

THE UTTAR PRADESH LAWS (EXTENSION TO TERRITORIES
TRANSFERRED FROM BIHAR) ACT, 1976¹

[U. P. ActNo. 52 of 1976]

Amended by

U. P. Act No. 20 of 1982

**[Passed in Hindi by the Uttar Pradesh Legislative Council on November 2, 1976
and by the Uttar Pradesh Legislative Assembly on November 8, 1976.]**

**Received the assent of the President on December 7, 1976 under Article 201 of
the Constitution of India and was published in the Uttar Pradesh Gazette
Extraordinary, dated December 10, 1976.]**

AN

ACT

*to extend certain laws in force in Uttar Pradesh to the territories transferred from
Bihar by or under the Bihar and Uttar Pradesh . (Alteration of Boundaries Act, 1968) :*

**IT IS HEREBY enacted in the Twenty-seventh Year of the Republic of India as
follows :—**

- | | |
|------------------------|---|
| commencement | <p>1. (1) This Act may be called the Uttar Pradesh Laws (Extension Short title and to Territories Transferred from Bihar) Act, 1976.</p> <p>(2) It shall be deemed to have come into force on October 15, 1976.</p> |
| Definitions | <p>2. In this Act, unless the context otherwise requires —</p> <p>(a) “Bihar Laws” means so much of any Bihar Act, Ordinance or Regulation, as relates to any of the matters enumerated in Lists II and III in the Seventh Schedule to the Constitution and includes any statutory instrument ;</p> <p>² [(aa) “Scheduled Village” means a village comprised in the transferred territories and specified in the Second Schedule ;]</p> <p>(b) “State Law” means so much of any Uttar Pradesh Act, Ordinance or Regulation, as relates to any of the matters enumerated in Lists II and III in the Seventh Schedule to the Constitution and includes any statutory instrument ;</p> <p>(c) “transferred territories” means the territories transferred from the State of Bihar and added to Uttar Pradesh by the Bihar and Uttar Pradesh (Alteration of Boundaries) Act, 1968.</p> |
| Assimilation of | <p>3. (1) The State Laws specified in the second column of ³[the State Laws first Schedule] shall, as from the date of commencement of this Act,</p> |

Statement of Objects and Reasons see *Uttar Pradesh Gazette Extraordinary*, dated November 5, 1976. 1. For

² [Ins. by sec. 23 of U. P. Act No. 20 of 1982.](#)

³ [Ins. by sec. 24 *ibid.*](#)

[The Uttar Pradesh Laws (Extension to Territories Transferred from Bihar) Act, 1976]

extend to the transferred territories subject to the modifications specified in the third column thereof and all appointments, orders or statutory instruments made or issued thereunder shall, so far as they are not inconsistent with the said modifications, extend, *mutatis-mutandis* to the transferred territories and shall, in such modified form, continue in force until repealed or amended by the competent Legislature or other competent authority.

(2) The Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950 as extended by notification no. 10/Rajaswa-1/1-6—(1)-72, dated March 17, 1972, shall continue in force and be deemed always to have continued in force (with the modifications specified in that notification) in the transferred territories until repealed or amended by the Uttar Pradesh State Legislature.

(3) All other State laws which immediately before the date of commencement of this Act, extend to, or are not in force in, the transferred territories shall, as from such date, extend

to or, as the case may be, come into force in, the transferred territories and continue in force therein until repealed or amended by the competent Legislature or other competent authority.

(4) All Bihar laws which immediately before the date of commencement of this Act, are in force in the whole or any part of the transferred territories shall, with effect from such date, stand repealed in respect of their operation in such territories and the provisions of section 6 and 24 of the Uttar Pradesh General Clauses Act, 1904 shall apply as if those laws were repealed and re-enacted by the corresponding laws extended to, or brought into force, into the transferred territories by virtue of sub-section (1) and (3).

