

# **The Allahabad Nagar Mahapalika (Regulation of Burial Grounds, Places For Cremation and Electric Crematorium) Bye Laws, 1988**

UTTAR PRADESH

India

## **The Allahabad Nagar Mahapalika (Regulation of Burial Grounds, Places For Cremation and Electric Crematorium) Bye Laws, 1988**

### **Rule**

### **THE-ALLAHABAD-NAGER-MAHAPALIKA-REGULATION-OF-BURIAL-GROUNDS-AND-ELECTRIC-CREMATORIUM-OF 1988**

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### **035.**

The following draft bye-law for the regulation of burial ground cremation places and electric crematoriums within the limits of Allahabad Nagar Mahapalika made under clause (32) of Section 541 and published under Section 542 of the U.P. Nagar Mahapalika Adhiniyam, 1959 (U.P. Act No. 2 of 1959) are hereby confirmed by the Government as required under Section 544 of the said Act:

### **1. Short title and commencement.**

(1)These bye-laws may be called the Allahabad Nagar Mahapalika (Regulation of Burial Grounds, Places for Cremation and Electric Crematorium) Bye-Laws, 1988.(2)They shall come into force at once.

## **2. Definitions.**

- In these bye-laws unless there is anything repugnant in the subject or context -(a)Adhinyam means the U.P. Nagar Mahapalika Adhinyam, 1959;(b)Burial ground means any land used for burying the dead bodies of human beings in accordance with the customary practice or usage of the local area;(c)Cremation place means any ghat or place where the funeral of dead bodies of human being is performed by burning in accordance with the religious faith, customary practice or usage;(d)Electric Crematorium means an electric machine installed for the cremation of the dead body of any human being.(e)Mahapalika means the Nagar Mahapalika, Allahabad.

## **3. Conditions for burying a dead body.**

- The following condition shall be observed for burying a dead body of any human being in a burial grounds:(a)the dead body shall be interred within eight hours from the time of its arrival at the burial ground;(b)the dead body shall not be buried in which another body has already been interred for the last two years; and(c)the grave shall not be less than six feet deep and the distance from the nearest grave shall not be less than two feet.

## **4. Conditions for the cremation of a dead body.**

- The following conditions shall be observed for the cremation of a dead body of any human being at a cremation place:(1)the dead body shall be cremated within eight hours after its arrival at the cremation place;(2)no part of the body shall remain unconsumed by the fire.(3)no part of the body shall be removed from the cremation place until it is completely reduced to ashes.

## **5. Conditions for the cremation of a dead body in an Electric Crematorium.**

- In case of Electric Crematorium within the limits of Mahapalika following conditions are to be observed for the cremation of a dead body of any human being:(a)the body shall be brought to the Electric Crematorium by the mourners, got registered in the register kept in the electric crematorium;(b)the amount to be charged from the mourner for consumption of the body shall be such as may be fixed by the Mahapalika from time to time;(c)the electric crematorium will remain functioning for such time as may be fixed by the Mahapalika subject to supply of electricity and the conditions of the machine;(d)no Medico legal cases will be entertained unless valid order from the competent authority and a death certificate from the registered medical practitioner/hospital is produced ; and(e)remaining part of the ashes out of the furnace will be handed over to the accompanying mourners.

## **6.**

(a)No person shall remove wood or coal that has been employed in the pyre from the cremation place. The owner or person in charge of the place must see that all wood or coal is reduced to ashes.(b)The clothes, bed, bedding or other articles which have been in contact with and are brought

to a burning place or Electric Crematorium with the corpse of a person who has died of cholera, small pox or plague or other infections or contagious disease shall be burnt to ashes at the cremation place, and the person arranging the cremation and the Dom or sweeper in attendance at the cremation place of Electric Crematorium as the case maybe, shall be responsible that this should be done. Cholera corpses must not be dipped in the river or stream for washing before cremation. If washing is necessary as a religious observance, water from the river should be brought and thrown over the corpse at the spot where the funeral, pyre will be performed. The body must not be burnt within 15 feet of the water's edge.

## **7.**

The Licensee of a wood stall at the cremation place shall always keep at his stall such quantity of suitable wood as may from time to time be fixed by the health officer to be necessary for cremation purposes and shall sell the same at market rates.

## **8. Penalty.**

- In exercise of the powers conferred by Section 467 of the Adhiniyam, the Mahapalika hereby directs that any breach of the provision of the above bye-laws shall be punishable with fine which may extend to Rs. 100 and in the case of continuing breach with a further fine which may extend to Rs. 20 for every day, after the date of the first conviction during which the offender is proved to have persisted in the offence.