHkko Mky fcuk] ,l fu;ek e
fuEufyf[kr leLr fo"k;k ;k mue l fd l h Hkh fo"k; d fy, mic/k gk ldx] vFkr%&

¼d½ /kkjk 4 dh mi/kkjk ¼2½ d v/khu vkonu dk i : i vkj mld fy, Qh l (

¼[k½ o 'kr vkj fucU/ku ftud v;/khu jgr g, /kkjk 4 dh mi/kkjk ¼4½ d v/khu vuKk nh
tk,xh (

¼x½ /kkjk 6 dh mi/kkjk ¼2½ d v/khu vkonu dk i : i vkj mld fy, Qh l (vkj

¼k½ o 'kr vkj fucU/ku ftud v;/khu /kkjk 6 dh mi/kkjk ¼4½ d v/khu vuKk nh tk,xh-

¼3½ bl vf/fu;e d v/khu cuk, x, fu;e fo/kku lHkk d iVy ij j[k tk,x -

Hkkiky]fnukd 13 tuojuh 1987

d-456&21&v ¼ik½& Hkkjr d lfo/kku d vuPNn 348 d [km ¼3½ d vulj.k e e;/in'k i;ty ifjj{k.k vf/fu;e
1986 ¼dek d 2 lu 1987½ dk vxth vuokn jkT;iky d ikf/kdkj l ,rn}kjk idkf'kr fd;k tkr g A

e;/in'k d jkT;iky d uke l rFkk vkn'kku l k j]

vkj-Mh-'kDyk] l fpo-

MADHYA PRADESH ACT

No. 3 OF 1987

THE MADHYA PRADESH PEYA JAL PARIRAKSHAN ADHINIYAM-1986

TABLE OF CONTENTS

Sections:-

1. Short title and commencement.
2. Definitions.
3. Declaration of water scarcity area.
4. Prohibition to take water for irrigation or industrial or any other purpose from water source in water scarcity area without permission.
5. Overriding effect of the order.
6. Prohibition of digging of tube wells without permission.
7. Appeal.
8. Review.
9. Offences.
10. Power to make rules.

MADHYA PRADESH ACT
No.3 OF 1987

THE MADHYA PRADESH PEYA JAL PARIRAKSHAN ADHINIYAM,1986.

[Received the assent of the Governor on the 9th January 1987; assent first published in the "Madhya Pradesh Gazette" (Extra-ordinary), dated the 13th January,1987].

An Act to provide for preservation of water in the water sources and for regulation of digging of tube wells in order to maintain the water supply to the public for domestic purposes and for matters ancillary thereto.

Be it enacted by the Madhya Pradesh Legislature in the Thirty-seventh Year of the Republic of India as follows:-

1. (1) This Act may be called the Madhya Pradesh Peya Jal Parirakshan Adhiniyam 1986. Short title and commencement.
(2) It shall come into force on such date as the State Government may be notification, Definitions
appoint.
2. In this Act, unless the context otherwise requires:-
 - (a) "domestic purposes" in relation to use of water means consumption of the same by human beings for drinking, bathing, washing, cleansing and other day to day activities and includes use thereof for similar purposes for the upkeep of domestic animals;
 - (b) "Tubewell" means a bore hole within the prescribed limits of verticality, drilled up to suitable depth, in alluvium or rocky areas installed with requisite type of housing pipe, placing of sand or gravel as per necessity, for the purpose of drawing underground water with the help of mechanical means, other than Manual Operation.
 - (c) "water scarcity area" means the area declared as water scarcity area under section 3;
 - (d) "water source" means river, dam, canal, stream, fountain, lake spring, tank, anicuts of well from which the State Government or local authority supply water to the public under its water supply scheme for domestic purposes and shall include such other water sources as may be notified by the State Government in this behalf, from time to time, but it shall not include the canal as defined in Section 3 of the Madhya Pradesh Irrigation Act, 1931 (No.3 of 1931).
3. If the Collector is of opinion that it is necessary or expedient so to to- Declaration of water scarcity area .
 - (a) for maintaining or increasing supply of water to the public; or
 - (b) for securing its equitable distribution; or
 - (c) for securing water to meet the need of the public,