Conferment of rights on **13-A.** (1) Where any person is in occupation of any land, situate of **tenurial** in a Scheduled village, on October 15, 1976 as well as on the date of **certain** commencement of this section, and such land is a land to which the **occupants**, provisions of section 132 of the Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950 —

(a) apply such person shall, with effect from the date of such commencement become and be deemed to have become an *asami* holding land on behalf of the Gaon Sabha concerned ;

(b) do not apply, such person shall, with effect from the date of such commencement, become and be deemed to have become *bhumidhar* with transferable rights in respect of such land.

(2) The provisions of this section shall have effect, anything to the contrary contained in any law for the time being in force notwithstanding.]

Disposal of appeals, etc. **4.** (1) All suits, appeals, applications or other proceedings under **suits**, any Bihar law pending before any court or authority in respect

1. *Ins.*

by *sec. 25 of U. P. Act no. 20 of 1982.*

[The Uttar Pradesh Laws (Extension to Territories Transferred from Bihar) Act, 1976]

of the transferred territories shall, with effect from the date of commencement of this Act, be deemed to be suits, appeals applications or other proceedings instituted or filed under the corresponding provisions of the State Laws referred to in sub-sections (1) to (3) of section 3 and shall be disposed of accordingly.

(2) All suits, appeals, applications or other proceedings under any Bihar law to which the provisions of sub-section (1) do not apply shall abate with effect from the date of commencement of this Act.

Power to purposes of application **5.** For the purposes of facilitating the application of any State Courts for Law mentioned in sub-sections (1), (2) and (3) of section 3 to the **facilitating** transferred territories, any court or other authority may construe such of **law** law with such alterations, not affecting the substance, as may be necessary or proper to adapt it to the matter before the court or other authority.

Power to difficulties considers **6.** (1) If any difficulty arises in relation to the transition from the **remove** laws mentioned in sub-section (4) of section 3 to the laws mentioned in sub-sections (1), (2) and (3) thereof, the State Government may, by notification in the Gazette, make such provisions as it considers necessary for the removal of such difficulty :

Provided that no such order shall be made after five years from the date of commencement of this Act.

(2) Any order made under sub-section (1) may be given retrospective effect from any date not earlier than the date of addition of the transferred territories to the State of Uttar Pradesh.

(3) No order under sub-section (1) or sub-section (2) shall be called in question in any court on the ground that no difficulty as is referred to in sub-section (1) existed or was required to be removed.

Repeal and **7.** (1) The Uttar Pradesh Laws (Extension to Territories **saving** Transferred from Bihar) Ordinance, 1976 is hereby repealed.

U. P. no. 29 of (2) Notwithstanding such repeal anything done or any action **Ordinance** taken under the aforesaid Ordinance shall be deemed to have been done **1976** or taken under this Act as if this act were in force at all material times.

[The Uttar Pradesh Laws (Extension to Territories Transferred from Bihar) Act, 1976]

1[THE FIRST SCHEDULE]**[See section 3 (1)]**

Serial no.	Short title of the Act	Section	Extent of modifications
1	The Uttar Pradesh Imposition of Ceiling on Land Holdings Act, 1960.	Section 1 Sub-section (3) shall be omitted. Section 5	In sub-section (1), for the words “on and from the commencement of the Uttar Pradesh Imposition of Ceiling on Land Holdings (Amendment) Act, 1972”, the words and figures, “on and from the commencement of the Uttar Pradesh Laws (Extension to Territories Transferred from Bihar) Act, 1976” shall be substituted.
2	The Uttar Pradesh Consolidation of Holdings Act, 1953.	Section 1 Sub-section (3) shall be omitted.	
3	The Land Acquisition (U. P. Amendment) Act, 1954.	Section 1 Sub-section (2) shall be omitted. Section 3	Shall be omitted.
4	The United Provinces Acquisition of Property (Flood Relief) Act, 1948.	Section 1 Sub-sections (2) and (3) shall be omitted.	
5	The Uttar Pradesh Flood Emergency Powers (Evacuation and Requisition) Act, 1951.	Section 1 Sub-section (3) shall be omitted.	
6	The U. P. Government Estates Thekedari Abolition Act, 1958 as repealed and re-enacted with modification by the Uttar Pradesh Government Estates Thekedari Abolition (Re-enactment and Validation) Act, 1970).	Section 1 Sub-sections (2) and (3) shall be omitted.	

