

भारत सरकार Government of India
रेल मंत्रालय Ministry of Railways
रेलवे बोर्ड (Railway Board)

No.2011/O&M/2/7

Dated: 18/08/2011

The General Manager,
All Indian Railways/PUs,
DG/RDSO & DG/RSC

Reg: Use of State Emblem of India

Attention is invited to Ministry of Home Affairs' reference dated 26.7.2011 regarding guidelines/instructions on use of State Emblem of India (SEI). (copy enclosed for ready reference)

2. In terms of Ministry of Home Affairs guidelines, the State emblem of India (SEI) is to be depicted invariably together with the motto 'Satyameva Jayate' in Devanagari Script on Official stationery, seals, vehicles, websites etc. In addition, only authorities who are authorized to use SEI as stipulated in State Emblem of India (Prohibition of Improper Use) Rules 2007 and State Emblem of India (Prohibition of Improper Use) Act, 2005 are to use the state emblem and that too in proper form only.

3. In this connection, a copy each of State Emblem of India (Prohibition of Improper Use) Rules 2007, State Emblem of India (Prohibition of Improper Use) Act, 2005 along with State Emblem of India (Regulation of Use) Amendment Rules, 2010 is enclosed for information, guidance and strict compliance.

4. Suitable instructions may be issued in this regard to all PHODs/HODs/DRMs/ADRM, CPROs and other concerned down the line for information, guidance and strict compliance. It should be ensured that SEI is used in proper manner and no unauthorized use of State Emblem is made on Stationery, Vehicles, visiting card etc by any individual/official. Any violation of the extant guidelines would be viewed seriously and action would be taken under D&A Rules.

DA: As above


(P.P.Sharma)

Joint Secretary/Railway Board

Copy forwarded to:

FA&CAOs of All Indian Railways & PUs.

Director General Railway Staff College, Vadodara, Directors, IRIMEE, Jamalpur/IRICEN, Pune and IRISSET, Secunderabad/IRIEE, P.B. No. 33 Nasik Road, Maharashtra and IRCAMTECH, Area Office Maharajpur, Gwalior.

...2/-

The Chairman, Railway Recruitment Boards, Ahmedabad, Ajmer, Allahabad, Bangalore, Bhopal, Bhubneshwar, Mumbai, Calcutta, Chandigarh, Gorakhpur, Guwahati, Jammu, Malda, Chennai, Muzaffarpur, Patna, Ranchi, Secunderabad and Trivandrum.

The Directors(Iron & Steel), 3. Koilaghat Street, Calcutta.

The Chief Mining Adviser, Ministry of Railways, Dhanabad.

The Secretary, Railway Rates Tribunal, Chennai.

The Managing Director, RITES, Plot No. 1, Sec-29, Gurgaon, Haryana -122001.

The Managing Director, IRCON International Ltd. C-4, District Centre Saket, New Delhi - 110017

The Managing Director, CONCOR, C-3, Mathura Road, Opposite Apolo Hospital, New Delhi -110076

The Managing Director, IRFC, U.G .Floor, East Tower, Bhisham Pitamah Marg ,Pragati Vihar, Lodhi Road, New Delhi-110003

The Managing Director, KRCL, Sec-11,Plot No.-6, Belapur Bhawan, CBD, Belapur, Navi Mumbai-400614

The Managing Director, RVNL, August Kranti Bhawan, 1st Floor, Bhikaji Cama Palace, New Delhi -110022.

The Managing Director, MRVC, 2nd Floor, Church Gate, Station Building ,Mumbai-400020

The Managing Director, IRCTC, 9th Floor, Bank of Baroda Building,-16, Sansad Marg, Parliament Street, New Delhi-110001

The Managing Director, DFCCIL, 5th Floor, Metro Bhawan, Pragati Maidan, New Delhi-110066

The Managing Director, Pipava Railway Corporation Ltd, 1st Floor, Jeevan Tara Building Gate No. 4, No.5, Parliament Street, New Delhi-110001,

The Vice Chairman, RLDA, Near Safdarjang Railway Station, Moti Bagh, New Delhi

The Managing Director, RCIL, 10th Floor , Bank of Baroda Building, 16 Parliament Street
New Delhi,

The Managing Director, IRWO, Railway Complex, Shivaji Bridge, New Delhi.

The Executive Director, CRIS, Chankyapuri, New Delhi.

Office of the Chief Project Administrator/Telecom, Central Organisation for Telecom Consultancy, Shivaji Bridge, New Delhi.

The Chairman, Railway Claims Tribunal, 2, Rajpur Road Delhi.

The Director (Movement), Railways/Calcutta.

Medical Director/Chief Medical Superintendent, Cancer Institute, Varanasi.

The General Secretary, I.R.C.A., New Delhi

Chief Commissioner of Railway Safety, Lucknow.

No. 13/1/2009-Public
Government of India / Bharat Sarkar
Ministry of Home Affairs / Grih Mantralaya

North Block, New Delhi.
Dated the 26th July, 2011.

