

Cantonments Act, 1924

Section 34 - Removal of Members

1[(1) The [Central Government] may remove from a Board any member thereof who-

(a) becomes2[or is found to have been at the time of his election or nomination] subject, to any of the disqualifications specified in sub- section (2) of section 273[or in section 28]; or

(b) has absented himself for more than three consecutive months from the meetings of the Board and is unable to explain such absence to the satisfaction of the Board.

4[Explanation.--In computing the aforesaid period of three consecutive months, no account shall be taken of any period of absence with the leave of the Board]; or

(c) has knowingly contravened the provisions of section 32; or

(d) being a legal practitioner, acts or appears on behalf of any other person against the Board in any legal proceeding or against the Government in any such proceeding relating to any matter in which the Board is or has been concerned, or acts or appears on behalf of any person in any criminal proceeding instituted by or on behalf of the Board against such person.]

(2) The5[Central Government] may remove from a Board any member who, in the opinion of the5 [Central Government], has so flagrantly abused in any manner his position as a member of the Board as to render his continuance as a member detrimental to the public interests.

6[(2A) The [Officer Commanding-in-Chief, the Command.] may, on receipt of a report from the Officer Commanding the station,7[* * *] remove from a Board any military officer nominated a member of the Board who is, in the opinion of the Officer Commanding the station, unable to discharge his duties as member of the Board and has failed to resign his office.]

(3) No member shall be removed from a Board under8[sub-section (1) or sub-section (2) of] this section unless he has been given a reasonable opportunity of showing cause against his removal.

1. Substituted by Act 26 of 1927, section 4, for the original sub-section.

2. Inserted by Act 15 of 1942, section 6.

3. Substituted by Act 31 of 1940, section 4, for "or in sub-section (2) of section., 28".

4. Inserted by Act 2 of 1954, section 10.

5. Substituted by the A.O. 1937, for "L.G.".

6. Inserted by Act 31 of 1940, section 4.

7. Certain words omitted by Act 15 of 1983, section 22 w.e.f. 1-10-1983.

8. Inserted by Act 15 of 1942, section 6.
