

## PUNJAB LAWS (EXTENSION NO.3) ACT, 1957

1957 : Pb. Act 23 | LAWS (EXTENSION NO. 3) 131 ITHE PUNJAB LAWS (EXTENSION NO. 3) ACT, 1957\_ (PUNJAB ACT No. 23 OF 057) [Received the assent of the President of India on the 12th July, 1957, and was first published in the Punjab Government Gazette (Extraordinary) 24th July, 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 be called the Punjab Laws (Extension No. 3 ) Act, 1957. (2) It shall come into force at once

**2. In this Act,**—(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 East Punjab States Union

**3. The Punjab General Clauses Act, 1898, shall apply for the interpretation of this Act as it applies for the interpretation of a Punjab Act.**

**4. (1)** All the enactments, as amended from time to time, specified in Schedule I and so much of any of the enactments, as amended from time to time, specified in Schedule II as extends to the territories I. For Statement of Objects and Reasons, see Punjab Government Gazette (Extraordinary), 1957, page 689. Short title and commencement. Definitions. Interpretation. Extension of certain laws transferred territories. 172 LAWS (EXTENSION NO. 3) 1957 : Ph. Act 23 Construction of certain reference. Repeals and savings. which, immediately before the 1st November, 1956, were comprised in the State of Punjab and relates to matters with respect to which the State Legislature has power to make law [or a state, and all rules, regulations, notifications, orders and by-laws made, and all directions or instructions 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

**5. In the enactments, or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, as referred to in section 4, any reference :—**(1) To a law which is not in force in the transferred territories shall in relation to such territories\* be construed as a reference to the corresponding law, if any, in force in such territories ; and (2) To the State of Punjab, by whatever form of words, shall be construed as including a reference 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 enactments or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, extended to those territories by section 4, that law, including the enactments specified in Schedule III, shall on the commencement of this Act, save as otherwise expressly provided in this Act, stand repealed: Provided that such repeal shall not 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, so repealed : or 1957 : Pb. Act 23 | LAWS (EXTENSION NO. 3) 173 (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 under 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 transferred territories, and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under the enactments so extended

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

**8. Nothing contained in this Act shall affect the power or the Power 10 make State Government or, of any officer or authority, exercisable under the rules, etc., not to be affected, enactments specified in Schedules I and 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**

**9. If any difficulty arises in giving effect in the transferred Power [0 tenitoões 10 the provisions or any enactment specified in Schedule I remove or Schedule 11, 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.** 174 Sr. 2, 3, 4, 5, LAWS (EXTENSION NO. 3) SCHEDULE I Extension of Punjab Acts Year 2 1887 1887 1899 1913 1935 Number of the Act 3 (Act No. of 1887) (Act No. XW of 1887) (Act No. of 1899) (Act No. of 1913) (Act No. V of 1935) (See Section 4) Short title 4 The Punjab Tenancy Act, 1887 The Punjab Land Revenue Act, 1887 The Punjab Riverain Boundaries Act, 1399 the Punjab Pre-emption Act, 1913 The Punjab State Aid to Industries Act, 1935 11957 : Pb- Act 23 Amendments 5 After section 45 the following new section shall be added:— "45-A. All loans granted under the Patiala Loans under and East Punjab Pepsu Act 11 States of 2007 Union to be State deemed Aid 10 to be Indus- granted under Act under 2007 this Act.(Act: of 2007 shall be deemed to be framed under and in accordance with the provisions of this Act and shall be recoverable in 1957 Pb. Act 23 Sr. No. 6, 7- 8, 9, 10, 11, 12 13