To

The Chief Secretaries / Administrators of
all State Governments. / UT Administrations.

Subject:- Display of complete State Emblem of India with the motto
"Satyameva Jayate" - Truth alone triumphs - written in Devanagari
script below the profile of the Lion Capital.

Sir/Madam,

The State Emblem of India is the official seal of the Government of India. The State Emblem is an adaptation from the Sarnath Lion Capital of Asoka. The Emblem consists of the profile of the Lion Capital showing three Lions mounted on the abacus, with a Dharma Chakra in the centre, a bull on the right, a galloping horse on the left and outlines of Dharma Chakras on the extreme right and left with the motto "Satyameva Jayate" - written in Devanagari script below the profile of the Lion Capital [a copy of the design of the State Emblem of India is enclosed]. This Ministry had issued advisories dated 15th November 2007, 22nd September 2009, 7th September, 2010 and 1st February, 2011 in this regard.

2. In spite of this Ministry's aforesaid advisories, it has been brought to the notice of this Ministry that various Government agencies who are using the State Emblem of India on their stationery, publications, seals, vehicles, buildings, websites etc., often omit the motto "Satyameva Jayate" and are only depicting the profile of the Lion Capital. It may be noted that the State Emblem of India is incomplete without the motto "Satyameva Jayate" inscribed (in Devanagari script) below the profile of the Lion Capital.

3. It has also been brought to the notice of this Ministry that various individuals/authorities who are not authorized to use the State Emblem of India, are using the same on the stationery, vehicles etc. It may kindly be noted that the use of the State Emblem of India is restricted to the authorities/purposes specified in the aforesaid Rules.

4. Incomplete display of the State Emblem of India and its unauthorized use is a violation of the State Emblem of India (Prohibition of Improper Use) Act, 2005 and the State Emblem of India (Regulation of Use) Rules, 2007. Contempt

petitions have been filed in the Hon'ble High Court of Calcutta regarding incomplete display of the State Emblem of India.

5. It is therefore, again reiterated that the Government agencies who are authorized to use the State Emblem of India for various official purposes must depict the complete picture of the 'State Emblem' together with the motto "Satyameva Jayate" - in Devanagari script - inscribed below the profile of Lion Capital, as per the enclosed format and also to ensure that no unauthorized use of the State Emblem of India is made on stationery, vehicles etc.

6. Suitable instructions in this regard may please be issued to all concerned agencies. Strict action should be taken against the concerned officials (for incomplete display of the SEI) and individuals/organisations (who are using SEI unauthorizedly) for any violation in this regard.

Encls. : As above

Yours faithfully,

M. Shyamala
(Shyamala Mohan)

Director to the Govt. of India
Tel. No. 2309 2587

Copy to:-

1. Cabinet Secretariat, New Delhi.
2. President's Secretariat, Rashtrapati Bhawan, New Delhi.
3. Vice-President's Secretariat, New Delhi.
4. Prime Minister's Office, South Block, New Delhi.
5. All Ministries/Depts. of Govt. of India
6. Election Commission of India, New Delhi
7. Lok Sabha Secretariat, New Delhi.
8. Rajya Sabha Secretariat, New Delhi.
9. Registrar, Supreme Court of India, New Delhi.
10. Delhi High Court, New Delhi.
11. Office of Comptroller and Auditor General of India, New Delhi.
12. The Union Public Service Commission, New Delhi.
13. Central Vigilance Commission, New Delhi
14. Planning Commission, Yojana Bhawan, New Delhi
15. All attached & Subordinate Offices of the Ministry of Home Affairs.
16. 20 Spare copies

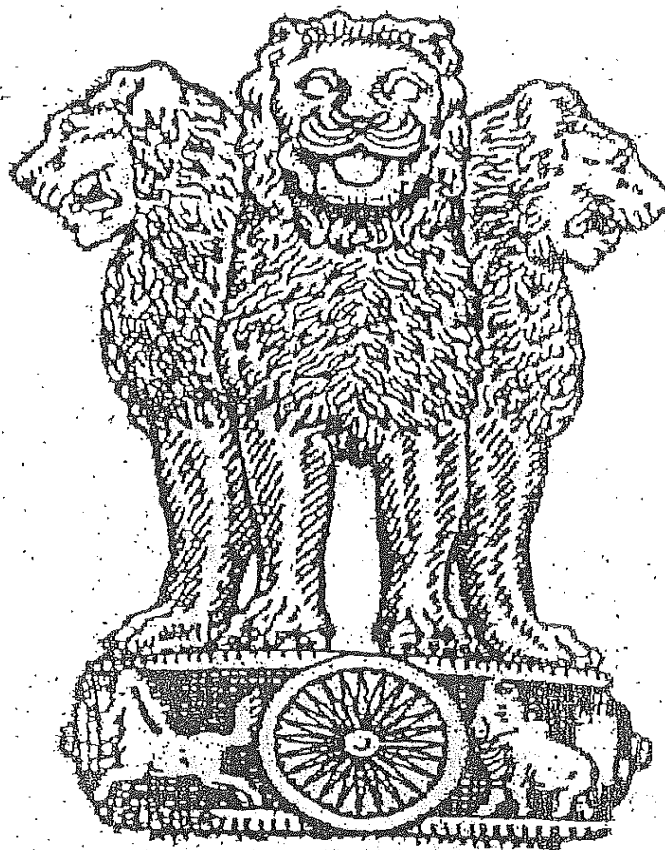
APPENDIX I



सत्यमेव जयते

Note.— This design is in simplified form and meant for reproduction in small sizes, such as for use in stationery, seals and die-printing.

