

BRITISH ENACTMENTS

In Force in Native States

VOLUME V

Orders relating to Railways in Native States

COMPILED BY

J. M. MACPHERSON

*of the Inner Temple, Barrister-at-Law, and Secretary to the
Government of India, Legislative Department.*

SECOND EDITION

Revised and continued up to the 15th August 1899,

By A. WILLIAMS, LL.M., I.C.S.

THIRD EDITION

Further revised and continued up to the 19th April 1913,

By O. V. BOSANQUET, C.I.E., I.C.S.

Er. 5.

CALCUTTA

SUPERINTENDENT GOVERNMENT PRINTING, INDIA
1914

AGENTS FOR THE SALE OF BOOKS

PUBLISHED BY THE

Superintendent Government Printing, India, Calcutta

IN THE UNITED KINGDOM.

Constable & Co., 10, Orange Street, Leicester Square, London, W.C.
Kegan Paul, Trench, Trübner & Co., 68—74, Carter Lane, E.C.
Bernard Quaritch, 11, Grafton Street, New Bond Street, London, W.
P. S. King & Son, 2 & 4, Great Smith Street, Westminster, London, S.W.
H. S. King & Co., 65, Cornhill, and 9, Pall Mall, London.
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Deighton, Bell & Co., Cambridge.
Oliver and Boyd, Tweeddale Court, Edinburgh.
E. Ponsoby, Ltd., 116, Grafton Street, Dublin.

ON THE CONTINENT.

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R. Friedlander & Sohn, Berlin, W. N., Carlstrasse, 11.

Karl W. Hiersemann, Leipzig, Germany.
Ernest Leroux, 28, Rue Bonaparte, Paris.
Martinus Nijhoff, The Hague, Holland.

IN INDIA AND CEYLON.

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PREFACE TO THE FIRST EDITION.

THESE Volumes contain all the information I have been able to collect concerning the British Enactments in force in the Native States in India.¹

2. The term "British Enactments," as used in these volumes, includes—

- (I) the Enactments made by the British Legislature in exercise of the general jurisdiction which it possesses over its subjects and servants in all Native States, and
- (II) the Enactments made by or under the authority of the British Indian Executive Government in exercise of the special jurisdiction which it has acquired, usually over all persons, in certain Native States or places therein.

3. The distinction between these two classes of Enactments has been observed in classifying the British Enactments in force in the Native States dealt with in these volumes, the Enactments in force in each local area having been placed under separate heads according as they belong to one or other of these classes. Enactments which purport to be solely made under the authority of the Legislature, or which appear to be limited to the classes of persons with which the Legislature can deal, have been arranged under one head and styled "British-Indian Enactments"; whilst Enactments which purport to be made, in whole or in part, under the special authority of the Executive Government above described, or which do not appear to be limited to the classes of

¹ *i.e.*, the territories of any Native Prince or Chief under the suzerainty of Her Majesty exercised through the Governor-General of India, or through any Governor or other officer subordinate to the Governor-General of India—*see* 52 and 63 Vict., cap. 63, s. 18 (5).

² There are certain exceptions to the general rules laid down in this paragraph, which are noticed in the body of the Lists.

persons with which the Legislature can deal, have been arranged under a different head, having as its title the name of the particular place for which the Enactments have been made with the word "British" prefixed. Broadly speaking, the "British-Indian Enactments" are personal laws applicable only to British subjects or servants, whilst the other Enactments are territorial laws applicable to all persons in the particular places to which they respectively refer.

4. The minor classification under each of these heads is identical, the Enactments being arranged, as far as possible, in separate lists, as they are of the nature of—

- (1) Principal Enactments, that is, Enactments made under the immediate authority of the Legislature or the Executive Government, consisting of—

A.—Enactments of the Legislature—

- (a) Statutes,
 (b) Acts of the Governor-General in Council¹;

B.—Enactments of the Executive Government—

- (a) Enactments of the British-Indian Legislatures applied,
 (b) Special Laws; or

- (2) Subordinate Enactments, that is, Enactments (Rules and Orders) made under authority conferred in this behalf by Principal Enactments.

5. "Special Laws" are new laws made by the Executive Government for places in which it has acquired special jurisdiction, while "Enactments of the British-Indian Legislatures

¹Strictly speaking, *all* the Enactments of the Legislatures established in this country are Subordinate Enactments, inasmuch as the Indian Legislatures derive their authority solely from Parliamentary Enactments; but for the purposes of these Lists, Acts of the Governor-General in Council are classified as on the same footing with Statutes.

applied" are, as their title indicates, existing British-Indian Enactments which have, by order of the Executive Government, been adopted, usually with certain modifications, as laws in such places. Though there is no material distinction between these two kinds of Enactments, it has been found convenient to arrange them in separate groups in these volumes.

6. A general classification of the British Enactments which may be made for the Native States in India, and a detailed classification of the various British Enactments actually in force in the Native States dealt with in each volume, which have been prepared in accordance with the above remarks, will be found in Statements Nos. I and II, prefixed to these volumes (pages xi and xii).

7. The Enactments which the various Native States may have made for their respective territories are beyond the scope of this work.

8. For the convenience of local officers, each volume contains (*see* Part I) the British Enactments in force generally in all Native States in India, as well as the Enactments in force locally in the particular Native States with which it deals.

9. Numerous references to Aitchison's Treaties have been inserted, which will, it is hoped, add to the usefulness of these Lists. The revised edition of 1876 is the one referred to.

10. A short alphabetical index of names of places has been appended for convenience of reference.

11. In compiling the volumes—

(a) Rules and Orders of a temporary nature or conferring powers on persons by name have, as a rule, been omitted ; and

(b) Special Laws and Subordinate Enactments, which are not to be found in the Codes published by the Legislative Department, have, as a rule, been set out *in extenso*.

12. Mr. G. R. Ridge of the Legislative Department Office has assisted me in the preparation of these Lists, and Mr. F. G.

Wigley, the Officiating Under Secretary, has kindly undertaken to supervise the passing of the final proof through the Press and the insertion of such Enactments as may be issued after this date.

13. Lastly, it must be stated that these volumes are not authoritative, and that the Government of India is in no way responsible for their contents. They have been compiled by me from the Official Gazettes, supplemented by local information obtained through the Foreign Department. Though I have made them as complete and accurate as was possible, having regard to the materials at my disposal and the limited time which I have been at liberty to devote to the work, I am fully conscious of their many defects. At the same time I hope that, notwithstanding their imperfections, the volumes will be found to be of some practical value to Political Officers and others desirous of obtaining information concerning the British Enactments in force in the Native States in India.

J. M. MACPHERSON.

SIMLA ;

The 27th October 1890.

In his recent valuable work, "The Protected Native States of India," Mr. Lee-Warner states (see page 366) that if the reader "refers to the official Gazettes of the Indian Government he will find many scores of pages devoted annually to the judicial notifications published by the political offices of the Empire. The law relating to the Native States fills thousands of pages." The object of the work now being brought to completion has been to save the labour and trouble involved in referring to the official Gazettes for these Notifications by supplying information in a classified form as to their contents. Though the work only professes to contain lists of the Notifications in question, it will be found on examination that, except in the case of the two first volumes, which do not, as a rule, reproduce the subordinate Enactments, the whole of each Notification referred to in these volumes is set out *in extenso* either in the last column of the

Lists or in the appendices, so that a reference to the Gazettes, even for the purpose of ascertaining the exact words of a Notification, has been rendered unnecessary. Indeed, if used in conjunction with the "Codes" published by the Legislative Department, which contain the Statutes, Acts, and Regulations mentioned in the Lists, these volumes ought to form a fairly complete handbook to the British Enactments now in force in the Native States of India.

The subject of the relations between the British Government and the Native States of India has of late been brought before the public not only in Mr. Lee-Warner's work above mentioned, but also in Mr. Tupper's no less valuable work, "Our Indian Protectorate." In both these volumes these relations have been treated of chiefly from a politico-historical point of view. In his earlier work, entitled "A Collection of Treaties, Engagements, and Sanads relating to India and neighbouring countries," of which a revised edition has recently been published, Sir Charles Aitchison dealt very fully and comprehensively with the same subject, mainly from the standpoint of our contractual relations towards these States. In these and the previous volumes of this work an attempt has been made to approach this subject from what may be described as its legal or jurisdictional aspect, the object being to show the extent to which British-made law applies to these Native States, and, though these volumes are practically little more than compilations of information which is available to any one who chooses to study the Gazettes, they will perhaps help to throw light on what has hitherto been a somewhat confusing branch of the subject.

J. M. MACPHERSON.

SIMLA;

The 1st January 1895.

Slips Nos 135 to 149 have been pasted on 22.3.14

PREFACE TO THE SECOND EDITION.

