

PUNJAB LAWS (EXTENSION NO. 1) ACT, 1957

1957 : Pb. Act S] LAWS (EXTENSION NO. 1) 145 1) ITHE Pt-NJAB LAWS (EXTENSION NO- ACT, 1957. (PUNJAB Acr No. 5 OF 1957) [Received rhe assent of the President of India on the 30th March, J 957 ahd was first published in the Punjab Government Gazerte (Extraordinary) of3rdApril, 1957] AN ACT to provide for the extension of certain laws to the territories which immediately before the 1st November, 1956, were comprised in the State of Patiala and East Punjab States Union. Be it enacted by the Legislature of the State of Punjab in the Eighth Year of the Republic of India as follows: 1. (1) This Act may becalled the Punjab Laws (Extension No. 1) Short title and Act, 1957. (2) IL shall come into force at once

2. In this Act—commencement. (a) "Schedule" means a Schedule appended to this Act ; (b) "transferred territories means the territories which immediately before the 1st November, 1956, were comprised in the State of Patiala and Easl Punjab Siates Union

3. The General Clauses Act, 1898, shal apply for the Interpretation.interpretation of this Act as it applies-for the interpretation of Q Punjab Act, 4. (I) All the enactments, as amended from time to time, Extensio of specified in Schedule I and so much of any of the enactments, and cerein laws 10 transferred amended from time to time, specified in Schedule as extends to the territories. territories, which, immediately before the 1st November, 1956, were I. For Statement, Objects and Reasons sce Punjab Government Gazer:c (Extraordinary), 1957, page 339. 146 LAWS (EXTENSION NO. 1) 1957 : Pb, Act 5 | comprised in the State of Punjab and relates to matters with respect to which the State Legislature has power to make laws for a State, and rules, regulations, notifications, orders and by-laws made, and all directions or jnsüuctions issued, thereunder, which are in force immediately before the commencement of this Act in the said territories, are hereby extended to, and shall be in force in, the transferred territories. (2) The amendments specified in Schedule I shall be made in the aforesaid enactments. S. In the enactments, or rules. regulations, notifications, orders and Construction of by-laws made, and dicclions or instructions issued, thereunder, as lefetTED certain refer- ences. Repeals and savings. to in section 4, any reference— (1) 10 a law which is not in force in the transferred ten-itories shalj, in relation to such territ0lies, be construed as a reference to the corresponding law, if any, in force in such territories; and (2) Io the Slate of Punjab, by whatever form of words, shall be construed as including a refcrence to the transferred territories

6. If immediately before the commencement of this Act, there is in force in the transferred territories any law corresponding to any of the enacUnenis or ruics, zeuuiations, noiincaüons, orders and by-iuws nude, and dirrections or instructions issued, thereunder, extended to those terHtories by section 4, that law, including the enactments specified in Schedule 111, shall on the conunencement of this Act, save as otherwise expressly provided in this Act- stand repealed: Sha I affect—(a) the previous operation of any law so repealed or anything duly done or suffered thereunder ; or (b) any right, privilege, obligation or liability acquired or incurred under any law so repealed ; or (c) any penalty, forfeiture or punishment incurred in reSpect of any offence committed against any law SD repealed ; or 1951 : Pb. Act 5 (EXTENSION NO. 1) 147 (d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if this Act had not been passed: Provided further that anything done or any action taken undec any law so repealed shall be deemed to have been done or taken under the corresponding provision of the enactment extended by section 4 to the transfered territories, and shall continuc to be in force accordingly, unless and untill superseded by any thing done or any action taken under the enactment so extended

7. For purposes of facilitating the apphcattion in the transferred Powers of territories of any enactment specified in Schedule or Schedule 11 or courts and other authori- of any rule, regulation, notification, order, by-law, direction or ties for instruction referred to in section 4.any court or other authority may purposes of construe the same with such alterations, not affecting the substance, as may be necessary or proper to adapt it to the matter before the court application of or other authority

