

BENGAL TROOPS TRANSPORT REGULATION, 1825

78 TROOPS TRANSPORT' [1825 Ben. Reg.6. BENGAL REGULATION 6 OF 1825. (THE BENGAL TROOPS TRANSPORT REGULATION, 1825.) [4th April, 1825.] A Regulation for rendering more effectual the rules in force relative to supplies and preparations for troops 1. Whereas it is enacted in the first clause of section 3, Regulation 11, 1806, that, on receiving the notification mentioned in the proceeding section relative to a body of troops about to proceed, by land or by waters, through any part of the Company's territories, the Collector of the district shall immediately issue the necessary orders to the landholders, farmers, tahsildars or other persons in charge of the lands through which the troops, are to pass for providing the supplies required and for making any requisite preparation of boats or temporary bridges, or otherwise for enabling the troops to cross such rivers or nalas as may intersect their march without impediment or delay ; it being at the same time further directed, in the second clause of the section referred to, that the supplies so furnished shall be paid for by the persons receiving the same at the current bazar prices of the place at which they may be provided, and that the expenses incurred in crossing the troops and their baggage over rivers or nalas, after being duly ascertained, will be paid by Government • and whereas experience, has shown the necessity of enabling the Collectors or other public officers acting in that capacity to enforce their orders in the cases above-mentioned, by imposing a fine upon any landholder, tahsildar, or other person in the possession or management of land, who, after receiving the requisition issued in pursuance of the section above cited, may be proved to have wilfully disobeyed or neglected the same ; the Governor General in Council has therefore enacted the following rules, to be in force as soon as promulgated in all territories immediately subject to the Presidency of Fort William. SHORT TITLE.—This short title was given by the Amending Act, 1897 (V of 1897), sch. II—see post. LOCAL EXTENT.—This Regulation has been declared by notification under the Scheduled Districts Act, 1874 (XIV of 1874), s. 3, to be in force in Assam (except the North Lushai Hills). The application of the Regulation is barred in the Lushai Hills by notification under the Assam Frontier Tracts Regulation, 1880 (11 of 1880). The words 'proceeding through the British territories' omitted by the A. O., 1950. The Bengal Troops Transport and Travellers' Assistance Regulation, 1806. It is printed, ante, P.44, In Assam, the Deputy Commissioner. As to exercise of the functions of Deputy Commissioners, see the Assam Land and Revenue Regulation, (I of 1886), Chapter V and post. 0 Substituted for the word 'Provinces' by the A. O., 1950, 1825 : Ben. Reg.6.] TROOPS TRANSPORT 79 2. Any landholder, farmer, tahsildar or other person in the possession or management of land, who may have been duly requisitioned for providing required by a Collector of the land-revenue (or any public officer or supplies for acting in that capacity), in pursuance of section 3, Regulation 11 troops, etc. 1806 to provide supplies for a body of troops about to proceed by land or water .or., to make preparations of boats, temporary bridges or otherwise, for enabling the troops to cross rivers or nalas intersecting their march, and after the receipt of such requisition shall wilfully disobey or neglect the same. or shall without sufficient cause fail to exert himself {Or the due execution of the duty so assigned to him, shall, on proof of such failure, neglect or disobedience to the satisfaction of the Collector or other officer acting in that capacity) by whom the order may have been issued, or of his successor in the same office, be liable to a fine proportionate to the defaulter's condition in life and the circumstances of the case, in such amount as the Collector or other officer, with due regard to these considerations, may judge it proper to impose, so that the fine shall not in any case exceed the sum of one thousand * * * rupees. Collector 3. The Collector or other officer acting in that capacity, who may exercise the powers vested in him by this Regulation, shall previously make a summary inquiry, in the presence of the party charged with disobeying or neglecting the order issued to him, or of his representative, if, on being duly summoned, he shall attend in person or by vakil for that purpose. If he shall fail to attend, either in person or by vakil, the summary inquiry shall be conducted ex-parte, and the Collector shall record upon his proceedings the whole of the evidence obtained in proof of the neglect or disobedience for which a fine may be imposed

4. The Collector or other officer who may adjudge a fine Fine how under this Regulation shall be competent to levy the amount by levied' the same process as is authorized for the recovery of the arrears of the public revenue : i In Assam, the Deputy Commissioner. As to exercise of functions Of Deputy Commissioners, see the Assam Land and Revenue Regulation, 1886 (I of 1886) Chapter V 11,

post. 2The Bengal Troops Transport and Travellers' Assistance Regulation, 1806. It is printed, ante, p. 44.
 s The word "sicca" which was repealed by the Amending Act, 1903 (I of 1903) is omitted. 'The words
 fthrough any part of the British territories' omitted by the A.O., 1956. 80 TROOPS TRANSPORT 820 :
 Ben. Reg.6. Provided that, if an appeal be preferred from his decision Proviso a• to appeal. •Petition appea
 I against fine. within six weeks from the date of it, to the Board of Revenue, * * * 3 and sufficient security
 be tendered for peribrming the judgment of the Board 2 upon the appeal, the Collector 1 shall stay the
 execution of his order for levying the fine imposed by him , until he shall receive the final order of the
 Board. 2 of 5. Appeals from the orders of Collectorst or other public officers, adjudging lincs under this
 Regulation, may be pferred either immediately to the * * Board or through the ofriccr by whom the fine
 may have been adjudged ; and, on admission of the appeal, the whole of the proceedings in the case shall
 be transmitted to the Board*. But no such appeal shall be receivable after the expiration of Limitation of
 six weeks from the date of the judgment, Without proof of sulli- appeal. cient reason for the delay, to the
 satisfact101i of the Board Assam, Deputy Commissioner. As to exercise of functions or Deputy
 Commissioners. see the Assam Lind and Revenuc Regulation, 1886 (I of 1886), Chapter V I I, post. In
 Assam, the Chief Commissioner. (Now, the State Govern- the Bengal, Bihar and Orissa and Assam Laws
 Act, 1912 (VII of 1912), s. 3. and Sch. D, pt. I I/ , post, as adapted by the A.O. 1950. *The words ; 'in
 whose jurisdiction the histriect may be situate," which were repealed by the Amending Act, 1903 (I of
 1903), are omitted. • The words ' 'on the startiEd paper prescribed for other appeals to the Revenue
 Boards." which were repealed by the Repealing Act. 1876 (XII oi 1876), are omitted. 'The word "proper,"
 which was repealed by the Amending Act, 1903 (I of 1903), is omitted. • The words "by whom the case
 may be cognizable," which were repealed by the same Act, are omitted.