IN preparing for publication the second edition of this work one important alteration has been introduced which, it is hoped, will render it more useful for purposes of reference. In the first edition the Enactments were merely summarized and included in the lists, with the exception of certain special ones, which were reproduced *in extenso* in Appendices: in the present edition, however, all Enactments which have been issued by the Government of India have been reproduced *in extenso*, except in so far as they are to be found in the volumes of General Acts of the Governor-General in Council, or in one of the Provincial Codes. In such cases full references are given: and the chronological lists which formed the basis of the first edition are only retained in a simplified form to serve the purposes of a table or index. In its present form it is hoped that the work may be regarded as a not inadequate supplement to the General Acts of the Governor-General in Council and the Provincial Codes.

2. A general nominal index has been added at the end of the sixth Volume (the Western Indian Volume) for facility of reference.

3. Mr. Macpherson, the Secretary to the Government of India in the Legislative Department, who compiled the first edition, has kindly permitted me to consult him in matters regarding the general scheme of the work, and I have to express my obligations to him for his advice. I have also had the assistance of Mr. Ridge of the Legislative Department Office, who has been most useful in helping to prepare the volumes for Press.

A. WILLIAMS.

SIMLA;
The 15th September 1899.

PREFACE TO THE THIRD EDITION.

IN this, the third, edition of "British Enactments in force in Native States," the system of arrangement has been altered from that adopted by Mr. (now Sir John) Macpherson in the first edition. States in relation with the Government of India, with the Administered Areas situated in them, have been grouped (Volumes I-III) apart from those in relation with Local Governments (Volume IV), while one Volume (V) is devoted to Railways wherever situated. Again orders under Acts applied and under Local Laws have been separated from the rest of the enactments, and form Volumes II and III in the case of the first group of States, and Part II of Volume IV in the case of the second group, and Part II of Volume V in the case of railways. Lastly, for convenience of reference, orders relating to Courts have been entered under a separate sub-head in each chapter in Volumes I, IV, Part I, and V, Part I. In the Appendices have been collected all orders to which there are constant references in the body of the work, or which it is convenient to group together for purposes of comparison, such as orders relating to the appointment of Justices of the Peace, of Marriage Registrars, and of Registrars of Births and Deaths.

Each Volume states the law as in force on the 19th April 1913.

O. V. BOSANQUET.

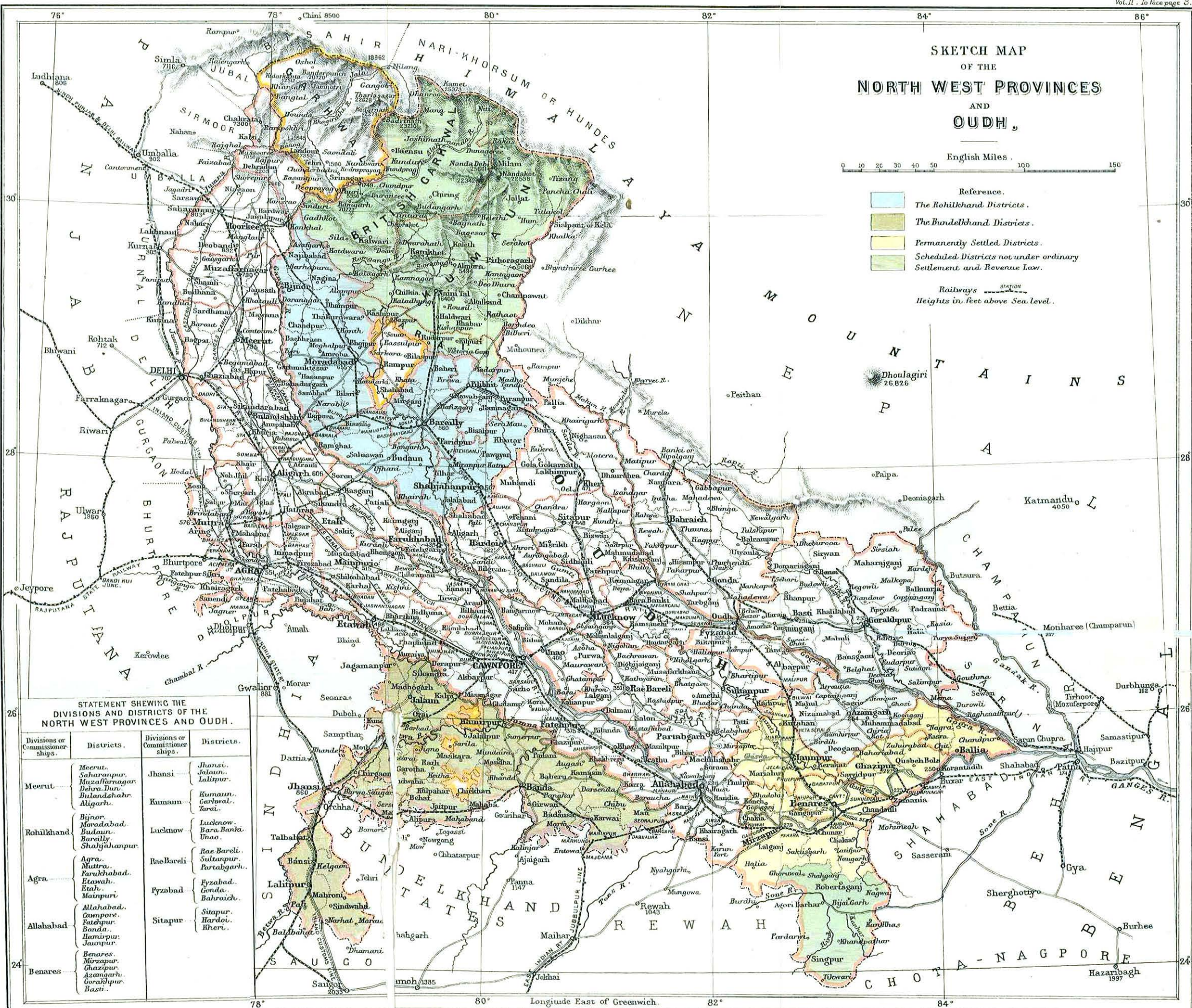
SIMLA;
The 24th April 1913.

SKETCH MAP OF THE NORTH WEST PROVINCES AND OUDH.

English Miles 0 10 20 30 40 50 100 150

- Reference.
- The Rohilkhand Districts.
 - The Bundelkhand Districts.
 - Permanently Settled Districts.
 - Scheduled Districts not under ordinary Settlement and Revenue Law.

Railways ——— STATION
Heights in feet above Sea level.



STATEMENT SHEWING THE DIVISIONS AND DISTRICTS OF THE NORTH WEST PROVINCES AND OUDH.

Divisions or Commissioner-ships.	Districts.	Divisions or Commissioner-ships.	Districts.
Meerut	Meerut.	Jhansi	Jhansi.
	Saharanpur.		Jaloun.
	Muzaffarnagar.		Lalitpur.
Rohilkhand	Dehra Dun.	Lucknow	Kanama.
	Bulandshahr.		Garhwal.
	Aligarh.		Tora.
	Bijnor.		Lucknow.
Agra	Moradabad.	Rae Bareilly	Bara Banka.
	Budaun.		Uthao.
	Bareilly.		Rae Bareilly.
	Shahjahanpur.		Sultanpur.
	Agra.		Partabgarh.
Allahabad	Muttra.	Sitapur	Fyzabad.
	Farukhabad.		Gonda.
	Etawah.		Bahraich.
	Mainpuri.		Sitapur.
	Allahabad.		Hardoi.
Benares	Cawnpore.	Benares	Benares.
	Fatehpur.		Chandauli.
	Banda.		Chandauli.
	Barrampur.		Chandauli.
	Jampur.		Chandauli.

VOLUME V.

PART I.

RAILWAYS IN NATIVE STATES.

For purposes of jurisdiction, railways in Native States can be divided into three classes, namely, those on which the Darbars concerned have ceded full sovereignty to the British Government, those on which they have ceded jurisdiction¹ only, and those on which they retain both sovereignty and jurisdiction. The first class consists (with one² exception) of main lines planned previously to 1864 when that form of cession was relinquished: the second of main lines built since that date: and the third of local lines, situated as a rule in one State only. The lands of the first class are British territory to which the laws of British India extend as such: those of the second class, while remaining Native State territory are Administered Areas for which jurisdictional arrangements have been made as detailed in this Part; while those of the third class are integral portions of the States in which they are situated and the only British enactments³ in force are those which operate in those States as shown in Volume I or Volume IV as the case may be.

Geographically, the lines can be grouped in the following divisions:—

EASTERN DIVISION.

LINES ON WHICH DARBARS HAVE CEDED FULL SOVEREIGNTY.			Lines on which Darbars have ceded jurisdiction only.	LINES ON WHICH DARBARS RETAIN BOTH SOVEREIGNTY AND JURISDICTION.		
NAME OF RAILWAY.		States traversed.		NAME OF RAILWAY.		States traversed.
System.	Line.			System.	Line.	
East Indian Railway.	East Indian Railway, <i>Jubbulpore Branch.</i>	Rewa. ⁴ Baraunda. ⁴ Panna. ⁴ Kotli. ⁴ Sohawal. ⁴ Nagod. ⁴ Malhar. ⁴	Bengal Doars Railway— <i>Southern extension.</i> Bengal Nagpur Railway— <i>Main line, Calcutta extension, Cuttack extension, Kalimati-Gorumahisani Branch.</i>	Bengal Nagpur Railway. Eastern Bengal Railway.	'Mourbhanj' Railway. Cooch Behar Railway. ⁵	Moharbhauj. Cooch Behar.

