

**HARYANA COMMODITIES PRICE MARKING AND DISPLAY
ORDER, 1975**

2ND JUNE, 1975
PART-III

HARYANA GOVERNMENT

FOOD AND SUPPLIES DEPARTMENT

ORDER

THE 2ND JULY, 1975.

NO. G.S.R. 71/G.A 10/55/S.3/H.C.P.M. AND D.O./75-. Whereas for maintaining supplies, securing equitable distribution and availability at fair prices of certain essential commodities in the State of Haryana, the governor of Haryana is of the opinion that it is necessary and expedient so to do;

Now, therefore, in exercise of the powers conferred by section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with Government of India, Ministry of Food, Agriculture, Community Development and Co-operation Order No. G.S.R. 1111, dated the 24th July, 1967, and Government of India, Ministry of Industry and Civil Supplies (Department of Civil Supplies and Co-operation) S.O.No.681(E) dated the 30th November, 1974 the Governor of Haryana hereby makes the following order, namely:-

1. Short title and extent:-

- (1) This order may be called the Haryana Commodities Price Marking and Display Order, 1975.
- (2) It extends to all the urban and rural areas in the State of Haryana having a population of 5,000 or above.
- (3) It shall come into force at once.

2. Definitions:- In this order, unless the context otherwise requires.--

- (a) "Commodity" means any article or thing specified in column 3 of the Schedule.

(b) "Dealer" means a person who carries on the wholesale or retail business of selling or storing for sale any commodity, whether or not such business is carried on in addition to any other business;

(c) "Director" means the Director Food and Supplies, Haryana, and includes the Joint Director, Under Secretary (Administration), Deputy Director and Assistant Director, Department of Food and Supplies, Haryana and within the area of his jurisdiction the District Magistrate, the Executive Magistrate of the Ist class, Sub Divisional Magistrate, district Food and supplies controller, District Food and Supplies Officer, Assistant Food and Supplies Officer and the Inspector Food and supplies;

(d) "Government" means the Government of the state of Haryana;

(e) "List of Prices" means the list maintained from time to time by a dealer in the form prescribed in the Schedule indicating the prices of the commodities specified in column 3 of that schedule in which the dealer carries on his business;

(f) "Price" in relation to a commodity, means the amount of money for which the dealer sells or parts with or agrees to sell or part with, or offers to sell or part with that commodity or any variety or quality thereof, but does not include any tax payable under any law for the time being in force in respect of such commodity; and

(g) ""Schedule" means a schedule appended to this order.

3. Display of list of commodities, their quality, unit of price, price and opening balance- Every dealer shall, in respect of the commodities specified in column 3 of the Schedule, display conspicuously in the form prescribed in the schedule during the hours of business at a place as near to the entrance of his business premises as possible, the class of commodities, their quality, if any, unit of price and price in column 2,4,5 and 6 respectively of the schedule in Devnagri scrip in Hindi. He shall also display the daily opening balance of the controlled cloth, kerosene oil, diesel, oil, torch, cells, transistor cells, papers including exercise books, matches, baby foods, Razer blades and electric bulbs:

Provided that--

(i) the form of numerals to be used shall be the international form of Indian numerals;

(ii) the price, in the case of commodity which is added to the Schedule at any time after the Commencement of this order, shall be displayed not later than fifteen days, from the date on which such commodity is added to the Schedule;

(iii) in the case of any essential commodity which is out of stock, instead of writing the price thereof in the list, the words "OUT OF STOCK" shall be written in bold letters against that commodity.

(iv) the retail price of essential commodities so displayed shall not exceed the retail price, if any, fixed or recommended by the manufacturers or producers in respect of that category of essential article.

4. Signing of lists:

The list of prices mentioned in clause 3 shall be signed and dated by the dealer stating thereunder the capacity in which he has signed the list that is whether he is a proprietor, partner or manager of the firm. The name of the firm shall also be shown on the list.

5. Power to issue directions.-

(i) The Director if so authorised in writing by the Government may, in respect of any commodity, issue directions to any dealer or class of dealers that such commodity shall be sold by him in such quantity or number, subject to such conditions, after such intervals, and in such manner, as may be specified in such directions.

(ii) On and from the receipts of such directions, the dealer shall be bound to comply with such directions.

6. Prohibition of sale of commodities at prices higher than those specified in the list _____ No dealer shall _____.

(a) sell to any person any commodity at a price higher than the price specified in respect of such commodity in the list of prices; or

(b) refuse to sell such commodity to any person at the price so specified;

Provided that nothing in Sub-clause (b) shall apply to a dealer who has acted in compliance with any directions issued under clause 5.