APPENDIX II



सत्यमेव जयते

Note.— This design is more detailed and meant for reproduction in bigger sizes.

T. K. VISWANATHAN,
Secy., to the Govt. of India.

PRINTED BY THE MANAGER, GOVT. OF INDIA PRESS, MINTO ROAD, NEW DELHI AND PUBLISHED BY
THE CONTROLLER OF PUBLICATIONS, DELHI—2005.

MGIPMRND—4742GI—23-12-2005.

No.	Name of the Government of India's Ministries/Departments
1	Department of Space, New BEL, Bangalore-560094
2	Department of Ayush, Indian Racecourse Building, New Delhi-110001
3	Department of Economic Affairs, North Block, New Delhi-110001
4	Ministry of Housing & Urban Poverty Affairs, Nirman Bhawan, New Delhi
5	Department of Secondary and Higher Education, Shastri Bhawan, New Delhi
6	Department of Consumer Affairs, Krishi Bhawan, New Delhi
7	Department of Fertilizer, Shastri Bhawan, New Delhi
8	Ministry of Corporate Affairs, Shastri Bhawan, New Delhi
9	Department of Personnel & Training, North Block, New Delhi
10	Ministry of Agricultural Research and Education, Krishi Bhawan, New Delhi
11	Department of Agriculture and Cooperation, Krishi Bhawan, New Delhi
12	Ministry of Road, Shastri Bhawan, New Delhi
13	Department of Food & Public Distribution, Krishi Bhawan, New Delhi
14	Food Processing, Ministry of Udyog, Panchsheel Bhawan, August Kranti Marg, New Delhi
15	Ministry of Mines, Shastri Bhawan, New Delhi
16	Ministry of Home Affairs, North Block, New Delhi
17	Department of Rural Development, Krishi Bhawan, New Delhi
18	Ministry of Tribal Affairs, Shastri Bhawan, New Delhi
19	Ministry of Water Resources, Sharam Shakti Bhawan, New Delhi
20	Department of Post, Dak Bhawan, Sansad Marg, New Delhi
21	Department of Telecommunication, 347-D, Dak Bhawan, Sansad Marg, New Delhi
22	Ministry of New & Renewable Sources of Energy, CGO Complex, Block-14, New Delhi-3
23	Ministry of Civil Aviation, Rajiv Gandhi Bhawan, Safdurjung Airport, New Delhi-3
24	Department of Atomic Energy, Anu Shakti Bhawan, Chhatrapati Shivaji Maharaj Marg, Mumbai-400039
25	Ministry of Tourism, Transport Bhawan, New Delhi
26	Ministry of Environment & Forests, Paryavaran Bhawan, CGO Complex, New Delhi-3
27	Department of Animal Husbandry, Dairying and Fisheries, Krishi Bhawan, New Delhi
28	Department of Supply, 'C' Wing, Nirman Bhawan, New Delhi
29	Ministry of Petroleum & Natural Gas, Shastri Bhawan, New Delhi
30	Department of Shipping Transport, Parivahan Bhawan, New Delhi
31	Ministry Earth Science, CGO Complex, Block No.12, New Delhi
32	Department of Administration Reforms & Public Grievances, Sardar Patel Bhawan, New Delhi
33	Department of Bio-Technology, CGO Complex, Block No.2, New Delhi
34	Department of Financial Services, Jeevan Deep Building, Sansad Marg, New Delhi
35	Election Commission Of India, Nirvachan Sadan, Ashok Road, New Delhi
36	O/O the Comptroller & Auditor General of India, 10, Bahadur Shah Marg, New Delhi
37	Department of Heavy Industry, Udyog Bhawan, New Delhi
38	Department of Land Processing, NBO Building, 'G' Wing, Nirman Bhawan, New Delhi
39	Cabinet Secretariat, Rashtrapati Bhawan, New Delhi
40	Department of Women & Child Development, Shastri Bhawan, New Delhi
41	Ministry of Youth Affairs & Sports, Shastri Bhawan, New Delhi
42	Planning Commission, Yojna Bhawan, New Delhi
43	Ministry of Defence, South Block, New Delhi
44	Department of Chemical & Petro Chemical, Shastri Bhawan, New Delhi
45	Department of Revenue, North Block, New Delhi
46	Railway Board, Rail Bhawan, New Delhi
47	Ministry of Small Scale Industries, Udyog Bhawan, New Delhi MSME, Udyog Bhawan, New Delhi
48	Department of Public Enterprises, Block-14, CGO Complex, New Delhi
49	Ministry of Textiles, Ministry of Industry, Udyog Bhawan, New Delhi
50	Ministry of Commerce, Udyog Bhawan, New Delhi