¹ The form of cession prescribed for this class runs:—

"I (Chief or Minister of the State) hereby cede to the British Government full and exclusive power and jurisdiction of every kind over the lands in the said State which are, or may hereafter be, occupied by the Railway (including all lands occupied for stations, for out-buildings and for other railway purposes) and over all persons and things whatsoever within the said lands."

² The North-Western Railway in Bahawalpur begun in 1871.

³ A Darbar retaining jurisdiction is required to adopt the provisions of the Indian Railways Act as a State Law, together with the general rules in force in British India for the working of railways.

⁴ Proclamations Nos. 878 and 879, dated the 31st May 1871, attached the lands north of Satna to the North-Western (now United) Provinces, and those from Satna southwards to the Central Provinces. *Gazette of India*, 1871, Pt. I, p. 411.

⁵ Intervenes between the metro gauge main line and the Santrabari extension of the Eastern Bengal State Railway.

EASTERN DIVISION—*contd.*

LINES ON WHICH DARBARS HAVE CEDED FULL SOVEREIGNTY.			Lines on which Darbars have ceded jurisdiction only.	LINES ON WHICH DARBARS RETAIN BOTH SOVEREIGNTY AND JURISDICTION.		
NAME OF RAILWAY.		States traversed.		NAME OF RAILWAY.		States traversed.
System.	Line.			System.	Line.	
			<i>Katni-Bilaspur Branch, Raxpur-Vishanagram Branch, Eastern Bengal State Railway. Great Indian Peninsula Railway, Midland Section— Bina-Saugor-Katni Branch, Rajputana-Malwa Rail- way— Malwa Section, South of the Narbada.</i>			

NORTHERN DIVISION.

...	<i>Nil.</i> ¹	...	Agra-Delhi Chord Rail- way. Bengal and North-West- ern Railway. Oudh and Rohilkhand Railway. Rajputana-Malwa Rail- way. Cawnpore-Achnera Sec- tion. Rohilkhand and Kumaon Railway. Kashipore extension.	...	<i>Nil.</i>	
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NORTH-WESTERN DIVISION.

North-West- ern Railway.	North-West- ern Railway <i>Main line.</i>	Bahawalpur ²	Delhi-Ambala-Kalka Rail- way. Jodhpur-Bikaner Railway. (<i>In the Punjab.</i>) Kalka-Simla Railway. Ludhiana-Dhuri-Jakhal Railway. North-Western Railway - <i>Main line.</i> Jammu-Kashmir Section. Mushkaf-Bolan line. ⁴ Quetta loop. ⁴ Quetta-Nushki Section. ⁴ Rawind Bhatinda Branch. Sind Pishin line. ⁴ Nowshera Durgai Rail- way. ³	...	<i>Nil.</i>	...
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¹ The agreement of the Nawab of Rampur in 1864 (*Treaties*, Volume I, Ed. 1909, p. 28) to cede in full sovereignty any land required for the Oudh and Rohilkhand Railway was not acted upon, as the alignment then adopted lay outside the State. When the Bareilly-Rampur-Moradabad chord of this Railway was undertaken in 1892, the State ceded jurisdiction, the exercise of which is now provided for by notification No. 1947-I.B., dated the 16th September 1912, printed *infra* p. 11.

² Proclamations No. 1385-J. P., dated the 14th July 1879, No. 160-I., dated the 13th July 1882, and No. 1018-I., dated the 26th February 1887, attached these lands to the Punjab. *Gazette of India*, 1879, Part I, p. 609; 1882, Part I, p. 280, and 1887, Part I, page 116. See also Act XIII of 1883. Punjab and North-West Code, Ed. 1903, p. 145.

³ The last few miles to Durgai lie in tribal territory in the Dir, Swat and Chitral Agency of the North-West Frontier Province.

⁴ In Baluchistan Agency Territories.

WESTERN DIVISION—contd.

LINES ON WHICH DARBARs HAVE CEDED FULL SOVEREIGNTY.			Lines on which Darbars have ceded jurisdiction only.	LINES ON WHICH DARBARs RETAIN BOTH SOVEREIGNTY AND JURISDICTION.		
NAME OF RAILWAY.		States traversed.		NAME OF RAILWAY.		States traversed.
System.	Line.			System.	Line.	

No. 1.

Page 4.—In the list of railways in the Western Division on which Darbars have ceded jurisdiction, after the entries relating to the Junagarh Railway insert the words "Khijadia-Amreli-Chalala Railway."

			Morvi Railway. North Western Railway. <i>Main line (in Sind).</i> Palanpur Deesa Railway. Petlad Cambay Railway. Rajpipla Railway. Rajputana Malwa Railway. <i>Main line (to Rajputana Frontier).</i> Sangli Railway. Tapti Valley Railway.	Junagarh Railway.	Bedi Bandar Dock Estate section.* Junagarh Railway. Verawal Dock Estate section.* Quarry branch.* Kosamba-Zankavav Railway. Morvi Railway. Quarry branch.* Petlad - Vaso Railway.	Navanagar. Junagarh. Junagarh. Baroda. Morvi. Baroda.
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NORTH CENTRAL DIVISION.

Nil.		Baran Kotah Railway. Bhopal Itarsi Railway. Bhopal Ujjain Railway. Bina-Guna-Baran Railway. Godhra Ratlam Nagda Railway (in Central India). Great Indian Peninsula Railway, Midland Section. <i>Main line.</i> <i>Cawnpore Branch.</i> <i>Manikpore Branch.</i> Nagda-Mutra Railway. <i>Main line.</i> <i>Bajana Agra Branch.</i> Nagda Ujjain Railway. Rajputana Malwa Railway. <i>Main line (Rajputana).</i> <i>Agra Branch.</i> <i>Malwa section (North of the Narbada).</i> <i>Rewari Phulera Chord (in Rajputana).</i> <i>Sambhar Branch.</i> <i>Ujjain Branch.</i>	Bombay, Baroda and Central India Railway. Great Indian Peninsula Railway. Jodhpur Bikaner Railway.	Jaipur Railway.	Jaipur. Dholpur: Bari Railway. Gwalior Light Railway. ¹ Jodhpur Bikaner Railway. ² (in Rajputana) Pipar Road Bilara Light Railway. Udaipur Chitor-garh Railway.	Jaipur. Dholpur: Gwalior. Jodhpur Bikaner. Jodhpur. Mewar.
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¹ See footnote 3 on previous page.

² Consists of the lengths Gwalior to Bind, Gwalior to Sheopur Kalan and Gwalior to Sipri.

³ Consists of the lengths Kuchaman Road to the Sind frontier, Luni to Marwar Junction, Merta Road to the Punjab Frontier and Degana to the Punjab Frontier with other short branches. In 1699-1900 the Maharajas of Jodhpur and Bikaner ceded full jurisdiction on the lengths in their territories: but the Darbars have been allowed to retain jurisdiction.

* For goods traffic only.

SOUTH CENTRAL DIVISION.

LINES ON WHICH DARBARs HAVE CEDED FULL SOVEREIGNTY.			Lines on which Darbars have ceded jurisdiction only.	LINES ON WHICH DARBARs RETAIN BOTH SOVEREIGNTY AND JURISDICTION.		
NAME OF RAILWAY.		States traversed.		NAME OF RAILWAY.		States traversed.
System.	Line.			System.	Line.	
...	<i>Nil.</i>	...	Great Indian Peninsula Railway— <i>Nagpur Branch.</i> ¹ <i>Amraoti Branch.</i> ¹ <i>Khamgaon Branch.</i> ¹ <i>South-East Main Line (in Hyderabad).</i> Hingoli Branch Railway. Hyderabad-Godavari Valley Railway. Madras and Southern Maratha Railway. <i>North-West Main Line (in Hyderabad).</i> Murtaiapur-Klichhnu	...	<i>Nil.</i>	...

No. 62.

* Page 5.—In the statement relating to the South Central Division in the last three columns insert the following :—

Nizam's Guaranteed State Railway, Mint siding near Khairatabad, Hyderabad.

SOUTH CENTRAL DIVISION.

...	<i>Nil.</i>	...	Hindupur Railway. Kolar-Goldfields Railway. Madras and Southern Maratha Railway. <i>Mysore section (partly).²</i> <i>South-West line, Ban- galore Branch.</i> Shoranur-Cochin Railway. Tinnevely Quilon Railway.	...	Banga Joro- Chick Balla- pur Light Railway. Birtur Shimoga Railway. Bowringpet- Kolar Rail- way. Madras and Southern Mara- tha Railway. <i>Hospet Kottur Branch.</i> <i>Mysore Section (partly).³</i> Mysore-Nan- jangud Rail- way. <i>Kolar Gold Fields Ry.</i>	Mysore. Mysore. Mysore. Sandur. ⁴ Mysore. Mysore.
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¹ In Berar.

