

(2) If any person who is bound or required under sub-section (1) to vacate any premises fails to do so, the Commissioner may order such person to vacate such premises and may take such measures as will prevent him from remaining on or again entering on the premises.

(3) With reference to a municipal officer or servant appointed under Chapter XX, the provisions of this section shall apply as if for the word “Commissioner” the words “Transport Manager” had been substituted.

¹[60A. (1) Where the corporation has established a provident fund for the benefit of any of its officers and servants, such fund shall, notwithstanding anything contained in any law for the time being in force, be deposited in the State Government treasury in accordance with such directions as the State Government may, from time to time, by an order in writing give and thereupon,—

Provident Fund to be deposited in Government Treasury.

(i) the subscriber to the fund shall be entitled to interest on the balance in his provident fund account at the same rate, at which the State Government servant is for the time being entitled to on the balance in his provident fund account, and

(ii) the rules for the time being in force relating to the limits of withdrawals from the provident fund as applicable to such Government servant shall, so far as may be, apply to the subscriber.

(2) Nothing in this section shall apply to a provident fund established by the corporation to which the Employees’ Provident Funds Act, 1952 applies.]

CHAPTER V.

ESSENTIAL SERVICES.

61.(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

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

(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 a 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.

62. If the²[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,—

Power of ²[State] Government to declare emergency.

(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 ²[State] Government may specify in this behalf is inefficient.

1. Section 60A was inserted by Guj. 11 of 1979, s. 2, Sch., Sr. No. 3.

2. This word was substituted for the word “Provincial” by the Adaptation of Laws order, 1950.