51	Department of Scientific and Industrial Research, Technology Bhawan, New Mahrauli Road, N.Delhi-16
52	Ministry of External Affairs, South Block, New Delhi
53	Ministry of Power, Sharam Shakti Bhawan, New Delhi
54	Department of Legal Affairs, Shastri Bhawan, New Delhi
55	Department of Legislative, Shastri Bhawan, New Delhi
56	Ministry of Development of North Eastern Region, Vigyan Bhawan, New Delhi
57	Department of Expenditure, North Block, New Delhi
58	Ministry of Urban Development, Nirman Bhawan, New Delhi
59	Ministry of Labour & Employment, Sharam Shakti Bhawan, New Delhi
60	Union Public Service Commission, Dhoolpur House, Shanjhan Road, New Delhi
61	Ministry of Parliamentary Affairs, 87 Sansad Marg, New Delhi
62	Ministry of Cultural, Shastri Bhawan, New Delhi
63	Ministry of Statistics & Programme Implementation, Sardar Patel Marg, New Delhi
64	Ministry of Social Justice & Empowerment, Shastri Bhawan, New Delhi
65	Ministry of Information & Broadcasting, Shastri Bhawan, New Delhi
66	Ministry of Health & Family Welfare, Nirman Bhawan, New Delhi
67	Department of Road Transport & Highways, Privahan Bhawan, New Delhi
68	Department of Disinvestment, Block-II & 14-A, CGO Complex, Lodi Road, New Delhi
69	Ministry of Panchayati Raj, Sardar Patel Bhawan, New Delhi
70	Ministry of Minority Affairs, Shastri Bhawan, New Delhi
71	Minority Commission, Prayavaran Bhawan, New Delhi
72	Ministry of Steel, Udyog Bhawan, New Delhi
73	Department of Space, Lok Nayak Bhawan, New Delhi
74	Department of Atomic Energy, South Block, New Delhi
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MINISTRY OF HOME AFFAIRS
NOTIFICATION

New Delhi, the 22nd July, 2010

G.S. No. 643(E).—In exercise of power conferred by section 11 of the State Emblem of India (Protection of Impersonation) Act, 2003, the Central Government hereby makes the following rules to amend the State Emblem of India (Regulation of Use) Rules, 2007 namely:—

1. (1) These rules may be called the State Emblem of India (Regulation of Use) Amendment Rules, 2010.

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

2. In the State Emblem of India (Regulation of Use) Rules, 2007, hereinafter referred to as the said Rules, in rule 10, for sub-rule (4), the following sub-rule shall be substituted namely:—

“(4) No professional qualification or private profession shall be mentioned with the name of the person authorised to use the emblem under these rules on the stationery, including letter heads, visiting cards and greetings cards with emblem printed or embossed on it.”

3. In the said rules,—

(i) In Schedule I, for the Explanation, the following Explanation shall be substituted, namely:—

“Explanation—For the purpose of this Schedule, the expression ‘officer’ shall mean a gazetted officer.”

(ii) In Schedule II, in part I for paragraph (ii), the following paragraph shall be substituted, namely:—

“(ii) (a) car of Vice-President when he or his spouse is travelling by such vehicle;

(b) the spare car following the car of the Vice-President.”

(iii) In Schedule III, for the Explanation, the following Explanation shall be substituted, namely:—

“Explanation—For the purpose of this Schedule, ‘Government’ includes the Central Government, State Governments, Union Territory Administrations and other Officers mentioned in Schedule I.”

[G. No. 1132004-Public]

R. P. NATH, Jr. Secy.

Foot Note.—The principal rules were published in the Gazette of India, Part II, Section 3, Sub-section (i) vide G.S. No. 643(E), dated the 6th October, 2007.

[To be published in the Gazette of India, Extraordinary, Part II, Section 3, Sub-section (i) dated the 4th October, 2007]

Government of India
Ministry of Home Affairs

New Delhi, the 4th October, 2007

Notification

G.S.R.643(E).- In exercise of the powers conferred by section 11 of the State Emblem of India (Prohibition of Improper Use) Act, 2005 (50 of 2005), the Central Government hereby makes the following rules regulating the use of the State Emblem of India in official seal and on stationery and its design, namely:-

1. Short title, extent, application and commencement- (1) These rules may be called the State Emblem of India (Regulation of Use) Rules, 2007.

(2) It extends to the whole of India and also to the citizens of India outside India.

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

2. Definitions.- In these rules, unless the context otherwise requires,-

- (a) "Act" means the State Emblem of India (Prohibition of Improper Use) Act, 2005 (50 of 2005);
- (b) "emblem" means the State Emblem of India as defined in clause (b) of section 2 of the Act;
- (c) "Schedule" means a Schedule appended to these rules;
- (d) "State Government" in relation to a Union territory means the Administrator of that Union territory appointed by the President under article 239 of the Constitution.