² The length from Bangalore to Harihar.

³ The Darbar has been allowed to retain jurisdiction, although it was ceded in 1907.

⁴ The length from Mysore to Bangalore.

EASTERN DIVISION.¹

It is sufficient for practical purposes to record that in all the railway lands in the Eastern Division over which jurisdiction has been ceded, the Laws² Courts and administrative arrangements generally of the neighbouring British districts³ have been introduced by the following notification:—

No. 754-I.B., dated the 28th March 1912.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction over the lands lying within the States specified in the second column of the schedule hereto annexed which are, or may hereafter be occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes) and over all persons and things whatsoever within the said lands:

In exercise of such power and jurisdiction and of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of justice within the said lands:—

(1) All laws for the time being in force in the districts or areas specified in the third column of the said schedule shall be in force in the lands lying within the States specified in the corresponding entry in the second column which are occupied by the portions of the railways specified in the corresponding entry in the first column thereof.

(2) The Local Government and all officers subordinate to it for the time being exercising executive authority within the said districts or areas shall exercise the like authority within the said lands, except in connection with the administration of police which shall be vested in the officer for the time being in charge of Railway Police under the said Local Government.

(3) All Courts having for the time being jurisdiction within the said districts or areas shall have the like jurisdiction within the said lands.

(4) The following notifications of the Government of India in the Foreign Department are hereby recalled to the extent noted against each:

No. 136.

Page 7.—*Make* the following addition to footnote 2:—

“In consequence of the war with Germany, Austria and Turkey, certain other enactments and orders have also been separately applied to these lands—

No. 138.

Page 7.—In foot-note 3 for “No. 853-I.B., dated the 16th April 1913,” substitute “No. 580-D., dated the 26th January 1917.”

Schedule.

	Railway.	State.	District.	
Bombay, Baroda and Central India Railway system.	1. Rajputana-Malwa Railway. <i>Malwa Section.</i>		
	Northern end of the Narbada Bridge. } Khandwa.	Indore . . .	Nimar.	
Great Indian Peninsula Railway system.	2. Indian Midland Railway. <i>Bina-Saugor-Katni Branch.</i>			
	Damoh-Katni	Panna . . .	Damoh.	
Bengal Nagpur Railway system.	3. Bengal-Nagpur Railway. <i>Katni-Bilaspur Branch</i>	Rewa . . .	Bilaspur.	
	<i>Main line.</i>			
	Gondia-Raipur	Khairagarh Nandgaon	} Drug.	
	Bilaspur	Sakti . . .		
	Gangpur frontier near Jamga. } Western frontier of Gangpur near Jamga.	Raigarh . . .	} Bilaspur.	
		Jharsuguda. } Jharsuguda.		Gangpur . . .
	Jharsuguda	} Frontier of Bamra near Sonakhan. ¹	Gangpur . . .	} Sambalpur.
			Bamra . . .	
	Bamra Frontier near Sonakhan. } Purulia.	Gangpur . . .		
		Kharsawan . . .	} The Kolhan in the Singhbhum District.	
	Seraikella . . .			
<i>Calcutta extension.</i>				
Sini-Kalimati	Seraikella . . .			
<i>Kalimati-Gorumahisani Branch.</i>	Moharbhaj	} ¹ The Dhalbhum Pargana in the Singhbhum District.		
<i>Cuttack extension.</i>				
Khargpur-Balasur	Moharbhaj . . .	Balasure.		
<i>Raipur-Vizianagram section</i>	Patna . . .	Raipur.		
	Kalahandi . . .	Bisenkatak Taluk of the Vizagapatam District.		

¹ Substituted by notification No. 175-I.B., dated the 30th January 1913. *Gazette of India*, 1913, Part I, p. 98.

Schedule—contd.

	Railway.	State.	District.
Bengal Doors Railway system.	4. Bengal Doors Railway. <i>Southern extension.</i>		
	Barnes-Baura	Cooch Behar .	Jalpaiguri.
Eastern Bengal State Railway system.	5. Eastern Bengal State Railway. <i>Northern section.</i>		
	Farbatipur-Jalpaiguri	Cooch Behar .	Jalpaiguri.
	<i>Kaunia-Dhubri section</i>	Cooch Behar .	Rangpur.

[*Gazette of India*, 1912, Pt. I, p. 391.]

NORTHERN DIVISION.

In all the railway lands in the Northern Division, over which jurisdiction has been ceded, the administration has been assimilated to that of the neighbouring British districts² by the following notification :—

No. 1947-I. B., dated the 16th September 1912.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction over the lands lying within the States specified in the second column of the schedule hereto annexed which are occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes) and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of justice within the said lands :—

- (1) All laws³ for the time being in force in the districts specified in the third column of the said schedule shall be in force in the lands lying within the States specified in the corresponding entry in the second column which are occupied by the portions of the Railways specified in the corresponding entry in the first column thereof.
- (2) The Local Government and all officers subordinate to it for the time being exercising executive authority within the said districts shall exercise the like authority within the said lands.
- (3) All Courts having for the time being jurisdiction within the said districts or areas shall have the like jurisdiction within the said lands.

No. 37.

Page 11.—Make the following addition to footnote 3 :—

“ In consequence of the war with Germany, Austria and Turkey, certain other enactments and orders have also been separately applied to these lands—*vide* Appendix XX.”

No. 139.

Page 11.—In foot-note 2 (see Addendum No. 17) for “ No. 853-I.B., dated the 16th April 1913,” substitute “ No. 580-D., dated the 26th January 1917.”

SCHEDULE.

	Railway.	State.	District.
Bengal and North-Western Railway System.	Bengal and North-Western Railway, Benares-Allahabad.	Benares . .	Benares.
Bombay, Baroda and Central India Railway System.	Rajputana-Malwa Railway, <i>Caunpore-Achnera Section,</i> Muttra-Achnera.	Bharatpur . .	Muttra.
Great Indian Peninsula Railway System.	Agra-Delhi Chord Railway, Agra-Muttra.	Bharatpur . .	Muttra.
Oudh and Rohilkhand Railway System.	Oudh and Rohilkhand Railway, <i>Main Line.</i>	{ Benares . . Rampur . .	Benares. Muradabad.
Rohilkhand and Kumaon Railway System.	Rohilkhand and Kumaon Railway, <i>Kashipur extension.</i>	Rampur . .	Muradabad.

[Gazette of India, 1912, Pt. I, p. 1016.]

NORTH-WESTERN DIVISION.¹

A In the North-Western Division of railways the provisions for the exercise of jurisdiction are as follows :—

Or the short length of the Nowshera-Durgai Railway in tribal territory the arrangements are identical with those in the rest of the Dir, Swat and Chitral Agency. Nowshera-Durgai Railway.

B The sections of the North-Western Railway in Baluchistan (outside British Baluchistan) form an integral part of the Baluchistan Agency territories. Thus, the lengths of the Sind-Pishin line from Spintangi to Nari and from Sibi to the frontier near Jacobabad are included for all purposes in the Sibi (*alias* Kohlu, Nasirabad and Railway) District: the Mushkaf-Bolan line and the Quetta-Nushki section are similarly incorporated in the Bolan Pass and Nushki Railway District; and the Quetta loop lies in the Quetta District. All particulars regarding the enactments in force and the Courts exercising jurisdiction will be found in the Chapter dealing with Baluchistan Agency Territories. North-Western Railway in Baluchistan.

C The other railways in the Division fall into two categories, *viz.* :— Other lines.

(i) lines where the arrangements are assimilated to those of the neighbouring British districts, and

(ii) lines where particular Acts have been applied and special Courts have been created.

The former are provided for by the following notification :—

No. 515 I-B, dated the 17th March 1913.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of the said lands.

(1) All laws² for the time being in force in the districts of the Punjab specified in the third column of the said schedule shall be in force in the No. 38.

Page 13.—Make the following addition to footnote 2 :—

“ In consequence of war with Germany, Austria and Turkey, certain other enactments and orders have also been separately applied to these lands—*vide* Appendix XX.”

Page 13.—For footnote 3 substitute the following :—

² These lands have been included as part of the States whose territory they are, in the Province of the Punjab for the purposes of the Administrator-General's Act, 1913, and the Official Trustee Act, 1913, by notifications Nos. 1449-D. and 1450-D., dated the 19th March 1914. Printed in Appendices VI and XIX.

second column which are occupied by the portions of the Railways specified the corresponding entry in the first column thereof.

(2) The Lieutenant-Governor of the Punjab and all officers subordinate to him for the time being exercising executive authority within the said districts shall exercise the like authority within the said lands.

(3) All Courts having for the time being jurisdiction within the said districts shall have the like jurisdiction within the said lands.

