

(AS ON 31.3.87)

FOREIGNERS (RESTRICTION ON RESIDENCE)

ORDER, 1968

GOVERNMENT OF INDIA

MINISTRY OF HOME AFFAIRS

New Delhi-1, the 5th September, 1968/14th Bhadra, 1890

NOTIFICATION

In exercise of powers conferred by section 3 and section 3A of the Foreigners Act, 1946 (31 of 1946), the Central Government hereby makes the following Order, namely: -

1. Short title and commencement:

- (1) This Order may be called the *Foreigners (Restriction on Residence) Order, 1968*.
- (2) It shall come into force on the date of its publication in the official Gazette.

2. Definition. -

In this Order-

- (1) **'civil authority'** means such authority as may be appointed by the Central Government in this behalf for such area as it thinks fit;
- (2) **'consular post'** means any consulate-general, consulate, vice-consulate or consular agency.

3. Restrictions on residence of foreigners in certain areas. -

No foreigner (Other than a foreigner who is a member of a foreign diplomatic mission or consular post or trade mission or a member of this family forming part of the household of such foreigner, or a person in the private employment of such foreigner or of a member of his family) shall, except under and in accordance with the permission in writing of the civil authority, stay or reside in any premises or area belonging to, or occupied by any foreign diplomatic mission, consular post or trade mission in India.

4. Permission when to be refused or withdrawn. -

- (1) Where permission is applied for, or has been granted, under paragraph 3 of this Order, such permission shall be refused or, as the case may be, withdrawn, if the civil authority is satisfied that-
 - (a) the foreigner has failed to comply with any order instruction or process issued under the Foreigners Act, 1946 (31 of 1946); or

- (b) the foreigner's presence is required to answer a criminal charge or in connection with any civil proceeding; or
 - (c) the grant of such permission to, or the retention of such permission by the foreigner-
 - (i) may prejudice the relations of the Central Government with any foreign power; or
 - (ii) may not be conducive to the public interest; or
 - (d) the foreigner has wilfully furnished particulars which are materially incorrect.
- (2) Whenever a civil authority refuses to grant or, as the case may be, withdraws, the permission as aforesaid, it shall report the matter forthwith to the Central Government, which may cancel or modify the order in such manner as it thinks fit.

(6/24/68-F.I.)

Sd/-

(J. C. AGGARWAL)

Jt. Secy. to the Government of India

(AS ON 31.3.87)

GOVERNMENT OF INDIA
MINISTRY OF HOME AFFAIRS

New Delhi-1, the 5th September, 1968/14th Bhadra, 1890

NOTIFICATION

In pursuance of sub-paragraph (1) of paragraph 2 of the Foreigners (Restrictions on Residence) Order, 1968, published with the notification of the Government of India, in the Ministry of Home Affairs No. 6/24/68-F.I., dated 5th September, 1968 the Central Government hereby appoints every civil authority appointed in pursuance of sub-paragraph (2) of the Foreigners Order, 1948, in respect of any area, as the civil authority for the purpose of the Foreigners (Restrictions on Residence) Order, 1968 in respect of that area.

(No. 6/24/68 (i) – F.I.)

Sd/-

(J. C. AGGARWAL)

Jt. Secy. to the Government of India