3. Design of the official seal.- (1) The design of the Official Seal shall have the emblem enclosed in an oval or round frame.

(2) The name of the Ministry or the office shall appear between the inner and outer rims of the frame.

(3) The abbreviated form of the name of a Ministry or the office may be inscribed where it is not possible to accommodate the name in full.

4. Adoption by States or Union territories.- (1) A State Government may adopt the emblem as the official Emblem of the State or the Union territory, as the case may be, without obtaining the approval of the Central Government.

(2) Where a State Government proposes to incorporate the emblem or any part thereof in the Emblem of that State or Union territory, as the case may be, it shall do so after obtaining the prior approval of the Central Government and shall get the design and lay out approved by the Central Government:

.../...

Provided that where a State Government has already incorporated the emblem or part thereof in the Emblem of that State or Union territory, as the case may be, prior to the coming into force of these rules, it may, subject to the other provisions of these rules, continue to use the emblem,

5. **Use in official seals.**— The use of the emblem in official seal shall be restricted to the authorities specified in Schedule I.

6. **Use on stationery.**— (1) The use of the emblem on official or demi-official stationery shall be restricted to the authorities specified in the Schedule I aforesaid.

(2) The emblem, when printed or embossed on official or demi-official stationery, shall appear prominently on the middle of the top of such stationery.

7. **Display on vehicles.**— The use of the emblem on vehicles shall be restricted to the authorities specified in Schedule II.

8. **Display on public buildings.**— (1) The emblem may be displayed on very important public buildings, like, the Rashtrapati Bhawan, Parliament House, Supreme Court and Central Secretariat buildings.

(2) The emblem may be displayed on Raj Bhawan or Raj Niwas and State Legislature, High Courts and Secretariat buildings of the States or the Union territories that have adopted the emblem or have incorporated the emblem in the Emblem of the State or the Union territory.

(3) The emblem may be displayed on the premises of India's Diplomatic Mission abroad and the heads of Missions may display the emblem at their residences in the countries of their accreditation.

(4) The emblem may be displayed on the buildings occupied by India's Consulates abroad at the entrance doors thereof and on the residences of Heads of consular posts in the countries of their accreditation.

9. **Use for various other purposes.**— Subject to the provisions of these rules, the emblem may be used for other purposes as are specified in Schedule III.

10. **Restriction on the use of the emblem.**— (1) No person (including former functionaries of the Government, like, former Ministers, former Members of Parliament, former Members of Legislative Assemblies, former judges and retired Government officials), other than those authorised under these rules, shall use the emblem in any manner.

(2) No Commission or Committee, Public Sector Undertaking, Bank, Municipal Council, Panchayat Raj Institution, Parishad, non-government organisation, University, other than those authorised under these rules, shall use the emblem in any manner.

(3) No association or body of persons, whether incorporated or not, shall use the emblem on their letter-heads, brochures, seals, crests, badges, house flags or for any other purpose in any manner.

(4) The stationery, including letter heads, visiting cards and greeting cards, with emblem printed or embossed on it, shall not bear words, like, Advocate, Editor, Chartered Accountant with the name of the person authorised to use the emblem under these rules on the stationery.

11. Cases and conditions restricting the use of the emblem.- No person shall use or continue to use the emblem or any colourable imitation thereof for the purpose of any trade, business, calling or profession or in the title of any patent, or in any trade mark or design:

Provided that a person or a group of persons, association, body, corporate, may use the emblem in connection with an event organised by it or a publication brought out jointly with a Ministry or Department of the Central or State Government, with the prior approval of the Central Government.

12. Availability of design of the emblem.- (1) Photographic designs of the emblem are available with, and can be obtained from, the Manager, Photo Litho Wing, Government of India Press, Minto Road, New Delhi.

(2) Sample of standard dies of the emblem can be obtained from the Office of the Chief Controller of Printing and Stationery, New Delhi.

SCHEDULE-I

(See rules 5 and 6)

CONSTITUTIONAL OR STATUTORY AUTHORITIES, MINISTRIES OR DEPARTMENTS OF THE CENTRAL GOVERNMENT, STATE GOVERNMENTS OR UNION TERRITORY ADMINISTRATIONS AND OTHER GOVERNMENT FUNCTIONARIES WHICH MAY USE THE EMBLEM

- (i) President, Vice-President, Prime Minister and a Union Minister;
- (ii) Governors, Lieutenant Governors, Administrators, if the emblem is adopted by, or incorporated in the Emblem of, that State or the Union territory, as the case may be;
- (iii) Office and officers of the Parliament of India;
- (iv) Judges and office and officers of the Judiciary;
- (v) Office and officers of the Planning Commission;
- (vi) Chief Election Commissioner of India, Election Commissioners and the office and officers of the Election Commission of India;
- (vii) Comptroller and Auditor General of India, the office and officers of the Comptroller and Auditor General of India;
- (viii) Chairperson and Members of the Union Public Service Commission and the office and officers of the Union Public Service Commission;
- (ix) Ministries, Departments and offices of the Central Government and their officers;
- (x) Diplomatic Missions abroad and their officers;

