

THE AJMER SHAMLAT COMMITTEES (DISSOLUTION) ACT, 1963

(Raj.Act No.22 of 1963)

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THE AJMER SHAMLAT COMMITTEES (DISSOLUTION) ACT, 1963.

(Act No.22 of 1963)

[Received the assent or on the 7th day of November, 1963; assent First published in Rajasthan Gazette, Extraordinary, Part IV-A, dated 13th November, 1963.]

An Act to provide for the dissolution of Shamlat Committees functioning in the Ajmer area.

Be it enacted by the Rajasthan State Legislature in the Fourteenth Year of the Republic of India as follows:-

1. Short title and commencement.-This Act may be called the Ajmer Shamlat Committees (Dissolution) Act, 1963.

(2) It shall come into force on such dates as the State Government may, by notification in the Official Gazette, appoint.

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

(a) "appointed date" means the date notified under sub-section (2) of section 1, and

(b) "Shamlat Committee" means a Shamlat Committee within the Ajmer area formed under, or in pursuance of, the executive orders of the Commissioner,

1. Came into force on 15-2-1964, vide Notification F.6(8)REV./B/60(i), dated 12-2-1964, Raj. G.G. 4-C, Ext., dated 12-2-1964.

Ajmer, or any non-statutory rules made by him, or section 180 of the Ajmer Tenancy and Land Records Act, 1950 (Central Act 42 of 1950), since repealed, or a decree or order of a court of competent jurisdiction.

3. Dissolution of Shamlat Committees functioning in Ajmer area.-As from the appointed date, all Shamlat Committees functioning in the Ajmer area shall stand dissolved.

4. Assets and liabilities of dissolved Shamlat Committees.-(1) Notwithstanding anything to the contrary contained in any law for the time being in force, or in any agreement, instrument, custom or usage, or in any decree or order of any court. or other authority-

(i) all lands, rights, title, interests, moneys, properties-movable and immovable-and other assets of a Shamlat Committee dissolved by section 3 shall, as from the appointed date, vest in the State Government, and

(ii) all liabilities of such Shamlat Committee shall, as from the said date, be the liabilities of the State Government to the extent only of the lands, rights, title, interests, properties- movable and immovable-and other assets thereof vesting in it under clause (i) of this sub-section.

(2) The State Government may, by notification in the Official Gazette, transfer any such assets and liabilities to such Local Authorities as may be mentioned in the notification and may, in doing so, impose any terms and conditions upon which such assets and liabilities shall be so transferred.

5. Provisions relating to employees of dissolved Shamlat Committees.-Every person, who may, immediately before the appointed date, be employed in connection with the affairs of a Shamlat Committee dissolved by section 3, may either be discharged on terms and conditions applicable to his employment as such, or continue in such employment on such terms and conditions as may be prescribed.

6. Miscellaneous provisions.-No person shall be entitled to receive any compensation for any loss suffered or alleged to have been suffered under or in pursuance of any of the provisions of this Act.

7. Power to make rules.(1) The State Government may, by notification in the Official Gazette, make rules for the purpose of giving effect to the provisions of this Act.

(2) All rules made under this Act shall be laid, as soon as may be after they are so made, before the House of the State Legislature while it is in session. for a period of not less than fourteen days, which may be comprised in one session or in two successive sessions; and, if, before the expiry of the session in which they are so laid or of the session immediately following, the House of the State Legislature makes any modification in any of such rules or resolves that any such rule should not be made,

such 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 thereunder.

THE AJMER SHAMLAT COMMITTEES (DISSOLUTION) RULES, 1964.

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THE AJMER SHAMLAT COMMITTEES (DISSOLUTION) RULES, 1964

(Notification No.F.6(8)Reu-B / 60(11) dated 12-2-1964 published in Rajasthan Gazette Part 1V-C Extra-Ordinary dated 12-2-1964.Jus amended subsequently by Notfn. dated 27-7-1972,published in Rajasthan Gazette, Part IV-C. d. 14.9.1972.

In exercise of the powers conferred by sub-section (1) of section 7 of the Ajmer Shamlat Committee (Dissolution) Act, 1963 (Rajasthan Act 22 of 1963).the State Government hereby makes the following Rules, namely:-

THE AJMER SHAMLAT COMMITTEES (DISSOLUTION) RULES. 1964

1. **Short title and commencement**-These Rules may be called the Ajmer Shamlat Committee (Dissolution) Rules, 1964.

(2) They shall come into force on the appointed date.