**14. Year 1943 1948 1948 1948 1950 1953 1954 1954 1955 Number of the Act 3 (Act No. VI of 1943) (XI of 1948) (Act No. XX of 1948) (Act No. XXII of 1948) (Act No. VI of 1950) (Act No. xvii of 1953) (V III of 1954) of 1954) (Act No. [X of 1955) LAWS (EXTENSION NO. 3) Short title 4 The Punjab Maternity Benefit Act, 1943 The East Punjab Molasses (Control) Act, 1948 The East Punjab Factories (control of Dismantling Act, 1948 The East Punjab Water Awards Act, 1948 The Punjab Abolition of Village Cess (Kuri Kamini) Act, 1950 The Punjab Silk-Worm Seed Control Act, 1953 The Punjab Entertainment Tax (Cinematograph Shows) Act, 1954 The Punjab Tobacco Vending Fees Act, 1954 The Punjab Public Service Commission (Additional Functions) Act, 1955. 175 Amendments 5 (the manner in which loans granted under this Act are recoverable. In section 3, before word "recruitment" insert the words "of the Patiala Municipal (Executive Act, 2003.- 176 15, 16 17, Sr. No. 1 i. LAWS (EXTENSION NO. 3) Year 7 1955 1955 1955 Year 1798 Number of the Act (Act No. XIV of 1955) of 1955) (45 or 1956) Short title 4 The Punjab Co-operative Societies Act, 1954 The Punjab Entertainment Duty Act, 1955 The Punjab Bhudan Yagna Act, 1955 SCHEDULE Extension of Central Regulations (See section 4) Number of the Act 3 (Regulation No. 1798) [1957 Pb. Act 23 \_ Amendments 5 section 25 and subsection (2) of section 261 for the figure "23" the figure "24" shall be substituted. After clause (e) of section 25, the following new clause shall be added, namely:— "(D If a co-operative farming society is formed in the village, he shall if so required by the Revenue Officer become a member of the cooperative farming society and abide by its by-laws and regulations Amendments 5 No. Short title 4 The Bengal Land (Conditional Sales) Regulation, 1798 1957 : Pb. Act 23 Sr. 1 2 3, No. 2, 3- Year 2 806 1825 Year 2 1994 2001 Number of the Act 3 (Regulation No. xvii of 1806) (Regulation No. x1 of 1825) Number of the Act 3 (Patiala State notification No. 4, dated 25th Mar. 1994, Bk.) (Patiala Council of Regency's order enforcing the Punjab Tenancy Act, 1887 and the Patiala Tenancy (Amendment) Act, 1997 Bk.) (Foreign Ministry Patiala's notification No. Leg/2 1, dated 1-2-2001 BW 13th May, 1944) LAWS (EXTENSION NO. 3) Short title 4 The Bengal Land Redemption of Foreclosure Regulation, 1806. The Bengal Alluvion and Diluvion Reg- 1825. SCHEDULE 111 Repeals (See section 6) Short title 4 Patiala State Notification No. 4 dated 25th Mar, 1994, Bk. enforcing the Punjab Land Revenue Act 1887, in the erstwhile Patiala State. Patiala Council of Regency's order enforcing the Punjab Tenancy Act, 1887 in the erstwhile Patiala State with effect from 16th August, 1901 and the Patiala Tenancy (Amendment) Act, 1997, Foreign Ministry (Legislation Branch) Patiala's Notification NQ- Leg/21, dated 1-2-2001 May, 1944 enforcing the Punjab Pre-emption Act, 1913 177 Amendments 5 Amendments 5 178 Sr. No. 4, 5, 6, 7, 8, 9, 10. LAWS (EXTENSION NO. 3) [1957 Pb. Act 23 Amendments Year 2 2002 2005 2006 1917 2007 2008 1955 Number of the Act 3 (of 2002 Bk.) (XVIII of 2005 Bk.) (Pepsu Ordinance No. XXVII of 2006 Bk.) (Jal-ias Order, dated the 3rd September, 1917 ) Pepsu Act No. 11 of 2007 Bk. (XXV of 2008 (25 of 1955) Short title 4 Pre-emption Act, 1913, in the Patiala State, as amended by L.R. Patiala's Notification No, Leg/ 116, dated the 18th December, 1944 A.D.-9-2041 The Patiala Entertainment Duty Act, 2002 13k. Patiala and East Punjab States Union Molasses (Control) Ordinance, 2005 Bk. The Pepsu Water Awards**

Ordinance, 2006. Ijlas-i-Khas Patiala order the dated 3rd September, 1917 applying the Co-operative Societies 1912. The Patiala and East Punjab States Union State Aid to Industries Act, 2007. The Pepsu Manufactured Tobacco (Regulation of Possession and sale) Act. 2008 Bk. The Pepsu Bhoodan Yagna Act, 1955.