- (xi) Chief Ministers and Ministers of the States and the Union territories, if the emblem is adopted by, or incorporated in the Emblem of, that State or the Union territory;
- (xii) Members of Parliament and members of State or the Union territory Legislative Assemblies or Councils, as the case may be;
- (xiii) Ministries, Departments and offices of the State and the Union territory Governments and their officers, if the emblem is adopted by, or incorporated in the Emblem of, that State or the Union territory;
- (xiv) Office and officers of the State or the Union territory Legislative Assemblies or Councils, if the emblem is adopted by, or incorporated in the Emblem of, that State or the Union territory;
- (xv) Commissions and authorities, constituted or established by an Act of Parliament or set up by the Central Government;
- (xvi) Commissions and authorities constituted or established by an Act of the State Legislature or set up by the State Government, if the emblem is adopted by, or incorporated in the Emblem of, that State or the Union territory;

Explanation - For the purpose of this Schedule, the expression 'officer' shall mean a gazetted officer of the Central Government; or the State Government or the Union territory Administration.

SCHEDULE II

(See rule 7)

PART I

CONSTITUTIONAL AUTHORITIES AND OTHER DIGNITARIES WHICH MAY DISPLAY THE EMBLEM ON THEIR CARS

- (i) cars of Rashtrapati Bhawan, when the following dignitaries or their spouses are traveling by such vehicles:
 - (a) President,
 - (b) visiting Heads of foreign States,
 - (c) visiting Vice-Presidents of foreign State or dignitaries of equivalent status,
 - (d) visiting heads of foreign Governments or dignitaries of equivalent status like Crown Prince or Princess of a foreign State,
 - (e) the spare car following the car of the President;
- (ii) car of Vice-President when he or his spouse is traveling by such vehicle;
- (iii) cars of Raj Bhawan and Raj Niwas, if the emblem is adopted by, or incorporated in the Emblem of, that State or the Union territory, when the following dignitaries or their spouses are traveling by such vehicles within the State or the Union territory concerned:
 - (a) President,
 - (b) Vice-President,
 - (c) Governor of the State,
 - (d) Lieutenant Governor of the Union territory,

- (e) Visiting Heads of foreign States,
- (f) Visiting Vice-Presidents of foreign States or dignitaries of equivalent status,
- (g) Visiting Heads of foreign Governments or dignitaries of equivalent status;
- (iv) cars and other means of transport used by the Heads of India's Diplomatic Missions in the countries of their accreditation;
- (v) cars and other means of transport used by the Heads of India's Counsellor posts abroad in the countries of their accreditation;
- (vi) cars maintained by the Protocol Division of the Ministry of External Affairs when in use for duty with the foreign dignitaries of the rank of Cabinet Ministers and above visiting India, and Ambassadors accredited to India on ceremonial occasions.

PART II

AUTHORITIES WHICH MAY DISPLAY THE ASHOKA CHAKRA (WHICH IS PART OF THE EMBLEM) ON TRIANGULAR METAL PLAQUES ON THEIR CARS

- (i) cars of the Prime Minister and Ministers of the Union, Speaker and Deputy Speaker of the Lok Sabha, Deputy Chairperson of the Rajya Sabha when traveling anywhere in India;
- (ii) cars of Chief Justice of India and Judges of the Supreme Court, and Chief Justices and Judges of High Courts within their respective territories;
- (iii) cars of Cabinet Ministers in States, Ministers of States in States, Speakers and Deputy Speakers of the State Legislative Assemblies, Chairmen and Deputy Chairmen of Councils of States, Ministers (other than Deputy Ministers) of Union territories with Legislature, and Speakers and Deputy Speakers of Legislative Assemblies in Union territories, when they are traveling within their State or Union territory, as the case may be (if the emblem is adopted by, or is incorporated in the Emblem of, the State or the Union territory).

SCHEDULE III

(See rule 9)

OTHER PURPOSES FOR WHICH EMBLEM MAY BE USED

- (i) Visiting Cards of the functionaries or officers specified in Schedule-I for legitimate representational purpose;
- (ii) Greeting Cards sent by functionaries or officers specified in Schedule-I for legitimate representational purpose;
- (iii) official publications of the Government;
- (iv) films and documentaries produced by the Government;
- (v) stamp papers;