8. Nothing contained in this Act shall affect the power of the State Government or of any officer or authority, exercisable under the enactments specified in Schedules I and II, to add to, amend, vary or rescind the rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, as extended by section 4 to the transferred territories. in Schedule I or II or rules etc. Power to make rules, etc. not be affected. Y. If any difficulty arises in giving effect in the transferred territories to the provisions of any enactment specified in Schedule I remove difficulties. or Schedule the State Government may, by order notified in the Official Gazette, make such provisions or give such directions as appear to it to be necessary or expedient for the removal of the difficulty. 148 1 Year 883 1912] 924 1940 1941 1947 1948 1948 194 S 1949 1949 1950 (Act No. XIII of LAWS (EXTENSION NO. 1) SCHEDULE I Extension of Punjab Acts. 1957 : Pb. Acts 1 4 Amendments 2 Number of the Act (Act No. XX of 1883) (Act No. V of 1912) No. of 1924) (Act No. X of 1940) (Act No. XII of 1941) (Act No. XV of 1947) (Act No. XXVI (Act No. XXXIX of 1948) (Act No. L of 1948) (Act No. I of 1949) (Act No. 11 of 1949) 1950) (See Section 4) 3 Short title The Punjab District Boards 1883, The Colonization of Government Lands (Punjab) 1912, The Punjab Motor Vehicles Taxation Act

1924. The Punjab Trade Employees Act, 1940. The Punjab Weights and Measures Act, 1941. The East Punjab Movable Property (Requisitioning) Act

1947. The Motor Vehicles (East Act, 1948. The East Punjab Cement Control Act

1948. The East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948. The East Punjab Control of Bricks Supplies Act, 1949. The East Punjab Conservation of Firewood Supplies Act

1949. The Punjab Contingency Fund Act, 1950. In section for the words "fifty lakhs" substitute one crore ' 1957 : Pb. Act S I Number of the (Act No. of 1952) (Act No. of 1952) (Act No. XI of 1953) of 1954) (Act No. XXXI of 1955) (Act No. 7 of 1956) (Act No. 36 of 1956) Year 1952 1952 1953 1954 1955 1956 1956 1956 Year 1870 1871 LAWS (EXTENSION NO. Short title The Punjab Cinemas 1) 149 4 Amendments (Act No. 38 of 1956) (Act No. 40 1956) 2 (Regulation) Act, 1952. The Punjab Habitual Offenders (Control and Reform) Act,

1952. The Punjab Requisitioning and Acquisition of Immovable Property Act

1953. The Punjab State Tube-well Act

1954. The Motor Vehicles (Punjab Amendment) Act, 1955 The Punjab Professions, Trades, Callings and Employments Taxation 1956. The Punjab Instruments (Control of Noises) Act, 1956. The Punjab Special Powers (Press) Act

