

THE RAJASTHAN REVENUE LAWS

(Extension) ACT, 1957

(Act No. 2 of 1958)

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CONTENTS

1. Short title and Commencement
2. Definitions
3. Amendment of Rajasthan Revenue Laws
4. (Repealed)
5. Extension of Rajasthan Revenue Laws and Rules, etc. thereunder
6. Reference to officers and authorities
7. Rule of construction
8. Power to remove difficulties
9. Repeal and Savings

THE FIRST SCHEULE – [Repealed]

THE SECOND SCHEDULE

THE RAJASTHAN REVENUE LAWS

(Extension) ACT, 1957

(Act No. 2 of 1958)

[Received the assent of the President on the 7th January, 1958.]

An Act to provide for the extension of certain revenue laws of the Pre-reorganisation State of Rajasthan to the Abu, Ajmer and Sunel areas.

WHEREAS, with a view to securing uniformity of revenue laws in the new State of Rajasthan as formed by section 10 of the State Reorganization Act, 1956 (Central Act 37 of 1956), it is expedient to provide for the extension to the Abu, Ajmer and Sunel areas of that State of the Rajasthan Tenancy Act, 1955 (Rajasthan Act 3 of 1955) and the Rajasthan Land Revenue Act, 1956 (Rajasthan Act 15 of 1956) as in force in the pre-reorganisation State of Rajasthan and to make suitable modifications therein for that purpose and for other purposes hereinafter appearing.

BE is enacted by the Rajasthan State Legislature in the Eight Year of the Republic of India as follows:-

1. Short title and Commencement.-

(1) This Act may be called the Rajasthan Revenue Laws (Extension) Act, 1957.

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

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

(i) "Appointed day" means the date appointed by notification issued under subsection (2) of section 1 for the commencement of this Act: and

(ii) "Rajasthan Revenue Laws" means the Rajasthan Tenancy Act, 1955 (Rajasthan Act 3 of 1955) and the Rajasthan Land Revenue Act, 1956 (Rajasthan Act 15 of 1956) as in force in the pre-reorganisation State of Rajasthan.

3. Amendment of Rajasthan Revenue Laws.-On and from the appointed day the Rajasthan revenue laws shall be amended in the manner and to the extent specified in section 4 and the First Schedule.

²[4. [Repealed.)

1. Came into force with effect from 15-6-58 vide notification, dated 2-6-58, published in Rajasthan Gazette, Part IV-C, Extraordinary, dated the 3rd June, 1958.
2. Repealed vide Rajasthan Act No. 21 of 1962.

5. Extension of Rajasthan Revenue Laws and Rules, etc. there-under.-On and from the appointed day, the Rajasthan revenue laws, as amended by section 3 and 4, and the rules, regulations, orders and notifications made or issued under such laws by a competent authority, shall extend and apply to the whole of the new State of Rajasthan including the Abu, Ajmer and Sunel areas.

6. Reference to officers and authorities.-Any reference, by whatever form of words, in any law in force in the Abu, Ajmer or Sunel area, or in any instrument or document, to any authority or to any revenue, village or other officer or to any village servant competent to exercise any powers or to discharge any duties or to perform any functions or to render any service in such area shall, where the corresponding authority has been constituted, or a corresponding new revenue, village or other officer or village servants has been appointed or provided for by or under the Rajasthan revenue laws or the rules, regulations, orders and notifications thereunder, have effect as if it was a reference to such new authority, officer or servant, as the case may be.

7. Rule of construction.-For the purpose of facilitating the application of any of the provisions of the Rajasthan revenue laws and the rules, regulations, orders and notifications thereunder, any court, authority or officer may construe the same with such alterations, not affecting the substance. As may be necessary or proper to adapt such provision to the matter before such court, authority or officer.

8. Power to remove difficulties.-If any difficulty arises in giving effect in the Abu, Ajmer or Sunel area to the provisions of the Rajasthan Revenue laws or the rules, regulations, orders and notifications thereunder, the State Government may, by order notified in the Official Gazette, make such provisions or give such directions as appear to be necessary or expedient for the removal of the difficulty.

9. Repeal and Savings.-

(1) On and from the appointed day-

- (a) The enactment mentioned in the Second Schedule,
- (b) Any other laws corresponding to such enactments, and
- (c) Any law amending the enactments and law referred to in clauses (a) and (b) shall stand repealed.

(2) All rules, regulations, orders and notifications made or issued under the enactments and laws repealed by sub-section (1) shall, on and from the appointed day, stand superseded.

1. Came into force with effect from 15-6-58 vide notification, dated 2-6-58, published in Rajasthan Gazette, Part IV-C, Extraordinary, dated the 3rd June, 1958.
2. Repealed vide Rajasthan Act No. 21 of 1962.

(3) The provisions of sections 6 and 9 of the Rajasthan General Clauses Act, 1955 (Rajasthan Act 8 of 1955) shall apply to such repeal and supersession.

(4) In particular and without prejudice to the generality of the provision contained in sub-section (3), any status or property acquired, or any liability incurred, before the commencement of this Act in pursuance of a right conferred, or a duty imposed, by the provisions of the enactments and laws hereby repealed or of the rules, regulations, orders and notifications hereby superseded, shall not be affected by such repeal or supersession, notwithstanding that such status, property or liability is repugnant to, or inconsistent with, or could not be acquired or incurred under the provisions of the Rajasthan revenue laws.

1. Came into force with effect from 15-6-58 vide notification, dated 2-6-58, published in Rajasthan Gazette, Part IV-C, Extraordinary, dated the 3rd June, 1958.
2. Repealed vide Rajasthan Act No. 21 of 1962.

THE FIRST SCHEDULE

¹(X X X)

THE SECOND SCHEDULE

(See section 9)

List of enactments repealed

In so far as they apply to the Abu area.

1. The Bombay Revenue Jurisdiction Act, 1876.
2. The Bombay Land Revenue Code, 1879.
3. The Bombay Revenue Tribunal Act, 1939.
4. The Bombay Tenancy and Agricultural Land Act, 1948.

In so far as they apply to the Ajmer area.

- 5 The Ajmer Talukadars Relief Regulations, 1872
- 6 The Ajmer Land Revenue Regulation, 1877.
- 7 The Punjab Land Revenue Act, 1887.
- 8 The Ajmer Alienation of Land Regulation, 1914.
- 9 The Ajmer Merwara Redemption of Mortgages Regulation, 1928.
- 10 The Delhi and Ajmer Land Development Act, 1948.
- 11 The Ajmer Tenancy and Land Records Act, 1950.

In so far as they apply to the Sunel area.

- 12 The Madhya Bharat Jagir Land Records Management Act, 1949. In so far as they apply to the Sunel area.
- 13 The Madhya Bharat Land and Tenancy Act, 1950.