

THE UNITED PROVINCES REGULATION OF AGRICULTURAL CREDIT ACT, 1940 (United Provinces Act No. XIV of 1940)

THE UNITED PROVINCES REGULATION OF AGRICULTURAL
CREDIT ACT, 1940

Amended by

U.P. Act No. 13 of 1948

U.P. Act No. 29 of 1976

UNITED PROVINCES ACT No. XIV OF 1940

[PREPARED BY HIS EXCELLENCY THE GOVERNOR OF THE UNITED
PROVINCES IN EXERCISE OF THE POWERS ASSUMED BY HIM BY THE
PROCLAMATION, DATED NOVEMBER 3, 1939, ISSUED UNDER SECTION 93 OF
THE GOVERNMENT OF INDIA ACT, 1935.]

*(Received the assent of the Governor General on
December 21, 1940, and was published in the United Provinces*

An Act to prevent excessive borrowing by agriculturists

Preamble

WHEREAS It is expedient to prevent excessive borrowing by
agriculturists and for this purpose to limit the amount that can be
obtained by execution of decrees against agricultural produce and land
and to restrict the voluntary alienation of land ;

AND WHEREAS by the Proclamation, dated the third day of
November, 1939, promulgated under section 93 of the Government of
India Act, 1935, the Governor of the United Provinces has assumed to
himself all powers vested by or under the aforesaid Act in the
Provincial Legislature ;

AND WHEREAS the continuance in force of the said
Proclamation has been approved by a resolution of both Houses of
Parliament ;

NOW, THEREFORE, the Governor in exercise of the powers
aforesaid is pleased to make the following Act ;

CHAPTER I

PRELIMINARY

**Short title,
extent and
commencement**

1. (1) This Act may be called “the United Provinces Regulation
of Agricultural Credit Act, 1940.”

(2) It extends to the whole of the United Provinces except the
Jaunsar-Bawar pargana of the Dehra Dun district and the portion of
the Mirzapur district, south of the Kaimur Range.

(3) It shall come into force on such date as the Governor may,

Interpretation

2. In this Act, unless there is something repugnant in the
subject or context,—

*The Act come into force on January 1, 1941 *vide* notification no. 158(1)/I-39, dated December 23, 1940,

[The United Provinces Regulation of Agricultural Credit Act, 1940]

(1) 1[x x x]

(2) “agricultural produce” means the agricultural produce of an agriculturist raised by him or by his servants or by labour hired by

**Agricultural
produce**

U. P. XVII of him and includes crops whether standing or gathered, and the fruit trees and plants :

1939 and flowers of

(3) 1[x x x]

(4) 1[x x x]

(5) 1[x x x]

(6) “loan” means an advance, whether in cash or kind, made on first day of June, 1940, and includes any transaction which is in substance a loan but does not include an advance by the Central or any Provincial Government, or by a local authority authorized by the Provincial Government to grant loans or by a co-operative society ;

Loan or after the

(7) 1[x x x]

(8) 1[x x x]

(9) 1[x x x]

(10) 1[x x x]

(11) 1[x x x]

(12) 1[x x x]

(13) 1[x x x]

3. 1[x x x]

CHAPTER II

PROTECTED LAND

4. 1[x x x]

5. 1[x x x]

6. 1[x x x]

7. 1[x x x]

CHAPTER III

EXECUTION OF DECREES

8. Notwithstanding anything in the Code of Civil Procedure, 1908, not more than one-third of the agricultural produce of a judgment-debtor shall be liable to attachment in execution of any decree or decrees based on a loan or loans.

9. For the purposes of executing a decree based on a loan of section 8 against the agricultural produce of a judgment-debtor, the word “six” in section 48 of the Code of Civil Procedure, 1908, shall be deemed to substituted for the word “twelve”, wherever it occurs.

**Amendment
of the Civil
Procedure have been
Code**

10. 1[x x x]

1.

Omitted by sec. 30 of U.P. Act No. 29 of 1976.

[The United Provinces Regulation of Agricultural Credit Act, 1940]

11. 1[x x x]

CHAPTER IV

VOLUNTARY ALIENATION OF PROTECTED LAND **12.** 1[x

x x]

13. 1[x x x]

14. 1[x x x]

15. 1[x x x]

16. 1[x x x]

17. 1[x x x]

18. 1[x x x]

19. 1[x x x]

20. 1[x x x]

- 21. i[x x x]
- 22. i[x x x]
- 23. i[x x x]
- 24. i[x x x]
- 25. i[x x x]
- 26. i[x x x]

CHAPTER V

- 27. i[x x x]
- 28. i[x x x]
- 29. i[x x x]
- 30. i[x x x]
- 31. i[x x x]
- 32. i[x x x]
- 33. i[x x x]
- 34. i[x x x]
- 35. i[x x x]

Omitted by sec. 30 of U.P. Act No. 29 of 1976. 1.