1956. The Punjab Khadi and Village Industries Board Act, 1955. Extension of Central Act (See Section 4) Number of the Act (Act No. VII of 1870) (Act No. I of 1871) 3 Short title The Court Fees 1870. The Cattle Trespass Act. 150 Year 1873 1883 1884 1894 1894 1899 1900 Year 1979 Bk. 1981 Bk. 2000 Bk. 2002 Bk. 2003 Bk. 2003 Bk. LAWS (EXTENSION NO. 1957 : Pb. Act 51 2 Number of the Act (Act No. VI of 1873) (Act No. XL of 1883) 1883. (Act No. XII of, 1884) (Act No. of 1894) (Act No. of 1894) (Act No. 11 of 1899) (Act No. 111 of 1900) 2 Number of the Act 3 Short title The Northern Indian Canal and Drainage Act, 1873. The Land Improvement Loans Act, The Agriculturists' Loans Act, 1884. The Land Acquisition Act, 1894. The Prisons Act, 1894. The Indian Stamp Act, 1899. The Prisoners Act, 1900. SCHEDULE II Repeals (See section 6) Act No. 1979 Bk.) (Patiala Act No. I of 1981 Bk.) (Patiala Act No. of 2000 Bk.) (Notification No. Leg/ 137. dated 28-10-2002/ 9-2-46) (Patiala Ordinance No. of 2003 Bk.) Act No. of 2003 Bk.) 3 Short title The Cattle Trespass Act, 1979 Bk. The Restriction of Habitual Offenders Act, 1981 Bk. The Patiala Motor Vehicle Taxation Act, 2000 Bk. Secretary Legislation and Legal Remembrance's Office; Patiala notification No, Leg" 37, dated 28-10-2002/9-2-46 in so far only as it relates to the Prisons Act, 1894 (IX of 1894), and the Prisoners Act, 1900 of 1900), The Patiala State Essential Supplies (Temporary Powers) Ordinance, 2003 The Patiala Trade Employees Act, 2003 1957 : Pb. Act 51 2 LAWS (EXTENSION NO. 1) 3 Short title 151 Year 2007 Bk. 2008 Bk. 2009 Bk. 1960 Bk. 1984 Bk. 1991 Bk. 1992 Bk. 2008 Bk. 1910 1954 1980 Bk. 1983 Bk. Number of the Act (Pepsu Act No. V of 2007 Bk.) Pepsu Act No. XXII of 2008 Bk.) (Pepsu Act No. 2009 Bk.) (Patiala Standing Order No. 258) (Patiala Act No. 11 of 1984 Bk.) (Patiala Act No. of 3991 Bk.) (Patiala Government Rules, (Pepsu Act No. XVII 2008 Bk.) (Patiala Standing Order No. 256) (Pepsu Act No. of 1954) (Patiala

High Court notification No. 38, 7-8-1980 Bk-) (Patiala Ministry of Law and Justice notification No. 8, dated Bk.) The Patiala and- Fast Punjab States Union Holdings (Consolidation and prevention of Fragmentation) Act, 2007- Bk- Pepsu Contingency Fund Act, 2008 Bk. The Pepsu State Tube-wells Act, 2009 Bk. The Patiala State Standing Order No. 258, dated the 26th March. 1960 Bk. The Patiala Stamp (Amendment) Act, 1984 Bk. The Patiala Stamp (Amendment) Act. K 991 Bk. with corrigenda dated 2-10-44. His Highness' Government Patiala Patiala Rules for the Sale and Custody of Stamps (Sanctioned by His Highness' Government on 26th February. 1935 and published in the Patiala Government Gazette, dated 5th Baisakh, 1992 Bk-) The PEPSU Stamp (Amendment) Act. 2008 Bk. Accountant-General, Patiala's Standing Order No. 256, dated the 17th January 1910. PEPSU stamp (Amendment 1954. Ministry of Law and Justice Patiala notification reducing the scale to Rs. 7-8-0 per cent on suits up to the value of Rs

500. High Court Patiala, Notification No. 38, dated 7-8-1980 Bk. published in the Gazette. dated 28th November. 1923 (Re: Court Fees) Ministry of Law and Justice notification No. 8, dated 8-9-1983 Bk. in the Gazette. dated 27th January. 1927 (Ret COIN' Fees) 152 Year 1931 1940 1955 1935 1954 1954 1955 LAWS (EXTENSION NO. 1) 1957 • Pb. Act 5 | 2 Number of the Act (Farman-i-Shahi No- 19, dated 16th July, 1931) (Order of His Highness' Government No. 57, dated 22-1-1940) (Pepsu Act No. 24 of, 1955) (Notification No. dated 20-10-1935) (Pepsu Act No- 7 of 1954) 16 of (Pepsu Act No. 1954) (Pepsu ACL No- 12 of 1955) 3 Short title Farman-i-Shahi ND. 19, dated 16th July, 1931. Order of His Highness' Government No. 57, dated 22-1-40 re: levy of Stamp Duty on applications made to different departments of the State. Pepsu Court Fees (Amendment) Act, 1955. Ministry of Law and Justice, His Highness' Government, Patiala, Notification No. 11, dated 20th October, 1935. The Pepsu Cinemas (Regulations, Act, 1954 Pepsu Requisitioning and Acquisition Of Immovable Property Act

1954. The Pepsu Land Acquisition Act, 1954.