II. The following notifications of the Government of India in the Foreign Department are hereby cancelled to the extent noted against each :—

(Not reprinted.)

SCHEDULE.

Railway.	State.	District.	
1	2	3	
Bombay, Baroda and Central India Railway system.	1. Rajputana-Malwa Railway.		
	<i>Main Line.</i>		
	Ajeraka-Delhi	Nabha Pataudi	} Gurgaon.
	<i>Rewari-Bhatinda-Fazilka Section</i>		
	Rewari-Bhatinda-Faridkot frontier	Dujana Jind Patiala	} Hissar.
Faridkot frontier-Muksar	Faridkot Nabha	} Ferozepore.	
East Indian Railway system.	2. Delhi-Ambala-Kalka Railway.		
	Ambala-Kalka	Patiala Kalsia	} Ambala.
North-Western Railway system.	3. North-Western Railway.		
	<i>Main Line.</i>		
	Ambala-Khanna	Patiala Nabha	} Ambala.
	Khanna-Ludhiana Ludhiana-Amritsar	Patiala Kapurthala	
	<i>Raewind-Bhatinda Branch.</i>		
	Ferozepore-Bhatinda	Faridkot Nabha Patiala	} Ferozepore.
<i>Jammu-Kashmir Section.</i>			
Sialkot-Jammu	Jammu	Sialkot.	
Ditto	4. Southern Punjab Railway.		
	<i>Main Line.</i>		
	Samasata-Panjkosi	Bahawalpur Bikaner	Multan. Ferozepore.
<i>Ludhiana Extension.</i>			
McLeodganj-Fazilka	Bahawalpur	Multan.	

On the lines of the second category the following British enactments are in force :—

Lines where particular Acts and special Courts have been introduced.

I.—Statutes.—See Appendix I.

II.—Acts of the Governor-General in Council.—See Appendix II.

III.—Orders under Statutes.

The Indian (Foreign Jurisdiction) Order in Council, 1902.—See Appendix III. 53 and 54 Vict., c. 37.

IV.—Orders under Acts of the Governor-General in Council and of Local Legislatures.

No. 4160-I, dated the 27th December 1894.—Printed in Appendix V.

Indian Christian Marriage Act, 1872.
Officer appointed Marriage Registrar and licensed to grant certificates of marriage between Native Christians in the Patiala State.

No. 2033-I. B, dated the 26th September 1912.—Printed in Appendix V.

Delegation to the Lieutenant-Governor of powers under the Act in all States in the Punjab.

No. 1586-E., dated the 29th August 1892.—Printed in Appendix V.

Fees and Rules.

* *No. 900, dated the 22nd February 1872.—*In the exercise of the power vested in him by the last clause of section 2 of the European Vagrancy Act, 1869, His Excellency the Acting Governor-General in Council is pleased to extend sections 4 to 16 (both inclusive), 19, 20, 24 and 29 of the said Act, to the Punjab, as well as to the dominions of the Princes and States in alliance with Her Majesty, situated within the limits of the Province, with effect from the date † of the re-publication of this notification in the local Gazette of the Government of the Punjab.

European Vagrancy Act, 1874.
Provisions brought into force in Punjab States from the 29th February 1872.

[*Gazette of India, 1872, Pt. I, p. 188.*]

* This notification is kept in force by s. 2 of Act IX of 1874, and should now be read as referring to ss. 4 to 16, 19, 20, 24 and 29 of that Act.

† It was published in the *Punjab Government Gazette* on the 29th February, 1872. See p. 274 of that Gazette.

Indian Arms Act,
1878.

Exemption of certain
persons from certain
prohibitions and
directions contained
in the Act.

Rules regarding the
export of arms and
ammunition from,
and their import
into, British India.

No. 3102, dated the 16th August 1909.—Printed in Appendix XVII.
(The Indian Arms Rules, 1909.)

Births, Deaths and
Marriages
Registration Act,
1886.

Appointment of—
(a) Marriage Regis-
trars, and
(b) Registrar-Gen-
eral for the Phulkian
States and Baha-
walpur.

No. 705 I-B, dated the 3rd April 1911.—Printed in Appendix
VIII.

Fees and Rules.

¹ *No. 1173, dated the 19th July 1888.*—Printed in Appendix VIII.

Indian Stamp Act,
1899.

Remission of duty
in British India on
instruments executed
and properly stamped
in the railway lands.

² *No. 3616-Exc., dated the 16th July 1909.*—In exercise of the powers
conferred by section 9, clause (a), of the Indian Stamp Act, 1899 (II of
1899), * the Governor-General in Council is pleased * * to remit the
duties * chargeable in respect of instruments of the classes hereinafter
described :—

* * * * *

81. Instrument executed in the areas mentioned in the schedule hereto
attached in respect of which the stamp duty with which it is chargeable under
the Stamp Law for the time being in force in the said areas has been paid in
accordance with the said Law.

SCHEDULE.

Areas. . .

* * * * *

³ 11. Railway lands in Jammu and Kashmir and in States in the
Punjab over which the Governor-General in Council exercises jurisdiction.

* * * * *

[*Gazette of India, 1909, Pt. I, p. 507.*]

¹ For revised schedules A and B see notification No. 273, dated the 14th February 1913.
Punjab Gazette, 1913, Pt. I, p. 118.

² For notifications securing similar remissions in Administered Areas under British jurisdic-
tion, see pages 111 and 176 in Volume II, and corresponding notifications in Volumes III and IV.

³ Added by notification No. 246-F., dated the 28th February 1913. *Gazette of India, 1913.*
Pt. I, p. 169.

Fees.

No. 311, dated the 11th August 1904.—In exercise of the power conferred by sub-section 4 of section 2 of the Indian Foreign Marriage Act, 1903 (XIV of 1903), the Governor-General in Council is pleased to prescribe a fee of Rs. 5 for every certificate to the effect that notice under the Act has been given, and published in accordance with the said section.

A Marriage Registrar, District Magistrate, * * * or Political Agent may in his discretion remit a part not exceeding three-fourths of the fee to any person who appears to him to be in indigent circumstances.

Where the fee is received by any person, who is a Government servant and not a minister of religion, it shall be paid into a Government Treasury: and where it is received by any other person it may be retained by him.

[Gazette of India, 1904, Pt. I, p. 592.]

No. 648-I.-B, dated the 31st March 1913.—Printed in Appendix IX.

Indian Extradition
Act, 1903.

Officers invested
with powers of a
Political Agent under
the Act.

No. 717, dated the 20th August 1904.—Printed in Appendix X.

Indian Universities
Act, 1904.

Inclusion of Punjab
States in the terri-
torial limits of the
Punjab University.

No. 749-I. B, dated the 27th March 1912.—Printed in Appendix XI.

Code of Civil
Procedure, 1908.

Authority to
sanction institution of
suits and execution
of decrees against
Chiefs of Punjab
States.

No. 20.

Pages 17, 48, 57.—For "Administrator-General's Act, 1874," substitute "Administrator-General's Act, 1913."

} 13

No. 21.

Pages 17, 48, 57.—For "No. 855-I. B., dated the 16th April 1913," substitute "No. 1449-D., dated the 19th March 1914."

poses

No. 3542-I., dated the 27th August 1891.—Printed in Appendix VI.

Exercise of the

No. 19.

Page 17.—After entry relating to No. 3542-I., dated the 27th August 1891, insert the following:—

No. 1450-D., dated the 19th March 1914.—Printed in Appendix XIX.

Official Trustees
Act, 1913.
Inclusion of Punjab
States in a ter-
ritorial division for

Page 18.—Before the entry relating to No. 784-I.B, dated the 9th April 1913, insert the following :—

No. 1442-I.B, dated the 14th August 1914.—Printed in Appendix XX. Foreigners Act, 1864.

After the same entry, insert the following :—

No. 1387-I.B, dated the 11th August 1914.	} Printed in Appendix XX.	Indian Naval and Military News (Emergency) Ordinance, 1914 (I of 1914).
No. 1666-I.B, dated the 28th August 1914.		

No. 68.

Page 18.—After “No. 1666-I.B., dated the 28th August 1914” (addendum No. 39), insert the following :—

No. 393-I.B., dated the 9th April 1915.	} Printed in Appendix XX.	Foreigners (Amendment) Act, III of 1915.
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No. 394-I.B., dated the 9th April 1915.	} Printed in Appendix XX.	Defence of India (Criminal Law Amendment) Act, IV of 1915.
---	---------------------------	--

No. 852-I.B., dated the 20th May 1915.	} Printed in Appendix XX.	Indian Soldiers (Litigation) Ordinance, II of 1915.
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said enactments any Court in the Railway Lands may construe the provisions thereof, and any notifications, orders, rules, forms or bye-laws thereunder, with such alterations, not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court.

Provided, fourthly, that the Lieutenant-Governor of the Punjab may direct by what officer any authority or power under the said enactments shall be exerciseable.