Domestic purposes, he may, by order, declare such area of the district for such period as may be specified in such order to be water scarcity area and thereupon the provisions of this Act should apply to such area during the operation of the said order.
4. (1) Notwithstanding anything contained in the Madhya Pradesh Land Revenue Code, 1959 (No. 20 of 1959) and any other law, for the time being in force, enacted under any of the entries enumerated in the State List of the Seventh Schedule to the Constitution of India, no person shall take water by any means from any water source in the water scarcity area for irrigation or industrial or any other purposes except domestic purpose without the permission of the Collector concerned. Prohibitions to take water for irrigation or industrial or any other purpose from water source in water scarcity area without permission.
(2) An application for permission under sub-section (1) shall be made to the Collector concerned in such form and accompanied by such fee as may be prescribed.
(3) The Collector may, for reasons to be recorded in writing, refuse to grant permission in the public interest if in his opinion it is necessary to preserve water in order to ensure supply thereof to the public from such water source for domestic purposes.

(4) Every permission under this section shall be subject to –

(a) The condition that the Collector may, for reasons to be recorded in writing, by order prohibit the taking of water from the source for such period as may be specified in such order if in his opinion it is necessary in the public interest to prohibit taking of water from such water source during the period specified to preserve water in order to ensure the supply thereof from such water sources to the public for domestic purposes; and

(b) Such other conditions and restrictions as may be prescribed.

(5) No person shall be entitled to claim damages from the state Government for the loss sustained by him as a result of order passed under clause (a) of sub-section (4), but however no charges for the taking of water shall be required to be paid by such person for the period during which order under clause (a) of sub-section (4) remains in operation notwithstanding anything contained in any agreement, usage or custom or any other law for the time being in force, enacted under any of the entries enumerated in the State List of the Seventh Schedule to the Constitution of India.

Overriding effect of the order

5. An order under Section 3 shall have effect notwithstanding anything to the contrary contained in any other law for the time being in force enacted under any of the entries enumerated in the State List of the Seventh Schedule to the Constitution of India

Prohibition of digging of tube wells without permission

6. (1) No person shall dig tube-well in the water scarcity area for any purpose without the permission of the Collector or any other officer authorised by the State Government in this behalf.

(2) An application for permission under sub-section (1) shall be made to the Collector of an officer authorised under sub-section (1) in such form and accompanied by such fee as may be prescribed.

(3) No permission under sub-section (1) shall be prescribed granted within the Zone of interference unless the digging of tube-well for which permission is sought is not likely to affect in any way the water supply from the tube well existing in such zone which has been constructed or is maintained by the State Government or a local authority, as the case may be, for the purposes of water supply to the public for domestic purposes.

(4) Every permission under this section shall be subject to such conditions and restrictions as may be prescribed.

Explanation – For the purpose of this section "zone of interference" means an area with the radius of one hundred fifty metres from the existing tube-well referred to in sub-section (3)

Appeal.

7. Any person aggrieved by an order passed by the Collector under Section 4 may prefer an appeal to the Commissioner of the Division within thirty days in such manner as may be prescribed from the date of such order setting forth concisely the grounds of objection to the order appealed against.

Review

8. Subject to the provisions of this Act, the Collector may either on his own motion or on the application of the aggrieved party, if no appeal has been preferred, may review the order passed by himself or by any of his predecessors in office and pass such order as he thinks fit.

Provided that-

(i) no order shall be varied or reversed unless notice has been given to the parties interested to appear and be heard in support of such order;

(ii) no order from which an appeal has been made shall so long as such appeal is pending be reviewed.

Offences.

9. The contravention of the provisions of section 3 or section 4 shall be punishable with imprisonment which may extend to two years or a fine which may extend to two thousand rupees or with both.

Power to make rules

10 (1) The State Government may, subject to the condition of previous publication, make rules to carry out the purposes of this Act.

(2) In particular and without prejudice to the generality of the foregoing powers, such rules may provide for all or any of the following matters, namely;-

- (a) the form of application and a fee therefor under sub-section (2) of Section 4;**
- (b) the conditions and restrictions subject to which permission is to be granted under sub-section (4) of Section 4;**
- (c) the form of application and fee therefore, under sub-section (2) of Section 6; and**
- (d) the conditions and restrictions subject to which permission under sub-section (4) of Section 6 is to be granted.**

(3) The rules made under this Act shall be laid on the table of the Legislative Assembly.