2. **Interpretation**.-In these Rules, unless the context otherwise requires, -

- (i) "Act" means the Ajmer Shamlat Committees (Dissolution) Act, 1963;
- (ii) "Collector" means the Collector of Ajmer and includes the Additional Collector;
- (iii) "Form" means a form appended to these Rules;

(iv) "Section" means a section of the Act; and

1((v) x xx x)

3. Issue of proclamation by Collector and taken over of assets.-

(1) Immediately upon the issue of a notification under sub-section (2) of section 1 appointing the date for the commencement of the Act, the Collector shall issue a proclamation in Form 1 and cause the same to be published 'in the cities, towns or villages in which Shamlat Committees existed.

(2) Copies of the proclamation shall be pasted on the notice boards of the office of the Collector, and of the concerned Tehsil, Municipal Council or Municipal Board, and Gram Panchayat and the office of the Shamlat Committee. if any. If the Collector so directs the proclamation shall also be published by beat of drum in the cities, towns and villages concerned.

(3) The Collector shall simultaneously direct an Officer not below the rank of a Sub-Divisional Officer to take over the assets of the Shamlat Committees either himself or through an Officer nominated by him in this behalf and not below the rank of a Telisildar.

4.Statements of assets and liabilities.-Immediately on the issue of a proclamation under rule 3, the Sub-Divisional Officer, or his nominee, shall take into his custody the movable and immovable property, cash, records and documents of the Shamlat Committees and shall prepare or cause to be prepared-

(a) Complete statement, in Form II. of all lands, rights, title. interests. moneys properties-movable and immovable and other assets of the Shamlat Committees; and

(b) A statement, in Form III, of the liabilities of the Shamlat Committees of the type mentioned in clause (ii) of Sub-section (1) of section 4. •

5. Enquiry into assets and liabilities.(1) The Sub-Divisional Officer or his nominee may, 1(xxx) hold an enquiry to ascertain the correct assets and liabilities of the Shamlat Committees.

(2) Without prejudice to the provisions of Sub-rule (1), the Collector may, on his own motion, direct the Sub-Divisional Officer to conduct an enquiry into the correctness of the assets and liabilities of a Shamlat Committee.

6. Recovery of dues.-Any amount due to be paid to a Shamlat Committee and now payable to the Government by reason of section 4 shall be recoverable under section 256 of the Rajasthan Land Revenue Act. 1956 (Rajasthan Act 15 of 1956)

7. Collector's proposals for transfer of Shamlat Committees' assets.-To enable the State Government to issue the notification required by sub-section (2) of section 4. the Collector shall, immediately on the completion of action under rule 4, or on the completion of the enquiry under rule 5, submit to the State Government in the Revenue Department his proposals for the transfer of the assets and liabilities of the Shamlat Committees to such local authorities as may be specified therein and the terms and conditions upon which such assets and liabilities shall be so transferred.

8. Discharge of employees of Shamlat Committees.(1) Any permanent employee of Government who was on deputation to a Shamlat Committee shall, with effect from the appointed date, revert to his substantive post under Government.

(2) The services of all other employees of Shamlat Committees shall stand terminated as from the appointed date.

(3) An employee whose services are terminated under sub-rule (2) shall receive notice pay and retirement benefits in accordance with such written conditions of service as existed between him and the Shamlat Committee.

9. Appeal.-Any person aggrieved by the findings in an enquiry under rule 5 or any employee aggrieved by any order passed under sub-rule (3) of rule 8, within thirty days of the passing of the order, appeal to the collector, and the decision of the Collector on appeal shall be final:

Provided that the Collector may entertain an appeal after thirty days if he satisfied that there reasonable grounds for not filing the appeal within the prescribed period.

Form III

(see Rule 4)

STATEMENT OF LIABILITIES OF (name to be mentioned)

SHAMLAT COMMITTEE

| S.No. | Nature of Liability | Amount | Remarks |
|-------|---------------------|--------|---------|
| 1 | 2 | 3 | 4 |

Signature of officer

THE AJMER SHAMLAT DEH (REGULATION) REPEAL ACT, 1959

(Act No. 22 of 1959).

[Published in Rajasthan Gazette. Extraordinary Part IV-A date May 25, 1959]

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Section

1. Short title and commencement
2. Repeal of Ajmer Act VI of 1956.

The Ajmer SHAMLAT DEH (REGULATION) REPEAL ACT 1956

(ACT NO. 22 OF 1956)

(Received the assent of the governor on the 16th day of May 1959)

An act to repeal the Ajmer Shamlat Deh (regulation) act 1956

Be it enacted by the Rajasthan state Legislature in the tenth year of the republic of India as follow

1. Short title and commencement – (1) This act may be called the Ajmer Shamlat Deh (Regulation) Repeal Act 1959.

2. Repeal of Ajmer Act VI of 1956. The Ajmer Shamlat Deh (Regulation) Act, 1956(Ajmer Act VI of 1956) is hereby repealed