



# भारत का राजपत्र The Gazette of India

सी.जी.-डी.एल.-अ.-12082023-248047  
CG-DL-E-12082023-248047

असाधारण

EXTRAORDINARY

भाग II — खण्ड 1

PART II — Section 1

प्राधिकार से प्रकाशित

PUBLISHED BY AUTHORITY

सं० 21] नई दिल्ली, शुक्रवार, अगस्त 11, 2023/श्रावण 20, 1945 (शक)  
No. 21] NEW DELHI, FRIDAY, AUGUST 11, 2023/SRAVANA 20, 1945 (SAKA))

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।  
Separate paging is given to this Part in order that it may be filed as a separate compilation.

## MINISTRY OF LAW AND JUSTICE (Legislative Department)

New Delhi, the 11th August, 2023/Sravana 20, 1945 (Saka)

The following Act of Parliament received the assent of the President on the 11th August, 2023 and is hereby published for general information:—

### THE JAN VISHWAS (AMENDMENT OF PROVISIONS) ACT, 2023

No. 18 OF 2023

[11th August, 2023.]

An Act to amend certain enactments for decriminalising and rationalising offences to further enhance trust-based governance for ease of living and doing business.

BE it enacted by Parliament in the Seventy-fourth Year of the Republic of India as follows:—

- (1) This Act may be called the *Jan Vishwas* (Amendment of Provisions) Act, 2023. Short title and commencement.
- (2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint; and different dates may be appointed for amendments relating to different enactments mentioned in the Schedule.
- (3) The enactments mentioned in column (4) of the Schedule are hereby amended to the extent and in the manner mentioned in column (5) thereof. Amendment of certain enactments.
- (4) The fines and penalties provided under various provisions in the enactments mentioned in the Schedule shall be increased by ten per cent. of the minimum amount of fine or penalty, as the case may be, prescribed therefor, after the expiry of every three years from the date of commencement of this Act. Revision of fines and penalties.

Savings.

4. The amendment or repeal by this Act of any enactment shall not affect any other enactment in which the amended or repealed enactment has been applied, incorporated or referred to; and this Act shall not affect the validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired, accrued or incurred or any remedy or proceeding in respect thereof, or any release or discharge of, or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing;

nor shall this Act affect any principle or rule of law, or established jurisdiction, form or course of pleading, practice or procedure, or existing usage, custom, privilege, restriction, exemption, office or appointment, notwithstanding that the same respectively may have been in any manner affirmed, or recognised or derived by, in or from any enactment hereby amended or repealed;

nor shall the amendment or repeal by this Act of any enactment revive or restore any jurisdiction, office, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure or other matter or thing not now existing or in force.

#### THE SCHEDULE

(See section 2)

Sl. No.	Year	No.	Short title	Amendments
(1)	(2)	(3)	(4)	(5)
1.	1867	25	The Press and Registration of Books Act, 1867	<p>(A) In section 8C,—</p> <p>(i) in sub-section (1), after the words, figure and letter "declaration under section 8B", the words, figures and letter "or an order by the Press Registrar suspending or cancelling the certificate of registration under section 12 or imposing penalties under section 13 or under section 19K" shall be inserted;</p> <p>(ii) in sub-section (2), after the words "records from the Magistrate", the words "or from the Press Registrar, as the case may be," shall be inserted.</p> <p>(B) For sections 12 to 14, the following sections shall be substituted, namely:—</p> <p>"12. Suspension or cancellation of certificate of registration.—(1) The Press Registrar may, by order, suspend the certificate of registration of a newspaper for a period not exceeding one year, if—</p> <p>(a) the publisher has failed to publish the newspaper continuously.</p> <p><i>Explanation.</i>—For the removal of doubts, it is hereby clarified that if a newspaper publishes less than half of its issues, as are required to be published under rule (6) of section 5, such newspaper shall be deemed to</p>