Mkd 0;; dh io vnk;xh d
chuk Mkd }kjk Hkt tku d fy,
vuer - vuefr i= dekd
Hkkiky ,e-ih- @04 Hkkiky 2002



th dekd Hkkiky fMohtu
,e-ih- 108@ Hkkiky

e/; in'k jkTki=
¼v l k/kkj. k½
ikf/kdkj l idkf'kr

dekd 371]

Hkkiky]x: okj]fnukd 8vxLr 2002 &Jko.k 17'kd 1924

fof/k vkj fo/kk;h dk; foHkkx

Hkkiky]fnukd 8 vxLr 2002

d- 5823&343&bDdh l&v¼ik-½& Hkkjr d lfo/kku d vuPNn 348 d [k.M ¼¾¾ d
vulj.k e e/;in'k i;ty ifjj{k.k ¼ l'kk/ku½ fo/k;d 2002 ¼dekd 22 lu 2002½ dk
vxth vuokn jkT;iky d ikf/kdkj l ,rn}kjk idkf'kr fd;k tkrk g-

e/;in'k d jkT;iky d uke l rFkk vkn'kku l kj
vkj-d-flVkd]vfrfjDr lfpo]

MADHYA PRADESH ACT
No.22 OF 2002

THE MADHYA PRADESH PEYA JAL PARIRAKSHAN (SANSHODHAN)
VIDHEYAK,2002

A Bill further to amend the Madhya Pradesh Peya Jal Parirakshan Adhiniyam,1986.

Be it enacted by the Madhya Pradesh Legislature in the Fifty third Year of the Republic of India as follows:-

Short title 1. This Act may be called the Madhya Pradesh Peya Jal Parirakshan (Sanshodhan) Adhiniyam, 2002.

Insertion of new Sections 4-A and 4-B 2. After Section 4 of the Madhya Pradesh Peya Jal Parirakshan Adhiniyam, 1986 (No.3 of 1987) (hereinafter referred to as the Principal Act), the following sections shall be inserted, namely:-

Requisitioning of Water Source temporarily. "4-A. (1) Notwithstanding anything contained in any other law for the time being in force, if in the opinion of the Collector it is necessary or expedient so to do for securing water to maintain or to increase supply of water to the public for domestic purposes, he may by order in writing requisition temporarily any water source situated in the water scarcity area declared as such under Section 3 for such period, as may be specified in the order which shall not exceed four months and may make such further orders as may be necessary or expedient in connection with the requisitioning. Such order shall be addressed and served to the owner or the person in possession of the Water source as the case may be, in such manner as he thinks fit.

Provided that adequate of water will continue to be supplied to the owner or to the person in possession of the water source for domestic purposes.

(2) Whenever any water source is requisitioned under sub-section (1), the period of such requisition may be extended for a further period not exceeding two months in the same circumstances.

Payment of rent and damages for requisition of water source. "4.B. (1) Consequent to an order passed under sub-section (1) of Section 4-A requisitioning the water source, the owner or person in possession of the said water source shall be entitled to payment of rent equal to two percent of the current market value of the development of water source and all related infrastructure for every month of requisitioning.

(2) All operation and maintenance expenses on machinery pertaining to water supply for the period of requisitioning under sub-section (1) of Section 4-A shall be borne by the authority requisitioning the water source.

Explanation – Operation and maintenance expenses will include the electricity charges and spares for repairs etc.

(3) The owner or the person in possession of the said water source shall be entitled to damages caused to the water source and the related infrastructure or the property during the period of requisition, other than normal wear and tear.

Amendment of Section 7 3. In section 7 of the Principal Act, for the word and figure ' section 4" the words and figures "Section 4, Section 4-A or Section 4-B" shall be substituted.

STATEMENT OF OBJECTS AND REASONS

The Madhya Pradesh PeyaJal Parirakshan Adhiniyam, 1986 provides for the preservation of water in the existing water sources for domestic purposes but there is no specific provision for requisition of private water sources in the water scarcity area for maintaining or increasing water supply to the public. Hence it has been decided to requisition water source temporarily in the water scarcity area for water supply to the public.