II. The following notifications of the Government of India in the Foreign Department mentioned in the ² second schedule heretoannexed are hereby cancelled to the extent noted against each.

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued, but that, save as aforesaid, all proceedings commenced, officers appointed or authorised, jurisdictions or powers conferred or confirmed, notifications published

¹ Printed *infra*, p. 24.

² Not reprinted.

rules made, orders passed, and things done under any of the enactments specified in the notifications hereby superseded in the Railway Lands, shall so far as may be, be deemed to have been respectively commenced, appointed, or authorized, conferred or confirmed, published, made, passed and done under the corresponding enactments specified in this notification.

FIRST SCHEDULE.

Enactments applied.	Further modifications and restrictions.
1. The Indian Penal Code (Act, XLV of 1860).	In section 75 the words "British India" shall be read as referring to British India and the Railway Lands.
2. The Police Act, 1861 (V of 1861).	(1) In section I for the first paragraph the following shall be substituted:— "The words 'Magistrate of the district' shall mean the officer exercising within the railway lands in question the powers of a District Magistrate as described in the Code of Criminal Procedure, 1898." (2) In section 34 for the words "road or in any open place or street or thoroughfare within the limits of any town" the words "railway lands" shall be substituted.
3. The Indian Succession Act, 1865 (X of 1865).	(1) In section 3 the definition of "British India" and the word 'therein' in the definition of "High Court" shall be omitted.
4. The Public Gambling Act, 1867 (III of 1867).	The preamble, the first two paragraphs of section 1, and section 2 shall be omitted.
5. The Court-fees Act, 1870 (VII of 1870).	
6. The Cattle-trespass Act, 1871 (I of 1871).	
7. The Indian Evidence Act, 1872 (I of 1872).	In section 57, 74, 78 and 79 the words "British India" shall be read as referring to British India, the Railway Lands and areas outside British India under the administration of the Governor-General in Council.
8. The Indian Contract Act, 1872 (IX of 1872).	
9. The Indian Oaths Act, 1873 (X of 1873).	

No. 63.

Page 19.—After Entry No. 10 in the First Schedule annexed to Notification No. 517-I.B., dated the 17th March 1913, insert the following in column 1:—

10-A. The Indian Explosive Act, 1884 (IV of 1884).

[Notification No. 2557-I. B., dated the 21st December 1914, *Gazette of India*, 1914, Part 1 p. 2272.]

FIRST SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
12. The Provincial Small Cause Courts Act, 1887 (IX of 1887).	
13. The Police Act, 1888 (III of 1888).	
14. The Succession Certificate Act, 1889 (VII of 1889).	<p>For section 17 the following shall be substituted :—</p> <p>“ 17. Where a certificate in the form of the second schedule to this Act has been granted under the Succession Certificate Act, 1889, by a Court having jurisdiction under the Act in British India, or under the Act as applied in any area outside British India which is under the administration of the Governor-General in Council, or where a certificate in the form, as nearly as circumstances admit, of the said schedule has been granted to a resident within a Foreign State by the British representative accredited to the State, or where a certificate so granted has been extended in such form by such court or by such representative, the certificate shall have the same effect as a certificate granted or extended under this Act.”</p>
15. The Revenue Recovery Act, 1890 (I of 1890).	<p>For section 8 the following shall be substituted :—</p> <p>“ 8. The provisions of this Act shall apply equally to—</p> <p>(a) The recovery in the Railway Lands of any arrear of land revenue accruing, or sum recoverable as an arrear of land revenue and payable to a Collector or other public officer or to a local authority, in any part of British India or in any local area which is not part of British India but which is under the administration of the Governor-General in Council and to which the Revenue Recovery Act, 1890, has been applied ; and</p> <p>(b) The demand for the recovery in British India or in any such local area of any such arrear accruing, or sum so recoverable and payable, in the Railway Lands.”</p>
16. The Epidemic Diseases Act, 1897 (III of 1897).	
17. The General Clauses Act, 1897, (X of 1897).	<p>In section 3, clause (7) the words ‘ British India ’ shall remain unmodified. But in any other enactment, where this definition would otherwise apply, the words shall be read subject to the provisions of this notification.</p>

FIRST SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
18. The Code of Criminal Procedure, 1898 (V of 1898).	<p>(1) Sections 22 to 25 shall be omitted.</p> <p>(2) A Sessions Judge at his discretion—</p> <p>(a) may take cognizance of an offence without the accused person being committed to the Court of Session by a Magistrate and, if so, shall follow the procedure laid down by this Code for the trial of warrant cases by Magistrates; and</p> <p>(b) in other cases may direct that any trial before the Court of Session shall be without jury or aid of assessors.</p> <p>(3) In section 503, sub-section (1), after the words "such attendance and" the words "if such witness resides in any area to which this Code applies or in British India" shall be inserted.</p> <p>(4) Nothing in the Code as applied shall be deemed to apply to proceedings against European British subjects or persons charged jointly with European British subjects.</p>
19. The Indian Post Office Act, 1898 (VI of 1898).	
20. The Indian Stamp Act, 1899 (II of 1899).	
21. The Indian Extradition Act, 1903 (XV of 1903).	
22. The Provincial Insolvency Act, 1907 (III of 1907).	
23. The Code of Civil Procedure, 1908 (V of 1908).	<p>(1) In section 2, sub-section (5), section 10 and rule 49, sub-rules (4) and (5) of Order XXI in the First Schedule the words "British India" shall be read as referring to British India and the Railway Lands.</p> <p>(2) In the proviso to section 29 after the word "summonses" the words "are situated in British India or" shall be inserted.</p> <p>(3) For section 43 the following shall be substituted:—</p> <p>"43. Any decree passed by a Civil Court in British India, or <small>Execution of decrees of British Courts.</small> by any Court established or continued by the authority of the Governor-General in Council, may, if it cannot be executed within the jurisdiction of the Court by which it was passed, be executed in the manner herein provided within the jurisdiction of any Court in the Railway Lands."</p>

FIRST SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
<p>23. The Code of Civil Procedure 1908 (V of 1908)—<i>contd.</i></p>	<p>(4) In section 45 after the words "any Court" the words "situate in British India or" shall be inserted.</p> <p>(5) In section 78 for clause (b) the following shall be substituted :—</p> <p>— "Court situate in British India or in any other part of the British Empire, or "</p> <p>(6) To rule 25 of Order V in the First Schedule the following shall be added :—</p> <p>" Provided that, if the defendant resides in British India, the summons may be sent for service to a Court (not being a High Court) having jurisdiction at the place where he resides: and if the Court returns the summons with an endorsement signed by the Judge or other officer of the Court that the summons has been served on the defendant in manner hereinbefore directed, such endorsement shall be deemed to be evidence of service."</p> <p>(7) The provisions of rule 48 of Order XXI in the First Schedule shall apply only to those cases in which the salary or allowances are payable in the Railway Lands.</p>
<p>24. The Indian Limitation Act, 1908 (IX of 1908).</p>	<p>(1) In section 13, the words "British India" shall be read as referring to British India and the Railway Lands.</p> <p>(2) Sections 30 and 31 shall be omitted in the application of the Act to the Jodhpur-Bikaner Railway Lands.</p> <p>(3) In the case of articles 52, 53, 57, 59, 61, 63, 64, and 66 to 80 in the First Schedule the period of limitation shall be six years, provided that this shall not be deemed to revive any right to sue already at the date of this notification barred under the Indian Limitation Act, 1877, or the Indian Limitation Act, 1908, as in force hitherto in the Railway Lands.</p>

FIRST SCHEDULE—*concl'd.*

Enactments applied.	Further modifications and restrictions.
25. The Indian Registration Act, 1908 (XVI of 1908).	<p>(1) In section 33 the words "British India" shall remain unmodified.</p> <p>(2) In section 33, sub-section (1), after the words "executing the power-of-attorney resides" in clause (a) and after the words "does not reside" in clause (c), the words "in the railway lands or" shall be added.</p>
26. The Whipping Act, 1909 (IV of 1909).	Section 6 shall be omitted.
27. The Indian Lunacy Act, 1912, (IV of 1912).	<p>(1) To section 3, sub-section 1, the following shall be added:—</p> <p style="padding-left: 40px;">"and includes any asylum in the Punjab which the Lieutenant-Governor of the Punjab may by general or special order appoint."</p> <p>(2) Sections 14, 15 and 67 shall be subject to the proviso that, if a lunatic is an inhabitant of a Native State, the Magistrate or Judge, as the case may be, may make him over to the care of such State with its consent and, in the case of an order under section 67, with the consent of the person on whose application the inquisition was instituted.</p> <p>(3) In section 85 for the words "in any province" and "in any other province" respectively the words "in the Railway Lands" and "outside the Railway Lands" shall be substituted.</p>

[*Gazette of India*, 1913, Pt. I, p. 238.]

V.—Orders relating to Courts.

Execution of capital sentences in British India.

No. 1431-I, dated the 27th April 1893.—Printed in Appendix XIII.

Criminal law and procedure of British India applicable to British subjects in Native States.

