

Directorate General  
Central Industrial Security Force  
(Ministry of Home Affairs)

Block No.13, CGO Complex,  
Lodhi Road, New Delhi -3.

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Sub : DUTIES AND POWERS OF CISF PERSONNEL : REG

CISF is a Central Armed Police Force (CAPF) of the Union of India. It was declared an Armed Force of the Union of India in the year 1983 vide Gazette Notification published in the Gazette of India Extraordinary Part-II Section-I dated 28.05.1983.

2. As per the amendment carried in CISF Act vide CISF(Amendment) Act,2009, No. 22 of 2009 dated 16.03.2009, CISF has also been mandated to extend security cover to certain joint/private venture companies whose security is essential to ensure the economic infrastructure of the country.

3. Of late, it has come to the notice of this Directorate that some of CISF Units are failing to take pro active action in protecting and securing the undertakings. At times they are reluctant for one reason or the other to assist the management in handling situations like crime prevention, theft, encroachments inside the plant premises, controlling illegal union activities, dharna, gherao etc. In order to clear the doubts , paras which follow give the duties and powers of CISF personnel as enshrined in various Statutes.

4. Duties of the Member of Force as prescribed in Section 10 of CISF Act 1968 (as amended upto date) are as under :-

- a) Promptly obey and execute all orders lawfully issued by his superior authority.
- b) To protect and safeguard the industrial of Central Govt: State Govt, undertaking wherever deployed and such other installation as are vital for carrying out work in those undertaking's
- c) To protect and safeguard employees and undertaking referred above.

- d) Do any other act conducive for better protection and security of industrial undertaking and its employees.

5. **It may be appreciated that as prescribed in clause (e) of Section 10** that “any act conducive to the better protection and security of the industrial undertakings/installations is within the powers of Member of the Force deployed for the protection and security of the undertakings/installations.” We may not wait for arrival of police or the presence of Magistrate for taking any steps in this regard against any activities which threatens the security of the installation. Such activities which were potentially illegal must be prevented within the premises of the undertakings/installations.

6. A list of Do's & Don't is given below to give an idea about the activities which necessitates action on the part of CISF personnel to protect the installation. This list is enumerative and not exhaustive.

#### **Do's**

- The CISF personnel should be utilized effectively for protection of installation against mob violence particularly where there is delay in arrival of police.
- The Unit Commander should work in close liaison with management for above protection.
- During strike, CISF should take adequate measures for ensuring Security and protection of installation and property.
- Loyal Employees should also be protected against any violence.
- CISF personnel may not interfere in non-violent gherao but as and when there is imminent danger to official of industrial undertaking under gherao, CISF would immediately take appropriate action to protect the persons under the gherao.
- CISF is duty bound to protect the property of undertaking under all circumstances.
- To collect and disseminate intelligence on labour, union activities.
- Enforcement of prohibiting order like seizure of loudspeaker etc may be done if local magistrate had issued the prohibitory orders earlier or does so on the spot.
- Protection of property inside the premises during transportation should be ensured. CISF is to guard all property in a given premises

of the undertaking. Even though the property may not belong to management or has not been taken on the charge of management.

- Not to interfere in meeting outside the main gate or boundary of undertaking as it may be legitimate meeting. CISF can take action within the limits prescribed under section 11 of CISF Act 1968.
- The CISF personnel may not allow any dharna, procession inside the premises of the undertaking (declared as prohibited area).
- CISF can round up and remove anti social elements etc from within the plant premises.

#### **Dont's**

- Removal of encroachments outside.
- Serving suspension/discharge order on employee but entering of such employee may be stopped by CISF.
- Not expected to perform traffic, law & orders duties in township generally or even during special occasions.

7. It may be appreciated that all kinds of situations can be adequately dealt by the CISF itself without much intervention of the police under sub clause (e) of Section 10 of CISF Act which gives an ample powers to CISF to deal with such situation.

8. (A) **Section 11 of the CISF Act** empowers CISF personnel to arrest without a warrant anyone :-

- a) Who attempts to cause or cause hurt, wrongful restraint, assault, use force against or deter or stop the employee from doing anything.
- b) Who conceals his presence, or against whom reasonable suspicion exists that he is going to commit cognizable offence against plant property.
- c) Who commits or attempts to commit a cognizable offence which leads to danger to the life of any worker of the industrial undertaking where he is deployed.

(B) CISF personnel are authorized to remove any trespasser from plant premises under Section 11(2) of the Act.

9. Thus the **power of arrest** given to the member of the force are very clear and it can be effectively used against any person(s) whose activities may affect the security of plant and employee.

10. **Section 12 of the CISF Act** gives powers to CISF Head Constables and above to search without warrant anyone who is going to commit any offence mentioned in Section 11 and warrant cannot be obtained without offender being given an opportunity to escape.


11. **Powers of search** given to CISF personnel are comprehensive and should be used against antisocial elements whose activities may adversely affect the security of the plant and employees. The powers of arrest, search under section 11 & 12 should be appropriately invoked whenever the situation so warrants.

12. The powers of arrest, search and protection to member of Force given in CISF Act & Rule are also supplemented by various statutes i.e CrPC (Section 45, 129,130,131,132, 197(2), IPC (Section 179 & 186) and Arms Act (Section 19, 22(2) and 24). These are available to CISF personnel while discharging bonafide duties.

13. The Unit Commanders are better judges of the situation on the ground and therefore they need to take effective proactive steps to achieve confidence of the Management by applying the powers conferred under CISF Act 1968 and other statutes.

14. It is reiterated that the Unit Commanders should not present CISF in a poor and improper light before the management by stating that CISF personnel do not have powers to take any action even when there is a threat or imminent threat to the undertaking/installation or its employees inside the premises of the undertaking.

15. This is issued with the approval of competent authority.

  
(Shikha Goel)  
Dy Inspector General/Pers.

**To**

1. All Sector IsG, Director NISA.
2. All DisG (Zonal/Plant/Airport/DOS/DAE/GBS/DMRC/SSG/RTCs).

**Internal :-**

1. Sr.PS to DG : for kind information of DG.
2. PS to SDG/APS : for kind information of SDG/APS.
3. PS to ADG/HQrs : for kind information of ADG.
4. IG(Adm)/IG(HQrs)/IG(APS)
5. All DisG at FHQ.
6. AIG/Tech : Please place this circular on CISF Web.