2. It is, therefore, proposed to amend the aforesaid Act suitably for the purpose.

3. Hence this Bill.

Bhopal
Dated the 2nd August, 2002

DEEPAK SAXENA
Member-in-charge

e/; in'k fo/k; d
diekd 22 lu 2002

e/; in'k i; ty ifjj{k.k ¼ l'kk/ku ½ fo/k; d} 2002

e/; in'k i; ty ifjj{k.k vf/kfu; e} 1986 dk vkj l'kkf/kr dju gr fo/k; d-

Hkkjr x.kjT; d frjiuo o" e e/; in'k fo/kku&eMy }kjk fuEufyf[kr : i e ;g vf/kfu; fer gk&

1- bl vf/kfu; e dk l{klr uke e/; in'k i; ty ifjj{k.k ¼ l'kk/ku ½ vf/kfu; e} 2002 g-

l{klr uke

2- e/; in'k i; ty ifjj{k.k vf/kfu; e} 1986 ¼ dekd 3 lu 1987 ¼ tk ble bld i'pkr ey vf/kfu; e d uke l fufn"V g ½ dh /kkjk 4 d i'pkr fuEufyf[kr /kkjk vr" LFkkr dh tk, vFkr&

ub /kkjk 4& d
vkj 4 &[k dk
vr"& &LFkku
ty L=kr dk
vLFk; h : i l
vf/kxg.k djuk-

4&d ¼1½ rRle; ioRr fd lh vU; fof/k e vrfo"V fd lh ckr d gkr g, Hkh] ;fn dyDVj dh jk;
e ?kky i; ktuk d fy, turk dk ty dk ink; cuk, j[ku ;k c<ku d fy, ty iklr
dju d fy, ,lk djuk vko'; d ;k lephu g rk og] fyf[kr e vkn'k }kjk /kkjk 3 d
v/khu bl : i e ?kkf"kr fd; x; ty vHkko xLr {k= e fLFkr fd lh ty L=kr dk , lh
dkykof/k d fy, t lh fd vkn'k e fofufn"V dh tk,] tk pkj ekg l vf/kd dh ugh
gkxh] vLFk; h : i l vf/kxg.k dj ldxk vkj vf/kxg.k dju d lc/k e , l vkj vkn'k
dj ldxk tk fd vko'; d ;k lephu gk] , lk vkn'k ; Fkkr LFkr ty L=kr d Lokeh ;k
ty L=kr dk dCtk j[ku oky 0; fDr dk] , lh jhfr e t lh fd og mfpr le>] lckf/kr
rFkk rkely fd; k tk, xk %

ijUr ?kky i; kty d fy, ty L=kr d , l Lokeh ;k ty L=kr dk dCtk j[ku oky 0; fDr dk
ty dh i; klr ek=k dk ink; tkjh jgxk-

2½ tc dHkh fd lh ty L=kr dk mi/kkjk ¼1½ d v/khu vf/kxg.k fd; k tkrk g rk , l
vf/kxg.k dh dkykof/k dk bUgh ifjLFkr; k e , lh vkj dkykof/k rd c<k; k tk ldxk
tk nk ekg l vf/kd dh ugh gkxh-

4&[k- ¼1½ ty L=kr dk vf/kxg.k dju d fy, /kkjk 4 dk dh mi/kkjk ¼1½ d v/khu ikfjr fd, x,
fd lh vkn'k d ifj.kkeLo: i] mDr ty L=kr dk Lokeh ;k ty L=kr dk dCtk j[ku
okyk 0; fDr vf/kxg.k d iR; d ekl d fy, ty L=kr d fodkl vkj leLr lcf/kr
v/kkljpuk d pky cktkj eY; d nk ifr'kr d ckoj fdjk, d lnk; dk gdnkj gkxk-

ty L=kr d
vf/kxg.k d fy,
fdjk, vkj
ud lkuh dk lnk;

¼2½ /kkjk 4 d dh mi/kkjk ¼1½ d v/khu vf/kxg.k dh dkykof/k d fy, ty ink; l lcf/kr
e'khujh d ipkyu vkj l/kk.k ij leLr 0;; ty L=kr dk vf/kxg.k dju oky
ikf/kdkjh }kjk ogu fd, tk, x-

Li"Vhdj.k& ipkyu vkj l/kk.k 0;; k e folr iHkkj vkj ejEer d fy, i t vkfn lEefyr gkx-

¼3½ mDr ty L=kr dk Lokeh ;k mldk dCtk j[ku oky 0; fDr] vf/kxg.k dh dkykof/k d nkju
ty L=kr rFkk lcf/kr v/kkljpuk ;k lEifRr dk g, , l ud lku tk lkeU; VV&QV l fHkUu
gk] dh ud lkuh iklr dju dk gdnkj gkxk-