No. 1863-I.A, dated the 13th May 1904.—Printed in Appendix IV.

Appointment of Justices of the Peace with instructions to commit to Court of Sessions.

No. 22.

Page 24.—For “No. 639-I. A., dated the 14th February 1902,” substitute “No. 741-I. B., dated the 7th May 1914.”

No. 140.

Justice invested of Magistrate first class inquests.

Page 24.—For “No. 680-I.B., dated the 19th March 1912,” substitute “No. 319-D., dated the 16th January 1917.”

Constitution of District and Criminal Courts.

No. 510-I.B, dated the 17th March 1913.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States named in the second column of the first schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by outbuildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of justice within the said lands.

PART I.—CRIMINAL JURISDICTION.

For the purposes of criminal jurisdiction, except in proceedings against European British subjects and persons jointly charged with European British subjects, the following arrangements shall be made, namely :—

(1) Within the lands occupied by the Railways as aforesaid, the officers and the Court mentioned in the corresponding entries in the third, fourth and fifth columns of the first schedule shall exercise, respectively—

- (a) the powers of a District Magistrate including all powers conferrable on a District Magistrate,
- (b) the powers of a Court of Session, and
- (c) the powers of a High Court,

as described in the Code of Criminal Procedure, 1898, as for the time being in force in the said lands.

(2) In any case in which the complainant, if any, and all the accused persons are subjects of the same Native State, it shall be in the discretion of a Court of original criminal jurisdiction to decline to exercise the powers hereby conferred.

PART II.—CIVIL JURISDICTION.

For the purposes of civil jurisdiction the following arrangements shall be made, namely :—

Within the lands occupied by the Railways, as aforesaid, the officers and the Court mentioned in the corresponding entries in the sixth and seventh columns of the first schedule shall exercise, respectively, for all purposes connected with the administration of civil justice—

- (a) the powers of a Divisional Court; and
- (b) the powers of the Chief Court;

as described in the Punjab Courts Act, 1884, as for the time being in force.

II. The notifications of the Government of India in the Foreign Department mentioned in the schedule¹ hereto annexed are hereby cancelled to the extent noted against each :

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued.

¹ Not re-printed.

FIRST SCHED

1	2	3
Railway.	State.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure, 1898.
Bombay, Baroda and Central India Railway system. Jodhpur-Bikaner Railway system.	1. Rajputana-Malwa Railway: <i>Kewari-Phulera Chord</i> . 2. Jodhpur-Bikaner Railway. <i>Bhatinda-Bikaner frontier</i> . 3. Kalra-Simla Railway. 4. Ludhiana-Dhuri-Jakhal Railway. <i>Ludhiana-Malerkotla frontier near Lache-Baddi. Malerkotla frontier-Jakhal</i> . 5. Rajpura-Bhatinda Railway. <i>Rajpura-Dhuri</i> . Dhuri-Bhatinda . . . 6. Southern Punjab Railway. <i>Main line. Gaddarbaha-Budhlada</i> . Budhlada-Jind frontier near Uchama. Jind frontier near Uchama-Karaluthi. <i>Narwana-Kuthal Branch</i> .	Nabha Patiala Patiala Patiala Gughat Keonthal Malerkotla Patiala Nabha Jind Patiala Nabha Patiala Nabha Patiala Jind Patiala
North-Western Railway system.		The Deputy Commissioner, Gurgaon. The Deputy Commissioner, Ferozepore. The Assistant Superintendent of the Simla Hill States. The Deputy Commissioner, Ludhiana. The Deputy Commissioner, Ambala. The Deputy Commissioner, Ludhiana The Deputy Commissioner, Ferozepore. The Deputy Commissioner, Rohtak The Deputy Commissioner, Karnal.

[Gazette of India, 1913, Pt. I, p. 235.]

(Notification No. 742-I. B., dated the 7th May 1911.)

[Gazette of India, 1914, Pt. I, p. 945.]

Page 26.—In columns 4 and 6 of the first schedule to notification No. 516-I. B., dated the 17th March 1913, for the words "The Commissioner, Jullundur Division," substitute the words "The Commissioner, Bahawalpur Agency," and delete the words "and Bahawalpur" wherever they occur.

6	7
CIVIL JURISDICTION.	
Division Court.	Chief Court.
The Political Agent for the Pshukian States and Bahawalpur. Ditto. The Superintendent of the Simla Hill States.	
The Commissioner, Jullundur Division.	The Chief Court of the Punjab.
The Political Agent for the Pshukian States and Bahawalpur.	

No. 23.

Chief of Punjab.

- | | | |
|---|---------------------------------------|---|
| <p>² <i>No. 1366-I., dated the 29th March 1889.</i></p> <p>² <i>No. 1367-I., dated the 29th March 1889.</i></p> <p><i>No. 1368-I., dated the 29th March 1889.</i></p> <p><i>No. 2182-I., dated the 2nd July 1890.</i></p> <p><i>No. 397-I.B., dated the 25th February 1910.</i></p> | <p>—Printed in Appendix
XIIA.</p> | <p>Service by the Civil Courts of these Railways of summonses—</p> <p>(a) of Civil or Revenue Courts in British India ;</p> <p>(b) of other¹ Courts established or continued by the Governor-General in Council ;</p> <p>(c) of Civil or Revenue Courts of Hyderabad, Mysore, Central India States, States in the political control of the Bombay Government and Baroda.</p> |
| <p>² <i>No. 1363-I., dated the 29th March 1889.</i></p> <p><i>No. 1364-I., dated the 29th March 1889.</i></p> <p><i>No. 4051-I.A., dated the 18th September 1902.</i></p> <p><i>No. 399-I.B., dated the 25th February 1910.</i></p> | <p>—Printed in Appendix
XIIA.</p> | <p>Execution by the Civil Courts of these Railways of decrees—</p> <p>(a) of other Courts established or continued by the Governor-General in Council ;</p> <p>(b) of certain Courts of Mysore. States in the political control of the Bombay Government and Baroda.</p> |
| <p><i>No. 1367-I., dated the 29th March 1889.</i>—Printed in Appendix XIIA.</p> | | <p>Service of summonses of the Civil Courts of these Railways—</p> <p>(a) by other Courts, established or continued by the Governor-General in Council ;</p> <p>(b) by Civil Courts of the Baroda and Mysore States.</p> |
| <p><i>No. 398-I.B., dated the 25th February 1910.</i></p> <p><i>No. 2622-I.B., dated the 24th December 1912.</i></p> | <p>—Printed in Appendix
XIIC.</p> | |

¹ For lists of such Courts in other parts of India, see notifications Nos. 786-788 I.-B., dated the 9th April 1913. Printed in Appendix XIIA.

² See also modification (2) in the Code of Civil Procedure, 1908, as applied to

³ See also modification (3) } these Railways. Printed *supra*, p. 21.

⁴ These Courts may send their summonses and decrees to Courts in British India for service and execution, see sections 29 and 43 of the Code of Civil Procedure, 1908 (V of 1908), though they do not reciprocate until Courts in British India are empowered (see footnote 1) to send decrees to them for execution.

Execution of
decrees of the Civil
Courts of these
Railways!¹—

(a) by other
Courts established or
continued by the
Governor-General in
Council.

No. 2363-I, dated the 29th March 1889.—Printed in Appendix XIIA.

(b) Civil Courts of
the Baroda and
Mysore States.

No. 2623-I.B, dated the 24th December 1912.—Printed in Appendix
XIIC.

¹ See footnote 4 on p. 27 *supra*.

VII.—Local Laws.¹

² No. 199-J., dated the 13th November 1878.—Printed *infra*, page 114.

Carriage of salt on the Rajputana State Railway.³

No. 2651-I., dated the 25th June 1891.—Printed in Appendix XV.

Publication of newspapers and other printed works.

No. 851-D., dated the 28th March 1913.—Whereas the Governor-General Arms Rules.

in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, * * the Governor-General in Council is pleased to make the subjoined rules relating to arms, ammunition and military stores within the said lands :—

1. In these rules “arms,” “ammunition,” and “military stores” have respectively the meanings assigned to them in the Indian Arms Act, 1878 (XI of 1878), except that the expression

Interpretation.

‘military stores’ includes sulphur when in quantities exceeding ten sers in weight and leaden birdshot and bullets when possessed in quantities exceeding one hundred weight at any one time.

“Export” means transmission by rail from any station in any of the said lands to any station beyond the said lands.

“Import” means transmission by rail from any station beyond the said lands to any station within the said lands.

“Transport” means transmission by rail from one station in the said lands to another station in the said lands.

Explanation.—Arms, ammunition, and military stores taken from one station to another in the said lands across intervening territory which is not within the said lands are transported within the meaning of these rules.

2. (1) The export, without the special permission of the Political

Export.

Agent, of arms, ammunition, or military stores is forbidden.

(2) Station Masters to whom arms, ammunition or military stores, unaccompanied by evidence of such special permission are tendered for despatch, shall detain them and report the matter through the Superintendent of Railway Police for the orders of the Political Agent.

