

[THE SIND DISTRICT POLICE ACT, 1867.]

[28th December, 1867].

An Act for the regulation of the District Police in [Sind].

[Preamble.] Rep. by the Sind Laws Regulation, 1936 (Reg. VI of 1936), s.3.

1. [Rep. Sind Act IV of 1890.]

2. [Rep. Act 12 of 1873.]

3 to 32. [Rep. Sind Act IV of 1890.]

33. Any person—

who on any public thoroughfare, without the permission of a Magistrate² * * * constructs any booth, shed, stable or the like, or lays down any stones or building material; or

Common nuisances.

who within the limits or site of any town or village, without sufficient cause, wilfully allows to accumulate any offensive matter in cesspools, dung-heaps or the like, so as to cause annoyance to the neighbouring residents or to passengers; or

who, without sufficient cause, wilfully allows any offensive matter to issue on to any public thoroughfare from any house, factory, stable, privy or the like; or

who deposits the bodies of dead animals, or refuse or filth of any description either in channels which in the rainy season feed any tank or reservoir set apart for drinking, or in other places where to deposit such is offensive to the community; or

1. For Statement of Objects and Reasons, see B.G.G., 1867, Pt. V, p. 61; for Report of the Select Committee, see *ibid.*, p. 78, and for Proceedings in Council, see *ibid.*, pp. 92, 343, and 358.

The short title was given by the Sind Short Titles Act, 1921 (Sind 2 of 1921), which has been rep. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 5, Sch. I.

2. Subs. by the W. P. A. O., 1964, for "the Province of Sind" Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955), s. 3 (ii) (a) (w.e.f. 30th May 1951), for "Presidency of Bombay".

3. The words "or Municipal Commissioner" rep. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955) s. 6, Sch. II.

who in disregard of established rules or the order of a Magistrate, staks or stores grass or other inflammable material within fifty

who disobeys the order of a Magistrate given in respect to land in or near towns, villages or dwelling places, or in or near public roads and thoroughfares, for the pruning of hedges, or for the pruning or removal of overgrown prickly-pear or other vegetation, the unchecked growth of which is likely to be injurious to health;

to remove the same when so stacked or stored; or yards of a dwelling-house, out-house or other buildings; or fails

shall be punishable for every such offence, on conviction before a Magistrate, to the extent of fifty rupees fine, or, in default of payment, to imprisonment not exceeding eight days;

Provided that no person shall be required to prune a hedge below three feet in height and three feet in width.

34. Whenever the removal of prickly-pear or other vegetation or of any nuisance, from the common or waste-land of any town or village shall, in the opinion of a [Magistrate of the first class], be necessary, it shall be lawful for the said Magistrate to order such removal by a general notice addressed to all persons having an interest in the said common land, and to the inhabitants of the town or village at large, which notice shall be fixed to the [Police station or the Police outpost or the village school building] or other principal place of public resort: and if within a reasonable time, being not less than seven days, to be specified in the said notice the order be not carried out, the Magistrate may cause the vegetation or nuisance to be removed, and on the requisition of the said Magistrate the cost of the removal shall be assessed and levied from the inhabitants [as arrears of land revenue]****.

35 to 47 [Rep. Sind Act IV of 1890].

1. Subs. by the Sind General Clauses Act, 1886 (Sind 3 of 1886), Sch., B, for "Full Power Magistrate".

2. Subs. by the Sind Laws (Adaptation, Revision, Repeal and Declaration) Ordinance, 1955 (Sind 5 of 1955) S. 7, Sch. II, for "chowree".

3. Subs. ibid, for "in the manner provided in sections 16 and 17".

3. The words "of this Act" rep. by the Sind General Clauses Act, 1886 (Sind 3 of 1886) Sch., B.