

**L. A. BILL No. VI OF 2023.**

*A BILL*

*further to amend the Maharashtra Police Act.*

**(As passed by the Legislative Assembly on the 25th March, 2023.)**

XXII of 5  
1951. WHEREAS it is expedient further to amend the Maharashtra Police Act,  
for the purposes hereinafter appearing ; it is hereby enacted in the Seventy-  
fourth Year of the Republic of India, as follows :—

- Short title. **1.** This Act may be called the Maharashtra Police (Amendment) Act, 2023.
- Amendment of section 2 of XXII of 1951. **2.** In section 2 of the Maharashtra Police Act (hereinafter referred to as “ the principal Act ”), in clause (6),— XXII of 1951.
- (a) after the signs and word “ “Commissioner ” ” the signs and words “ “ Special Commissioner ” ” shall be inserted and shall be deemed to have been inserted with effect from the 4th January 2023 ; 5
- (b) after the words “ Commissioner of Police ” the words “ Special Commissioner of Police ” shall be inserted and shall be deemed to have been inserted with effect from the 4th January 2023. 10
- Amendment of section 7 of XXII of 1951. **3.** In section 7 of the principal Act, after clause (a), the following clause shall be inserted and shall be deemed to have been inserted with effect from the 4th January 2023, namely :—
- “ (a-1) The State Government may also appoint the Special Commissioner of Police for Brihan Mumbai.”. 15
- Amendment of section 25 of XXII of 1951. **4.** In section 25 of the principal Act, in sub-section (2), in clause (a), after the words “Commissioner including” the words “ Special Commissioner ” shall be inserted and shall be deemed to have been inserted with effect from the 4th January 2023.
- 5.** Throughout the principal Act including preamble, for the words “ Greater Bombay ”, wherever they occur, the words “ Brihan Mumbai ” shall be substituted. 20
- Saving. **6.** Anything done or any action taken by the Special Commissioner of Police in exercise of the powers conferred on him under any orders issued by the State Government for the discharge of duties under the principal Act, shall be deemed to have been done or taken, as the case may be, in accordance with the provisions of the principal Act as amended by the Maharashtra Police (Amendment) Act, 2023. Mah. of 2023. 25

## STATEMENT OF OBJECTS AND REASONS.

Section 7 of the Maharashtra Police Act (XXII of 1951) provides for the appointment of Commissioner of Police for Brihan Mumbai or for any other area and also Additional Commissioners of Police and Joint Commissioners of Police for any of such areas.

2. With the progressively changing and expanding concept of the duties and functions of the welfare State and consequently of the Police Force, it has become necessary to bring about certain changes in the existing provisions of the Maharashtra Police Act, so as to enable Government as well as the Police Force to effectively exercise its powers and perform its functions under the Act. Therefore, one post in the grade of Additional Director General of Police has been made available as Special Commissioner of Police on the establishment of Commissioner of Police, Brihan Mumbai *vide* Government Resolution, Home Department, No. IPS-2022/C.R.437/Pol-1, dated the 4th January 2023, by the State Government for Brihan Mumbai. For that purpose, the Government considers it expedient to amend the Maharashtra Police Act for making statutory provisions by inserting the reference of the said post in the Act.

3. As the name of “ Greater Bombay ” is changed as “ Brihan Mumbai ” by the Maharashtra Act No. XXV of 1996 with effect from 4th September 1996, the opportunity has also been taken to substitute the term “ Greater Bombay ” as “ Brihan Mumbai ” throughout the said Act. The Government, therefore considers it expedient to amend the Maharashtra Police Act, suitably.

4. The Bill seeks to achieve the above objectives.

Mumbai,  
Dated the 28th February, 2023.

DEVENDRA FADNAVIS,  
Deputy Chief Minister.



ANNEXURE TO THE L. A. BILL No. VI OF 2023—  
THE MAHARASHTRA POLICE (AMENDMENT) BILL, 2023  
(Extracts from the Maharashtra Police Act, 1951)

**(Mah. XXII of 1951)**

**1.** \* \* \* \*

**2.** In this Act, unless there is anything repugnant in the subject or Definitions.  
context,—

(1) to (5A) \* \* \* \*

(6) “Director General and Inspector General”, “Additional Director General and Inspector General”, “Special Inspector General”, “Commissioner”, “Joint Commissioner”, “Additional Commissioner”, “Deputy Inspector General”, “Deputy Commissioner”, “Assistant Commissioner”, “Superintendent”, “Additional Superintendent” “Assistant Superintendent” and “Deputy Superintendent” means respectively, the Director General and Inspector General of Police, Additional Director General and Inspector General of Police, Special Inspector General of Police, Commissioner of Police, Joint Commissioner of Police, Additional Commissioner of Police, Deputy Inspector General of Police (including the Director of Police Wireless and Deputy Inspector General of Police, Police Motor Transport appointed under section 8A ), Deputy Commissioner of Police, Assistant Commissioner of Police, Superintendent of Police (including a Superintendent appointed under section 8A or 22A), Additional Superintendent of Police, Assistant Superintendent of Police and Deputy Superintendent of Police, appointed or deemed to be appointed under this Act.

(6A) and (6B) \* \* \* \*

(7) to (17) \* \* \* \*

**3. to 24.** \* \* \* \*

(c) \* \* \* \*

**25. (1) and (1-A)** \* \* \* \*

(2) (a) The Director General and Inspector General including Additional Director General, Special Inspector General, Commissioner including Joint Commissioner, Additional Commissioner and Deputy Inspector-General shall have authority to punish an Inspector or any member of the subordinate rank under sub-section (1) or (1A). A superintendent shall have the like authority in respect of any police officer subordinate to him below the grade of Inspector and shall have powers to suspend an Inspector who is subordinate to him pending enquiry into a complaint against such Inspector and until an order of the Director-General and Inspector-General or Additional Director-General and Inspector-General and including the Director of Police Wireless and Deputy Inspector-General of Police can be obtained.

Punitive powers of Director-General and Inspector General, Commissioner, Deputy Inspector-General (including director of Police Wireless) and Superintendent and Principal of Training Institution.

(b) \* \* \* \*

(ba) \* \* \* \*

(c) \* \* \* \*

(3) \* \* \* \*

**26. to 168.** \* \* \* \*

SCHEDULES. \* \* \* \*

**MAHARASHTRA LEGISLATURE  
SECRETARIAT**

**[L. A. BILL No. VI OF 2023.]**

**[A Bill further to amend the  
Maharashtra Police Act.]**

[ SHRI DEVENDRA FADNAVIS,  
Deputy Chief Minister.]

**[As passed by the Legislative Assembly  
on the 25th March, 2023.]**

RAJENDRA BHAGWAT,  
Principal Secretary,  
Maharashtra Legislative Assembly.