[1. Re-numbered by sec. 26 of U. P. Act No. 20 of 1982.](#)

[The Uttar Pradesh Laws (Extension to Territories Transferred from Bihar) Act, 1976]

- 7 The Uttar Pradesh Section 1 Sub-section (3) shall be omitted.
House Sites (Flood
Affected Areas)
(Temporary Powers)
Act, 1957.
- 8 The Uttar Pradesh Section 1 Sub-section (3) shall be omitted.
Bhoodan Yagna Act,
1952.
- 9 The U. P. Panchayat Section 1 For sub-section (3) the following sub-
Raj Act, 1947. section shall be substituted,
namely:—
“(3) In relation to the transferred
territories as defined in the Uttar
Pradesh Laws (Extension to
Territories Transferred from Bihar)
Act, 1976, it shall apply subject to
such modifications as the State
Government may by notification
specify.”
- 10 The Uttar Pradesh Section 1 Sub-section (2) shall be omitted.
Vrihat Jot-Kar
Section 5 The following Explanation shall be
Adhiniyam, 1963. inserted, namely :—
“Explanation : In relation to the
transferred territories as defined in
the Uttar Pradesh Laws (extension to
Territories Transferred from Bihar)
Act, 1976, hereditary rates” means
rates of rent prevailing before the
application of this Act to the said
territories ascertained in such
manner as may be prescribed.”
- Section 7 In sub-section (1), the following
proviso thereto shall be inserted,
namely :—
“Provided that in relation to the
agricultural year ending on June 30,
1976 the reference to the prescribed
date shall be construed as a
reference to the date of expiration of
a period of two

[The Uttar Pradesh Laws (Extension to Territories Transferred from Bihar) Act, 1976]

Serial no.	Short title of the Act	Section	Extent of modifications
------------	------------------------	---------	-------------------------

commencement of the Uttar Pradesh
Laws (Extension to Territories
Transferred from Bihar) Act, 1976.”

- 11 The United Provinces Section 1 Sub-section (3) shall be omitted.
Land Revenue Act,
1901 as amended by
section 339 of (read
with List II of Schedule
III to) the Uttar
Pradesh Zamindari
Abolition and Land
Reforms Act, 1950.

1[THE SECOND SCHEDULE]

(See section 3-A)

Names of the Scheduled villages

- | | |
|--|-----------------------------------|
| 1. Bhikhanpura or Bhikharipura | 2. Shahpur Dighwara |
| 3. Arazi Mafi Anjorpur | |
| 16. Naubarar of 1973 appg. to Belsipah | 17. Naubarar I appg. to Sarwanpur |
| 18. Naubarar I appg. to Palia | |
| 4. Sheopur Gangabarar | 19. Sobhapur |
| 5. Bijaura Gangabarar | 20. Pandari |
| 6. Sital Patti Gangabarar | 21. Paikauli |
| 7. Chaturbhujtari Gangabarar | 22. Asmanpur |
| 8. Govindpur Gangabarar | 23. Govindpur |
| 9. Dangrabad | 24. Chaturbhujpur |
| 10. Bulapur | 25. Alakh Diara |
| 11. Hardeo Chhapra | 26. Pokhara |
| 12. Harsewak Chhapra | |
| 13. Chaubechhapra | |
| 14. Kaulapat Chhapra urf Dubechhapra | |
| 27. Tolo Bare Babu | |
| 28. Tulapur II Portion | |
| 29. Durjanpur | |
| 15. Naubarar I appg. to Belsipah | 30. Udhapur. |

1. Ins. by sec. 26 of U. P Act No. 20 of 1982.