7. Powers of entry, search and seizure

(1) For ensuring that the provisions of this order are being complied with by the dealer, the director shall have the power to _____

(i) enter the business premises of any dealer during business hours to inspect the list of prices and other information contained in the Schedule;

(ii) require any dealer or any person carrying on business on his behalf to give a copy of the list of prices or any other information in his possession in respect of the business and the dealer or such person, as the case may be shall give the copy of the list of prices or other information required of him;

(iii) inspect or cause to be inspected any book, document or any stock of articles belonging to or under the control of, any dealer or any person acting on his behalf and take such book, document or stock in his possession, and

(iv) search any premises or place and seize any article in respect of which he suspects that any provisions of this order has been, is being, or is about to be contravened.

(2) The provisions of section 100 of the Code of Criminal Procedure, 1973(parliament Act 2 of 1974), relating to search and seizure shall, so far as may be, apply to searches and seizures, under this order.

8. Repeal and Saving

The Punjab Commodities Price Marking and Display Order, 1966 is hereby repealed

Provided that repeal shall not affect the provisions operation of the said order anything duly done or suffered there under and shall not _____

(a) affect any right, privilege, obligation or liability acquired, accrued, or incurred under the said order, or

(b) affect any penalty, forfeiture or punishment imposed or incurred in respect of any offence committed against the said order; or

(c) affect any legal proceedings or remedy, in respect of any such right, privilege, obligation, liability penalty forfeiture or punishment as aforesaid and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if the order hereby repealed continued to be in force.

SCHEDULE

(See clauses 2(a) and 3)

Commodities in respect of which list of prices to be displayed

Sr.	Class of Commodities	Name of Commodity	Qty (if Any)	Unit of Price	Price	Opening balance of Stock for the day
1.	Food Stuffs including edible oil seeds and oils	Wheat Chakki Wheat flour Mill wheat flour Maize Maize flour Rice Basmati Rice Begmi Pulses Gram Desi Gram Kabli				

		sugar				
		Sugar Desi (Bura)				
		Gur				
		Shakkar				
		Desi Ghee				
		Vegetable ghee				
		Mustard Oil (Sarson oil)				
		Common salt				
		Haldi				
		Chillies				
		Spices				
		Bread				
		Butter				
		Eggs				
		Misri				
		Patesha				
		Khandsari				
		Sugar Bura				
		Sugar Balls				
		sugar Cubes				

		<p>Baby Foods</p> <p>Condensed Milk</p> <p>Tea (Leaves)</p> <p>Maida</p> <p>Suji (Rawa)</p> <p>Til Oil</p> <p>Ground Nut Oil</p> <p>Cotton seed Oil</p>				
2	Petroleum and petroleum products	<p>i. Kerosene Oil</p> <p>ii. Diesel Oil</p> <p>iii. Lubricating Oils</p> <p>iv. Petrol</p>				
3	Soap	<p>i. Washing soap</p> <p>ii. Toilet soap</p> <p>iii. Soap Flakes</p>				
4.	Inorganic heavy Chemicals	<p>i. Washing Soda</p> <p>ii. Caustic</p>				

		Soda				
5.	Iron and steel including manufactured products of iron and steel	i. Razor Blades ii. Utensils sold by weight or otherwise				
6.	Non ferrous Metals	i) Utensils of brass, copper and aluminum sold by weight or otherwise				
7.	Cattle Fodder including oil cakes and other concentrates	i. Wheat straw (Bhoosa) ii. Wheat bran				
8.	Component parts and accessories of automobiles	i) Spare parts of tractors				
9.	Coal including coke and other derivatives	i. Soft Coke ii. Hard Coke iii. Steam Coal				
10	General	i Cement ii. Matches				

		iii. Tyres and Tubes for cycles and rickshaws iv. Electric Bulbs v. Fluores cent tubes. vi. Battery cells. vii. Transist or cells viii. Paper includin g exercise books ix. Controlled cloths				
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Note.1. Price shall be specified separately in respect of different kinds, qualities, varieties or types of commodities.

Note II Where any commodity of any kind, quality, variety or type thereof is sold in tons, bottles, packages or in loose form, prices shall

be specified separately per tin, bottle, package or weight, as the case may be.

Note III In column 5, the unit of price in respect of different kind, qualities, varieties or types of each commodity shall be specified in terms of weight, quantity, number, packet, package, bottle, tin, drum or of any other unit in which prices are generally quoted.

Illustration--The price of sugar may be specified per kilogram of eggs per dozen and of kerosene oil per liter measured in terms of milliliters or liters.

Note:-IV List of prices shall be printed, typed or written in ink.

V.P.Johar
Secretary to Government Haryana,
Food and Supplies Department