

ASSAM VILLAGE DEFENCE ORGANISATION ACT ,1966 ORDER BY THE GOVERNOR , GOVT. OF ASSAM HOME (A) DEPARTMENT

NOTIFIATION

No. HMA. 1986/82/183 Dated 7/11/86

In exercise of the power conferred by Section -18(1) of the Assam Village Defence Organisation Act, 1966 (Assam Act, XXII of 1966) herein-after referred to as the Act, the Governor of Assam is pleased to make the following Rules, namely :-

THE ASSAM VILLAGE DEFENCE ORGANISATION RULES, 1986 CHAPTER – I , GENERAL

1. **Short title and commencement.**
 1. These Rules may be called the Assam village Defence Organisation Rules, 1986.
 2. They shall come into force with immediate effect.
2. **Definitions :-**

In these rules , unless there is anything repugnant in subject or context :-

 - i. "Act" means the Assam village Defence Organisation Act, 1966.
 - ii. "Chief controller" means any officer not below the rank of DIG appointed by the State Government as Chief Controller.
 3. "Deputy Chief Controller" means any officer/ person appointed by the State Government for the purpose.
 - iv. "District Village Defence Officer" means the Superintendent of Police of the District concerned.
 - v. "Sub-Divisional Village Defence Officer" means the Sub-Divisional Police Officer of the Sub-Divisional Police Officers, the Sub-Divisional Officers concerned , as the case may be.
 - vi. "Thana Village Defence Officer" means the Inspector or Sub-Inspector of Police who is posted as Officer, in-charge of the Police Station.
 - vii. "Nayak" means the Nayak of the primary Village Defence Party.
 - viii. "Adult" means a person who is not below the age of 18 years.
 - ix. "Member" means an adult person enrolled as a member of the Assam Village Defence Organisation in accordance with the provisions these Rules.
 - x. "Adviser" means the Honorary Chief Adviser or such other person who shall be appointed to act as Adviser by the State Government.
 - xi. "Advisory Committee" means a District Advisory Committee, a Sub-Division Advisory Committee or a Thana Advisory Committee constituted under the provisions of these Rules.
 - xii. "resident" means the President of the District Advisory Committee, Sub-Divisional Advisory Committee or a Thana Advisory Committee of the Assam Village Defence Organisation.
 - xiii. "Secretary" means he Secretary of the District Advisory Committee, Sub-Divisional Advisory Committee or a Thana Advisory Committee of the Assam Village Defence Organisation.
 - xiv. "Prescribed" means prescribed under these Rules.
 - xv. "Form" means a form appended to these Rules.
2. **Constitution of the Assam Village Defence Organisation :-**
 - A. The entire Village Defence Organisation in the State of Assam shall be deemed to be one defence Organisation to assist the Police in the Maintenance of Law and Order , peace and tranquility in the state. There shall be District Village Defence Organisation , Sub-Divisional Village Defence Organisation , Thana Village Defence Organisation and primary Village Defence Organisation . There shall also be an Advisory Committee for each Organisation for Organisational works of the Village Defence Organisation . For Thana and Primary Defence Organisation there shall be a Circle Organiser.
3. **Administrative control of the Assam Village Defence Organisation :-**

The Administrative control of the Assam Village Defence Organisation shall be vested with :-

 0. The Chief Controller for the entire State
 1. The Deputy Chief Controller for the Range concerned.
 2. The District Village Defence Officer for the District concerned.
 3. The Sub- Divisional Village Defence Officer for the Sub-Division concerned.
 4. The Thana Village Defence Officer for the Thana concerned.
 5. The Nayak for the Primary Village Defence Organisation.

CHAPTER – II

5. **Formation of Village Defence Primary Committee :-**

- a. The V. D. Primary Committee shall be formed by the District Village Defence Officer on the recommendation of the thana and Sub – Divisional V. D. Officers with one adult member from each family of the Village or a group of Village. The minimum number of family of a village or a group of villages to constitute a Primary Committee shall be 100 (one hundred) and jurisdiction of such Primary Committee will be coterminous with the conventional boundary of the Village or group of villages , as the case may be. The member of the Primary Committee shall select the President by majority opinion and the Secretary of the Committee will be nominated by the District Village Defence Officer from amongst the Primary Committee members . The Thana Officer or his representative shall be the Convenor / Organiser of the Committee who shall not be less than Sub- Inspector in rank.
2. One or more V.D. Parties shall be formed by the Primary Committee of the Village or a group of village with a minimum of 25 adult members of the age group between 18 to 50. The V. D. Parties thus formed shall apply through the Primary Committee and the Thana V. D. Officer concerned for registration . The District V. D. Officer after consideration of merits and financial implications may not grant registration at his discretion . Registration shall entitle the party to enjoy the benefit, powers and privileges attached to be nominated by the Thana V. D. Officers from amongst the members of the V. D. party concerned . The District V. D. Officer can however allow Un- registered V. D. Parties to function under special circumstances. The operational Jurisdiction of a V. D. Party shall be confined within the limits of conventional boundary of a Village or group of Villages out of which the V. D. Party is formed . It is further provided that the Thana V. D. Officers may, under special circumstances, extend the operational jurisdiction of a V. D. Party.

