

Procedure for Admission and Disposal of Application Rules, 2004

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In exercise of the powers conferred by clause (d) of sub-section (2) of Section 52 of the Unlawful Activities (Prevention) Act, 1967 (37 of 1967), the Central Government hereby makes the following rules, namely:

1. Short title and commencement :-

(1) These rules may be called the Procedure for Admission and Disposal of Application Rules, 2004 .

(2) They shall come into force on the date of their publication in the Official Gazette.

2. Making and admission of application :-

(1) An application under sub-section (1) of S.36 of the Unlawful Activities (Prevention) Act, 1967 shall be addressed to the Secretary to the Government of India in the Ministry of Home Affairs, North Block, New Delhi and presented personally or forwarded to him by registered post with acknowledgment due.

(2) The application shall set forth concisely the grounds for removal of the organization.

3. Disposal of application :-

(1) The application made under sub-section (1) of S.36 of the Unlawful Activities (Prevention) Act, 1967 shall be considered and disposed of by the Central Government within a period of forty-five days from the date of receipt of application.

(2) If the Central Government is satisfied that the application filed

under sub-section (1) of S.36 of the Unlawful Activities (Prevention) Act, 1967 is defective in any form, the Central Government shall, before rejecting such application, call upon the concerned organization or the person, as the case may be, to remove the defect within a period of thirty days and if he or it does so, the application shall be considered.