

ASSAM CO-OPERATIVE SOCIETIES (AMENDMENT) ACT, 1953

38 ASSAM ACT XIX OF 1953 THE ASSAM CO-OPERATIVE SOCIETIES (AMENDMENT) ACT, 1953 (Passed by the Assembly) (Received the assent of the Governor on the 2nd June 1953) [Published in the Assam Gazette, dated the 10th June 1953] An Act further to amend the Assam Co-operative Societies Act, 1949 Whereas it is expedient further to amend the Assam Co- Assam Preamble. 1949, hereinafter called the of 1950. operative Societies Act, "Principal Act," in the manner hereinafter appearing It is hereby enacted as follows 1, (1) This Act may be called the Assam Co-operative Short title, extent and Societies (Amendment) Act, 1953. commence- men t. Amendment (2) It shall have the like extent as the principal Act. (3) It shall come into force at once

2. In clause (a) of sub-section (2) of section 50 of the of section of principal Act, for the words and brackets 0' 'item 57 or item 50 Assam Act | 59 in list I in the seventh schedule to the Government of India Act, 1935 (as adapted and modified)" the following of 1950.shall be substituted, namely "item 91 or item 96 in list I in the Seventh Schedule to the Constitution of India". 3. In: clause (b) of section 73 of the principal- Act, Amendment of section 73 between the words "Act" and "he" in the seventh line the of Assam following shall be inserted, namely :— Act I of 1950. "or fails to maintain up-to-date accounts, recordsand other documents of the Society required to be maintained by him under this Act or the rules or bye-laws"



4. For sub-section (2) of section 83 of the principal Act, Amendment of section 83 the following shall be substituted, namely of Assam Act 1 of (2) Notwithstanding anything Contained in sub- 1950. section all* the said dues shall also be recoverable as a public demand in accordanceMith the procedure laid down Bengal Act in the Bengal Public Demandg Recovery' Act, 191b 111 of written requisition sent to the certificate officer iw the pres- cribed form over the signature of the Registrar or of such Gazetted Officer as may have powers delegated to -him by the Registrar in tbis behalf. Explanation.—'The certificate officer' means the officer so defined in, and the 'prescribed form' means the form so prescribed under the Bengal Public Demands Recovery Act, 1913." 39 5. For the



form in Schedule A to the principal Act* the *ZAmendment Schedule following shall be substituted, namely or Assam I of Demand Certificate granted under section 83(1) of the Assam Co-operative Societies Act, 1949 Act! of 1959). (To be realised -as an arrear of land revenue by the Revenue authority within whose jurisdiction the judgment debtor's property is situated). Case No. of 19 In the matter of District/Subdivision Versus gal of Whereas, ...,; asanade a reference in writing to me iComplaining/ as result of my personal Inspection I decide, determining/ (Rupees thåt a sum of Rs under section. , way of of the ASsam Coyoperative Söcieties Act, 1949 (Act of 1950) and a sum of Rs (Rupees way Of Interestiis/are due from you and: you have evaded payment of the same and whereas a notice of demand calling on you to pay the dues within the specified time was Æerved With notiCe to show cause ; And whereas yoti have not paid up your dues specified in the notice , And whereas you have not submitted explanation/your explanation is unsatiSfactory ; Now, therefore, I, under authority of sub-section (1) of Section 83 of the Assam Co-operative Societies Act, 1949 (Assam Act I of 1950) do hereby order that abovemen- is due to the above named from tiOnedsum ofRs you and that you will pay further intereston ithe principal ..per cent. per annum from.,',,.. together with all cost till the date of realisation. further order that right, title and intereSt thd%pfoperties• get "Otit 'åHd described in SChedule belOWibe sold asan årreår Of tland revenue under thé• p+ovi- sions of the Assam Land and Revenue Regulation, •1886 (Regulation 10fA886)y and'that;siffthe sale proceeds should befound insufficient to discharge the dues with sUbsequent interest at the above rate-tille the date df realisation and be realised by attachment and •sale Of other movable and, immovable property of the judg- ment debtor as an arrear of land revenue; Dated Shillong . The SCHEDULE Registrar, Co-operative Societies, Assam. Officer empowered undef Section 83 (1) of Assam Societies, Co-operative Act, 1949. B.—The irrelevant words may be struck off and rel evant entries may be made where necessary.