No person having been convicted for crime against property or offences involving moral turpitude shall be entitled to become a member of any V. D. Party or committee formed under these Rules.

6. **Duties and functions of Village Defence Party :-**

The duties and functions of the Village Defence parties shall be laid down in Section 4 and Sub- Section (2) of Section 6 of the Act below,

1. To assist the police in the maintenance of law and order, peace and tranquility when needed.
 2. To carry out patrol and watch in the area allotted for the party to prevent theft burglaries, dacoities and other unlawful activities for protection of public lives and properties.
 3. To prevent commission of crime.
 4. To arrest proclaimed offenders and absconders and to produce such arrested persons to the nearest Police Station/Out-Post without delay.
 5. To carry out joint patrol with the Police/other Security Forces.
 6. To give information regarding suspicious and bad characters.
 7. To ensure that no undesirable element is admitted into the Organisation and enlisted as member of any Village Defence Parties.
 8. To carry on constructive works other welfare activities in the Village and to encourage intensive cultivation of food crops in its area.
 9. To render necessary assistance to Police in rescue and relief works connected with natural calamity.
7. **Penalty/Punishment:-**
Any member of a Village Defence Party who is guilty of any violation, wilful breach or neglect to the duties imposed by or under these Rules or who refuses to obey or comply with any lawful orders made by any competent authority under these Rules, shall be liable for disciplinary action as enumerated herein after.
- I. Temporary suspension from membership for a period not exceeding 6(six) months from the date of order
 - II. removal from the membership.

The district Village Defence Officer shall be competent to award these unishment after due enquiry.

Grant of rewards to member of Village Defence party:-

The Chief Controller, Deputy Inspector General of Police of Range concerned, District Village Defence Officer may grant, money rewards to any Village Defence Party member for commendable Services including welfare works as provided under Section 10 of the Village Defence Organisation Act, 1966 which may extend upto Rs 200/- only. For higher amount of rewards, suitable cases may be recommended to the Director General of Police who may grant rewards upto Rs. 1000/- only at a time.

Duties and functions of Naik:-

1. The Naik shall be responsible for actually turning out members of the Village Defence Party for patrol and watch duty. He shall check the workings of his party at night as far as possible. He shall maintain a Register of members of the village Defence Party detailed for watch or patrol duty at night.
 2. In addition to the duties and function specified above, the Naik of Village Defence Party shall perform duties and functions as laid down under section 4 and Sub-Section (2) and (3) of Section 6 of the act.
10. **Duties and functions of Primary Committee, its, President and Secretary :-**
- b. **Primary Committee :-** The duties and functions of the Primary Committee shall be :-
 - i. To constitute Village Defence Parties in its area.
 - i. To ensure smooth working of the Village Defence Parties.
 - ii. To divide the group of Village into convenient beats for purpose of effective patrol and watch.

- iii. To maintain a list of members of the Village Defence Parties.
- iv. To draw up a monthly programme of petrol.
- v. To ensure that no undesirable element is admitted into the organisation and enlisted as member of the Village Defence Party.

President of the Primary Committee :-

- i. The President of the Primary Committee shall be responsible for conducting the affairs of the Committee. He shall submit a fortnightly report of the working of the Village Defence parties to the Secretary of the Thana Committee and to report immediately any matter of public interest affecting the conduct of business and any incident affecting the interest of the organisation , law and order or welfare of the villages. He shall preside over its meetings.
- ii. In addition to the duties and functions specified above , he shall perform duties and functions laid down under section 4 and Sub- Section (1) to (3) of Sec. 6 of the Act.

Secretary of the Primary Committee :-

- i. The Secretary of the Primary Committee shall record the proceeding of the Committee meetings and forward copies of proceedings to the Secretary of the Thana Committee.
- ii. In addition to the duties and functions specified above, he shall perform duties and function as laid down under section and Sub-section (1) to (3) and section 6 of the Act.
- iii. The Secretary of the Primary Committee shall maintain proper accounts of Government money received and of articles and goods supplied by Government. He shall be responsible for loss of Government money and damage or loss of property supplied by Government. It shall be lawful for the district Village Defence Officer to make recoveries on the basis of these accounts.
- iv. The Secretary of the Primary Committee shall submit a fortnightly report to the Secretary of the Thana Committee showing the activities of Village Defence Parties during the preceding fortnight and also submit a monthly statement in the first week of every month showing the receipt and expenditure during the previous month.

11. **CHAPTER – III**

- 2. **Appointment of Circle Organiser, Village Defence Organisation :-**
- 3. The appointment of Circle Organiser shall be made by the District Village Defence Officer who shall be the appointing and Controlling Authority.