

ORDER

WHEREAS, a large number of commercial places, network service providers and shops have come up in the Metropolitan area of Howrah as notified in this behalf, in the popular name Cyber Cafe,

AND WHEREAS, a large number of people frequently visit these Cafes to use the internet, computer network facilities available in those cyber cafes,

AND WHEREAS, there is every likelihood that the said facilities might be used by persons knowingly or intentionally to mislead the security and investigating agencies, commit offence as defined in Chapter-XI of the Information Technology Act, 2000 (21 of 2000), create panic in the public, help in anti-national activities affecting security of the state,

AND WHEREAS, it is felt expedient to cause immediate prevention of those apprehended danger and arrange for speedy remedy thereof, in the interest of public tranquility, safety of human life, prevention of injury, annoyance to persons etc.,

NOW THEREFORE, in exercise of the power conferred by sub-section (I) read with sub-section (3) of section 144 of the Code of Criminal Procedure, 1973(2 of 1974), I, Tanmay Ray Chaudhuri, Commissioner of Police, Howrah and Executive Magistrate in relation to the Metropolitan area of Howrah and being empowered so to do by the State Government Home (Police) Department Order No. 3636-PL/PB/14M-138/04 dt. 26.08.2011 to act under Section 144 of the Code of Criminal Procedure, 1973 (2 of 1974), do hereby order, the owners of the said cyber cafes and persons having management of those cyber cafes to follow the followings in respect of those cyber cafes, viz. :-

- a) Prohibiting the use of cyber cafe by unknown person and whose identity has not been established before the owner of the cafe.
- b) Maintaining a register for identity of the visitors or users.
- c) Make an entry in the handwriting of the visitors or users maintaining name, address, telephone number and identity proof. The visitors/users shall also sign the register kept for this purpose.
- d) The identity of the visitors or users shall be established through Identity Card, Voter Card, Ration Card, Driving License, Passport and Photo Credit Card (any one of them).
- e) Activity server log should be preserved in main server and its record should be preserved for at least six months from the point of last use.
- f) If any activity of any visitors or users is of a suspicious nature, the owner of Cyber Cafe shall immediately inform the nearest Police Station.
- g) Record be maintained about the specific computer used by the visitor or user.

This order shall come into force on and from **8th day of February, 2019** and remain in force for a period of 60 (sixty) days i.e., upto **8th day of April, 2019** unless rescinded or altered earlier.

Any person contravening this order, is liable to be punished under Section 188 of the Indian Penal Code.

As the notice cannot be served individually on all concerned the order is hereby passed ex-parte. It shall be published for the information of public through press and by affixing copies on the notice boards of the offices of all Divisional D.Cs, A.Cs and all Police Stations concerned;

Given under my hand and seal this day, the 05th February, 2019

Sd./-
(Dr. Tanmay Ray Chaudhuri)
Commissioner of Police, Howrah.
&
Executive Magistrate for the
Metropolitan area of Howrah.

**Government of West Bengal
Office of the Commissioner of Police, Howrah
28 Nityadhan Mukherjee Road
New Hut Complex, Telkalghat Rd.
Howrah- 711101**

IMMEDIATE/BY SPECIAL MESSENGER

Memo No. 163 (72)/CP

Date – 05/02/2019

Copy forwarded to :-

- 1) The Addl. Chief Secretary, Home Department, Govt. of West Bengal for kind information.
- 2) The Director General & Inspector General of Police, West Bengal for kind information.
- 3) The Addl. Director General of Police, Law and Order, West Bengal.
- 4) The District Magistrate, Howrah.
- 5) The Commissioner, HMC.
- 6) The Director, Department of I & C.A., Govt. of West Bengal, Writer's Building, Kolkata for immediate publication in all the leading Newspapers including Hindi.
- 7) The Superintendent, Government Printing, West Bengal, Alipore, Kolkata for publication in an extra-ordinary issue of the Kolkata Gazette.
- 8) The Director, Dooradarshan Kendro, Kolkata, Dooradarshan Bhavan, Golf Green, Kolkata-45 for immediate announcement.
- 9) The News Editor, All India Radio, Eden Garden, Kolkata, for immediate announcement in the A.I.R.
- 10) The Chairman, Howrah Chamber of Commerce and Industry.
- 11) DC, HQ / DC, SB/ DC, Traffic/ DC, Zone-II (South Divn.)/ DC, Zone-I (North Division) of Howrah Police Commissionerate.

DC HQ, HPC is requested to Publish the same in the Howrah Police Gazette.

- 12) The Assistant Deputy Commissioners of Police (South Divn.), Howrah Police Commissionerate.
- 13) All Assistant Commissioners of Police, Howrah Police Commissionerate.
- 14) The Officer-in-Charge, Control Room / CCRB / OC License of Howrah Police Commissionerate.
- 15) OCs of All Police Stations under Howrah Police Commissionerate.
- 16) Chairman of all Babosayee Samities in Howrah Police Commissionerate area.
- 17) Secretary & President of all Transport Associations.
- 18) Owners of all Cyber Cafes in Howrah Police Commissionerate area.

---- for information & necessary action.

Sd./-
**Commissioner of Police
Howrah.**