- (vi) Government advertisements, banners, pamphlets, boards, etc.;
- (vii) crests, flags, seals with such modification as considered necessary;
- (viii) identity cards, licenses, permits, etc., issued by the Government;
- (ix) websites of the Government;
- (x) coins, currency notes, promissory notes and postal stamps issued by the Mint or Press of the Government of India;
- (xi) Medals, Certificates and Sanads instituted by the Government;
- (xii) invitation cards for functions of the Government;
- (xiii) representational glassware crockery and cutlery used at the Rashtrapati Bhawan, Raj Bhawans, Raj Niwases and Indian Missions or Posts abroad;
- (xiv) Badges, collars, buttons, etc., with such modifications as are considered necessary, on the uniforms of-
 - (a) commissioned or gazetted officers of the armed forces of the Union;
 - (b) gazetted officers of uniformed services (other than armed forces) of the Union and such of the State Governments and Union territory Administrations that have adopted the emblem, or have incorporated the emblem in the Emblem of that State or Union territory;
 - (c) authorised staff of Rashtrapati Bhawan and Indian Missions or Posts abroad;
- (xv) school textbooks, books on history, art or culture or in any periodical as part of the text of a Chapter, Section, etc., for the purpose of explaining or illustrating the origin, significance or adoption of the emblem:

Provided that the emblem shall not be used on the front page, title or cover of such publication so as to give an impression that it is a Government publication.

Explanation - For the purpose of this Schedule, the "Government" includes the Central Government; the State Governments and Union territory Administrations, which have adopted or incorporated the emblem in the Emblem of that State or Union territory, as the case may be.

(File No. 13/9/2006-Public)

(Arun Kumar Yadav)
Joint Secretary to the Government of India

THE STATE EMBLEM OF INDIA (PROHIBITION OF IMPROPER USE) ACT, 2005
No. 50 of 2005 (20th December, 2005)

An Act to prohibit the improper use of State Emblem of India for professional and commercial purposes and for matters connected therewith or incidental thereto.

Be it enacted by Parliament in the Fifty-sixth Year of the Republic of India as follows:-

**Short title,
extent,
application and
commencement**

1. (1) This Act may be called the State Emblem of India (Prohibition of Improper Use) Act, 2005.

(2) It extends to the whole of India, and also applies to citizens of India outside India.

(3) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

Definitions

2. In this Act, unless the context otherwise requires,-

(a) "competent authority" means any authority competent under any law for the time being in force to register any company, firm, other body of persons or any trade mark or design or to grant a patent;

(b) "emblem" means the State Emblem of India as described and specified in the Schedule to be used as an official seal of the Government.

**Prohibition of
improper use of
emblem.**

3. Notwithstanding anything contained in any other law for the time being in force, no person shall use the emblem or any colourable imitation thereof in any manner which tends to create an impression that it relates to the Government or that it is an official document of the Central Government, or as the case may be, the State Government, without the previous permission of the Central Government or of such officer of that Government as may be authorised by it in this behalf.

Explanation.- For the purposes of this section, "person" includes a former functionary of the Central Government or the State Governments.

**Prohibition of
use of emblem
for wrongful
gain.**

4. No person shall use the emblem for the purpose of any trade, business, calling or profession or in the title of any patent, or in any trade mark or design, except in such cases and under such conditions as may be prescribed.

**Prohibition of
registration of
certain
companies, etc.**

5. (1) Notwithstanding anything contained in any other law for the time being in force, no competent authority shall,-

(a) register a trade mark or design which bears the emblem, or

(b) grant patent in respect of an invention which bears a title containing the emblem.

(2) If any question arises before a competent authority whether any emblem is an emblem specified in the Schedule or a colourable imitation thereof, the competent authority shall refer the question to the Central Government and the decision of the Central Government thereon shall be final.

**General powers
of Central
Government to
regulate use of
Emblem.**

6. (1) The Central Government may make such provision by rules as appears to it to be necessary, to regulate the use of the emblem in official seal that is used in offices of the Central Government and State Governments and their organisations including diplomatic missions abroad, subject to such restrictions and conditions as may be prescribed.

(2) Subject to the provisions of this Act, the Central Government shall have powers-

(a) to notify the use of emblem on stationery, the method of printing or embossing it on demi-official stationery by the constitutional authorities, Ministers, Members of Parliament, Members of Legislative Assemblies, officers of the Central Government and the State Government;

(b) to specify the design of the official seal consisting of the emblem;

(c) to restrict the display of emblem on vehicles of constitutional authorities, foreign dignitaries, Ministers of the Central Government and the State Government;

(d) to provide for guidelines for display of emblem on public buildings in India, the diplomatic missions and on the buildings occupied by India's consulates abroad;

(e) to specify conditions for the use of emblem for various other purposes including the use for educational purposes and the armed forces personnel;

(f) to do all such things (including the specification of design of the emblem and its use in the manner whatsoever) as the Central Government considers necessary or expedient for the exercise of the foregoing powers.

Penalty

7(1) Any person who contravenes the provisions of section 3 shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to five thousand rupees, or with both or, if having been previously convicted of an offence under this section, is again convicted of any such offence, he shall be punishable for the second and for every subsequent offence with imprisonment for a term which shall not be less than six months, which may extend to two years and with fine which may extend to five thousand rupees.

(2) Any person who contravenes the provisions of section 4 for any wrongful gain shall be punishable for such offence with imprisonment for a term which shall not be less than six months, which may extend to two years and with fine which may extend to five thousand rupees.

**Previous
sanction for
prosecution**

8. No prosecution for any offence punishable under this Act shall be instituted, except with the previous sanction of the Central Government or of any officer authorized in this behalf by general or special order of the Central Government.