3-ey vf/kfu; e dh /kkj 7 e] 'kCn rFkk vd ¼/kkjk 4¼ d LFkku ij] 'kCn rFkk vd ¼/kkjk 4] /kkjk /kkjk 7 dk l'kk/ku
4&d ;k /kkjk 4&[k ¼ LFkkr fd, tk, -

mn'n';k vkj dkj.kk dk dFku

e/;in'k i;ty ifjj{k.k vf/kfu;e] 1986 e ?kjj i;ktuk d fy; fo|eku ty L=krk e ty d ifjj{k.k dju dk mic/k g] fdUr ty vHkkoxLr {k= e turk dk ty dk ink; cuk; j[ku ;k c<ku d fy; futh ty L=krk d vf/kxg.k d fy, dkb fof'k"V mic/k ugh g] vr% ;g fofuf'pr fd;k x;k g fd ty vHkkoxLr {k= e turk dk ty dk ink; dju d fy; ty L=kr dk vLFkk;h :i l vf/kxg.k fd;k tk,]

2- vr,o] ;g iLrkfor g fd mDr i;ktu d fy; mi;Dr vf/kfu;e dk ;Fkkfpr :i l l'kkf/kr fd;k tk,-

3- vr% ;g fo/k;d iLrr g-

Hkki ky%
rkjh[k 2 vxLr] 2002

nhid lDluk
Hkkjlk/kd lnl;

&&&&&

^ lfo/kku d vuPNn 207 d v/khu jkT;iky }kjk vu'kfllr- ^

foRrh; Kkiu

iLrkfor l'kk/ku fo/k;d d dh /kkjk 4&[k e] ty vHkkoxLr ?kkf"kr {k= e l kotfud i;ty vkifr gr vLFkkb :i l vf/kxfgr futh ty L=krk d fodkl e ithxr 0;; ij L=kr Lokeh dk {kfr ifr d Hxxrku rFkk L=kr l ty ifr ij fo|r ,o vU; l/kkj.k iHkkj d ogu dk iko/kku g Hk&vFkok lrg ty dh miyC/krk vFkok vHkko e[;r% ifro"k ekuluh o"kk ij fuHkj g- o"kk dh ek=k] rhork] le;kof/k ,o forj.k ,l ?kVd g tk fd {k= e i;ty miyC/krk ij iHkko Mkyr g- i;ty dh vHkkoxLrrk d Lo:i ,o xHkhjrk d vulkj iLrkfor fo/k;d d ek/e l futh ty L=krk dk vf/kxg.k ,o mudk l kotfud i;ty vkifr gr mi;kx fofgr g- vr% l'kk/ku fo/k;d dh /kkjk 4&[k d foRrh; iHkko dk o"kokj lgh&lgh iokueku lHko ugh g] rFkffi fo/k;d dh /kkjk 4&[k d iko/kku Lo:i 'kklu ij ifro"k :i; 25-00 yk[k % :i; iPph l yk[k% dk vfrfjDr vkorh foRrh; Hkkj vuekfur g-

iR;k;kft r fof/k fuekl.k d lc/k e Kkiu

iLrkfor fo/k;d d [k.M 2 }kjk ty vHkkoxLr {k= e fLFkr fdll ty L=kr dk vf/kxg.k fd; tku dh dkykof/k fofufn"V fd; tku rFkk ,l tyL=kr d Lokeh ;k dCtk/kkjh dk rrlEc/kh vf/kxg.k d lEc/k e lEckf/kr rFkk rkeh fd; tku oky vkn'k dh jhfr fu;r fd; tku d lc/k e fo/kk;uh 'kfDr;k iR;k;kft r dh xb g-

Mk- ,-d-i;k lh
lfpo
e/;in'k fo/kku l Hkk

mikc/k

e/; in'k i; ty ifjj{k.k vf/kfu;e] 1986 ¼dekð 3 lu 1987½ l i m}j.k-

/kkjk 7- dkb Hkh 0;fDr]tk /kkjk 4 d v/khu dyDVj }kjk ikfjr fd l h vkn'k l 0;fFkr gk] l Hkkx vk;Dr dk vihy , l vkn'k dh rkjh[k l rh l fnu d Hkhrj , l h jhfr e tk fd fofgr dh tk,] dj l dxk ft le , l vkn'k d] ft l d fo: } vihy dh xb g] lc/k e vkifr d vk/kkjk dk lf{klrr o.ku fd;k tk,xk-

Mk- ,-d-i;k l h
l fpo
e/; in'k fo/kku l Hkk