(1)	(2)	(3)	(4)	(5)
2.	1898	6	The Indian Post Office Act, 1898	Chapter X shall be omitted.
3.	1923	5	The Boilers Act, 1923	<p>(A) In section 22,—</p> <p>(a) in clause (iii), for the word and figures "section 16," the words and figures "section 16; or" shall be substituted;</p> <p>(b) after clause (iii), the following clause shall be inserted, namely:—</p> <p>"(iv) to report an accident to a boiler or boiler component when so required under section 18,";</p> <p>(c) in the long line, for the words "punishable with fine", the words "liable to penalty" shall be substituted.</p> <p>(B) For section 23, the following section shall be substituted, namely:—</p> <p>"23. Penalties for illegal use of boiler.—Any owner of a boiler who—</p> <p>(a) in any case in which a certificate or provisional order is required for the use of the boiler under this Act, uses the boiler either without any such certificate or order being in force or at a higher pressure than that allowed thereby; or</p> <p>(b) uses or permits to be used a boiler which has been transferred from one State to another without such transfer having been reported as required under clause (b) of section 6; or</p> <p>(c) fails to cause the register number allotted to the boiler under this Act to be permanently marked on the boiler as required under sub-section (6) of section 7,</p> <p>shall be liable to penalty which may extend to one lakh rupees, and in the case of a continuing contravention or failure, with an additional penalty which may extend to one thousand rupees for every day during which such contravention or failure continues."</p> <p>(C) In section 24, clauses (a), (b) and (d) shall be omitted.</p> <p>(D) In section 25, in sub-section (1), for the words "punishable with fine", the words "liable to penalty" shall be substituted.</p> <p>(E) After section 26, the following sections shall be inserted, namely:—</p> <p>"26A. Adjudication.—(1) The State Government or the Union territory</p>

(1)	(2)	(3)	(4)	(5)
				<p>administration, as the case may be, for the purposes of determining the penalties under sections 22, 23, sub-section (1) of section 25 and section 30, may authorise the District Magistrate or the Additional District Magistrate, as the case may be, having jurisdiction, to be the adjudicating officer to hold an inquiry and impose penalty, in the manner as may be prescribed by the State Government or the Central Government, as the case may be.</p>
				<p>(2) The adjudicating officer may summon and enforce the attendance of any person acquainted with the facts and circumstances of the case to give evidence or to produce any document, which in the opinion of the adjudicating officer, may be useful for, or relevant to, the subject-matter of the inquiry, and if, on such inquiry, he is satisfied that the person concerned has failed to comply with the provisions of sections 22, 23, sub-section (1) of section 25 and section 30, he may impose penalty:</p> <p>Provided that no such penalty shall be imposed without giving the person concerned a reasonable opportunity of being heard.</p>
				<p>26B. Appeal.—(1) Whoever aggrieved by the order, passed by the adjudicating officer under section 26A, may prefer an appeal to an officer not below the rank of Secretary to the State Government or the Union territory administration, as the case may be, to be an appellate authority, specially authorised by that Government or administration in this behalf, within sixty days from the date of receipt of order, in such form and manner as may be prescribed by the State Government or the Central Government, as the case may be.</p>
				<p>(2) An appeal may be admitted after the expiry of the period of sixty days if the appellant satisfies the appellate authority that he had sufficient cause for not preferring the appeal within that period.</p>
				<p>(3) The appellate authority may, after giving the parties to the appeal an opportunity of being heard, pass such order as he may think fit.</p>
				<p>(4) An appeal under sub-section (1) shall be disposed of within sixty days from the date of filing.”</p>

(1)	(2)	(3)	(4)	(5)
				<p>(F) In section 27, the words "Presidency Magistrate or a" shall be omitted.</p> <p>(G) In section 28A, in sub-section (IA), after clause (c), the following clauses shall be inserted, namely:—</p> <p style="padding-left: 40px;">“(ca) the manner of holding inquiry and imposing penalty under sub-section (I) of section 26A;</p> <p style="padding-left: 40px;">(cb) the form and manner of preferring appeal under sub-section (I) of section 26B;”.</p> <p>(H) In section 29, in sub-section (I), after clause (h), the following clauses shall be inserted, namely:—</p> <p style="padding-left: 40px;">“(ha) the manner of holding inquiry and imposing penalty under sub-section (I) of section 26A;</p> <p style="padding-left: 40px;">(hb) the form and manner of preferring appeal under sub-section (I) of section 26B;”.</p> <p>(I) In section 30,—</p> <p style="padding-left: 40px;">(i) for the words “punishable, in the case of a first offence, with fine”, the words “liable to penalty, in the case of a first contravention, with penalty” shall be substituted;</p> <p style="padding-left: 40px;">(ii) for the words “subsequent offence, with fine”, the words “subsequent contravention, with penalty” shall be substituted.</p>
4.	1927	16	The Indian Forest Act, 1927	<p>(A) In section 26,—</p> <p style="padding-left: 40px;">(i) in sub-section (I), clauses (d) and (e) shall be omitted;</p> <p style="padding-left: 40px;">(ii) after sub-section (I), the following sub-section shall be inserted, namely:—</p> <p style="padding-left: 80px;">“(IA) Any person who, in a reserved forest—</p> <p style="padding-left: 120px;">(a) trespasses or pastures cattle, or permits cattle to trespass shall be liable to penalty which may extend to five hundred rupees, in addition to such compensation for damage done to the forest as determined by a Forest-officer empowered under section 68;</p> <p style="padding-left: 120px;">(b) causes any damage by negligence in felling any tree</p>