Savings

9. Nothing in this Act shall exempt any person from any suit or other proceedings which might be brought against him under any other law for the time being in force.

**Act to have
overriding effect.**

10. The provisions of this Act or any rule made thereunder shall have effect notwithstanding anything inconsistent therewith contained in any other enactment or instrument having effect by virtue of such enactment.

**Power to make
rules.**

11.(1) The Central Government may, by notification in the Official Gazette, make rules to carry out the purposes of this Act.

(2) In particular, and without prejudice to the generality of the foregoing powers, such rules may provide for all or any of the following matters, namely:-

(a) cases and conditions regulating the use of emblem under section 4;

(b) making rules to regulate the use of the emblem in official seal of the Government and specifying restrictions and conditions relating thereto under sub-section (1) of section 6;

(c) the use of emblem on stationery, design of official seal consisting of emblem and other matters under sub-section (2) of section 6;

(d) authorising officer by general or special order for giving previous sanction for instituting prosecution under section 8; and

(e) any other matter which is required to be, or may be, prescribed.

(3) Every rule made under this section shall be laid, as soon as may be after it is made, before each House of Parliament, while it is in session, for a total period of thirty days which may be comprised in one session or in two or more successive sessions, and if, before the expiry of the session immediately following the session or the successive sessions aforesaid, both House agree in making any modification in the rule or both Houses agree that the rule should not be made, the rule shall thereafter have effect only in such modified form or be of no effect, as the case may be; so, however, that any such modification or annulment shall be without prejudice to the validity of anything previously done under that rule.

THE SCHEDULE

[See section 2(b)]

STATE EMBLEM OF INDIA

DESCRIPTION AND DESIGN

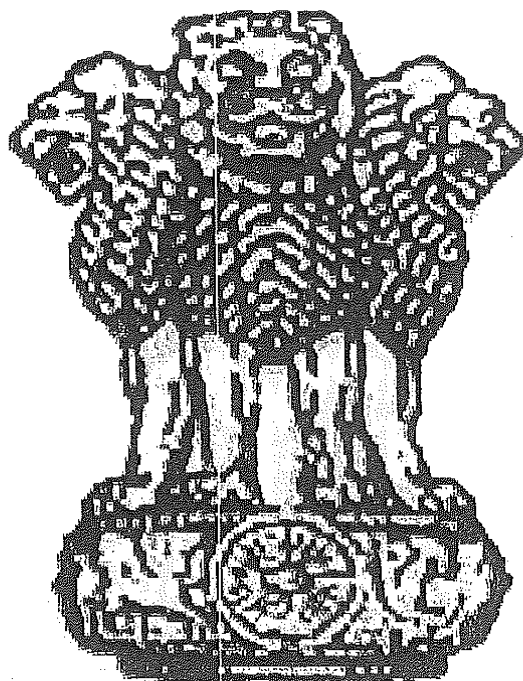
The State Emblem of India is an adaptation from the Sarnath Lion Capital of Asoka which is preserved in the Sarnath Museum. The Lion Capital has four lions mounted back to back on a circular abacus. The frieze of the abacus is adorned with sculptures in high relief of an elephant, a galloping horse, a bull and a lion separated by intervening Dharma Chakras. The abacus rests on a bell-shaped lotus.

The profile of the Lion Capital showing three lions mounted on the abacus with a Dharma Chakra in the center, a bull on the right and a galloping horse on the left, and outlines of Dharma Chakras on the extreme right and left has been adopted as the State Emblem of India. The Bell-shaped lotus has been omitted.

The motto "Satyameva Jayate" -- Truth alone triumphs -- written in Devanagari script below the profile of the Lion Capital is part of the State Emblem of India.

The State Emblem of India shall conform to the designs as set out in Appendix I or Appendix II.

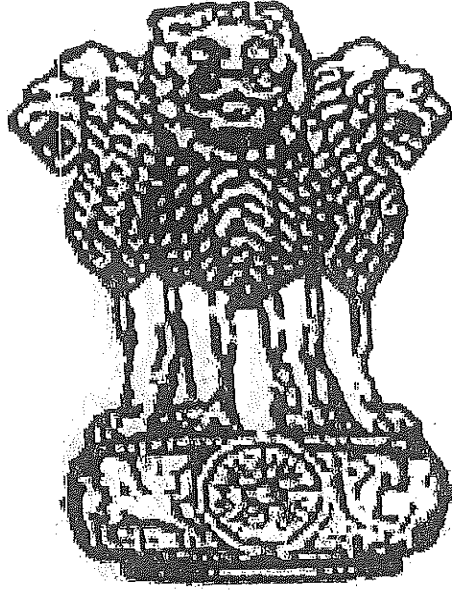
Appendix I



सत्यमेव जयते

Note. - This design is in simplified form and meant for reproduction in small sizes such as for use in stationery, seals and die-printing.

Appendix II



सत्यमेव जयते

Note. - This design is more detailed and meant for reproduction in bigger sizes.