¹ Apply to all railways of class C(ii) unless stated to the contrary. See p. 13 *supra*.

² Applies in this Division to the lengths of the Rajputana-Malwa Railway Main line (Ajmer-Delhi) in Nabha and Pataudi.

3. (1) When any arms, ammunition, or military stores are imported they shall not be delivered to the importer or consignee unless—
- Import.

- (i) the importer or consignee produces the original license issued by the Secretary to the Government of India, in the Foreign Department, or other competent authority, authorising the export of such arms, ammunition, or military stores from British India and their import to some station within the lands above referred to, and
- (ii) the senior police officer at the station at which the arms, ammunition, or military stores have been received has compared the consignment with the license and authorised the Station Master to make delivery.

For the purpose of making the comparison required by clause (ii) the police officer shall have power to open any package which he thinks suspicious.

- (2) If the importer or consignee fails to produce the original license, or if the consignment does not correspond therewith the senior police officer at the station shall report the matter forthwith to the Political Agent.

4. Every Station Master shall give information to the senior police officer at his station of the arrival of any consignment of imported arms, ammunition, or military stores.

Information to be given by Station Master.

5. A Station Master at whose station a consignment of imported arms, ammunition, or military stores is received may after obtaining the sanction of the Superintendent of Railway Police, but not otherwise, forward the consignment, should the owner or consignee desire him to do so, to any other station within or beyond the lands above referred to.

Re-booking of consignments.

6. No license shall be necessary in respect of the transport of arms, ammunition or military stores, but immediate information of any such transport shall be given to the senior police officers at the stations of despatch and receipt by the Station Masters concerned.

Transport.

7. Arms shall not in ordinary cases be taken from passengers. But if a Station Master has reasonable ground for apprehending a disturbance from the possession of arms by a passenger, he may at any time before such passenger has taken his place in the train, but not afterwards, refuse to carry him unless he

Carrying of arms by passengers.

delivers up his arms: if the passenger gives up his arms, they shall be labelled with his name and description entered in the roadway bill, and delivered free of charge to him at his journey's end:

Provided that no person who has been duly exempted from the operation of sections 13—16 of the Indian Arms Act (XI of 1878), or has a license to carry arms granted by competent authority, shall, except in the case of evident and undoubted necessity, be required to give up his personal arms under this rule.

8. Every person employed upon the railway shall, in the absence of reasonable excuse, the burden of proving
 Obligation to give information. which shall be upon him, be bound to give information to the nearest police officer regarding any box, packet, or bale in transit which he may have reason to suspect contains arms, ammunition, or military stores in respect of which an offence against these rules has been, or is being, committed.

9. (1) Whoever commits any of the following offences, namely—
 Penalties.

- (a) exports any arms, ammunition, or military stores without obtaining the special permission of the Political Agent as required by Rule 2,
- (b) imports any arms, ammunition, or military stores without a license of the nature referred to in Rule 3,

shall be punished with imprisonment for a term which may extend to three years, or with fine, or with both.

(2) Whoever commits any of the following offences, namely—

- (a) imports any arms, ammunition, or military stores in excess of the quantities entered in the license referred to in Rule 3,
- (b) imports after the expiration of the period for which such license has been granted,
- (c) omits to give information as required by Rule 8,

shall be punished with imprisonment for a term which may extend to six months, or with fine which may extend to five hundred rupees, or with both.

10. When any person is convicted of an offence under the last preceding rule it shall be in the discretion of the

Power to confiscate. convicting Magistrate further to direct that the whole or any portion of the arms, ammunition, or military stores in respect of which the conviction is obtained, and any box, package, or bale in which the same may have been concealed, together with the other contents of such box, package, or bale, shall be confiscated.

11. (1) Whenever any Magistrate has reason to believe that arms, ammunition or military stores have been imported contrary to these rules, such Magistrate, having first recorded the grounds of his belief may seize and detain the same in safe custody for such time as he may think necessary.

(2) In such cases notice calling upon the importer or consignee to appear and to produce the license referred to in Rule 3 shall be published for three months at the Railway Station at which the arms, ammunition, or military stores have been seized, and at such other places as the Magistrate may think necessary.

(3) If the importer or consignee does not appear and produce such license within three years from the date of such notice, such arms, ammunition, or military stores shall be confiscated.

12. The orders of the Political Agent shall be taken regarding the disposal of articles confiscated under these rules, and such orders shall be final.

13. (1) A Magistrate may award up to one-half the amount of any fine inflicted under these rules, and up to one-half the sale price of any confiscated articles sold in pursuance of orders issued under these rules, to any person, whether in the employ of a Railway Company or not, who has given information leading to a conviction.

(2) Cases in which no fine is inflicted, or in which it appears desirable to give a reward larger than is provided for above, shall be submitted for the orders of the Political Agent.

14. Nothing in the foregoing rules shall apply to the import of any arms, ammunition, or military stores when the same are covered by a certificate granted by the officer in charge of an arsenal in British India stating that they are consigned to the Ruler of a State mentioned in the second column of the schedule hereto annexed.

SCHEDULE.

Railways.	States.
1. The Rajputana-Malwa Railway—	
<i>Rewari-Phulera Chord</i>	Nabha. Patiala.
2. The Jodhpur-Bikaner Railway	Patiala.
3. The Kalka-Simla Railway	Patiala. Baghat. Keonthal.
4. The Ludhiana-Dhuri-Jakkal Railway	Malerkotla. Patiala. Nabha. Jind.
5. The Rajpur-Bhatinda Railway	Patiala. Nabha.
6. The Southern-Punjab Railway—	
<i>Main Line</i>	Patiala. Jind.
<i>Narwana-Kaithal Branch</i>	Patiala.

[Gazette of India, 1913, Pt. I, p. 288.]

WESTERN DIVISION.

For the railways in the Western Division over which jurisdiction has been ceded the following arrangements have been made :—

A.—On all lines except—

- (a) the Palanpur-Deesa, Rajputana-Malwa, Kolhapur and Sangli Railways, and
 (b) the Railways in Kathiawar,

All Railways except the Palanpur-Deesa, Rajputana-Malwa, Kolhapur and Sangli Railways and the lines in Kathiawar.

the jurisdictional arrangements are those of the neighbouring British districts, as provided by the following notification :—

No. 778-I. B., dated the 9th April 1913.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf the Governor-General in Council is pleased to provide as follows for the administration of the said lands.

(1) All laws² for the time being in force in the districts of the Bombay Presidency specified in the third column of the said schedule shall be in force in the lands³ lying within the States specified in the corresponding entry in the second column which are occupied by the portions of the Railways specified in the corresponding entry in the first column thereof.

(2) The Governor of Bombay in Council and all officers subordinate to him for the time being exercising executive authority within the said districts shall exercise the like authority within the said lands.

(3) All Courts⁴ having for the time being jurisdiction within the said districts shall exercise the like jurisdiction within the said lands.

No. 40.

Page 35.—Make the following addition to the first paragraph of footnote 2:—

“ In consequence of the war with Germany, Austria and Turkey, certain other enactments and orders have also been separately applied to these lands — vide Appendix XX.”

No. 24.

Page 35.—For footnote 3 substitute the following :—

No. 141.

Page 35.—In foot-note 4, for “No. 853-I.B., dated the 16th April 1913,” substitute “No. 650-D., dated the 26th January 1917.”

II. The following notifications of the Government of India in the Foreign Department are hereby cancelled to the extent noted against each :—
(Not re-printed.)

SCHEDULE.

1	2	3
Railway.	State.	District.
Barsi Light Railway system.	1. Barsi Light Railway. Barsi Road-Iatur Barsi Road-Pandharpur	Hyderabad Miraj (Senior.) } Sholapur. ¹

No. 30.

Page 36.—In the schedule to notification No. 778-I.B., dated the 9th April 1913, for entry No. 3 substitute the following :—

“ 3. Billimora-Kalamba Railway . . . { Bansda }
Baroda } Surat.”

(Notification No. 1692-I. B., dated the 31st August 1914.)

[*Gazette of India*, 1914, Pt. I, p. 1397.]

Bombay, Baroda and Centr	Godhra-Dohad	Baria	Panch Mahals ⁴ .
	6. Mehsana Railway. Mehsana-Viramgam	Baroda Katosan Ijpara	} Ahmedabad.
	7. Petlad-Cambay Railway. Anand-Cambay	Baroda Cambay	} Kaira.
	8. Rajpipla Railway. Anklesvar-Nandod	Rajpipla	Broach. ⁵
	9. Tapti Valley Railway. Surat-Bhadrhunja	Sachin Baroda	} Surat.

¹ Notification No. 6159, dated the 9th October 1897, directs that the lands of the Barsi Light Railway in the Hyderabad State shall be included for all purposes in the Barsi Taluk of the Sholapur District. *Bombay Government Gazette*, 1897, Pt. I, p. 1741.

² Notification No. 6108, dated the 7th October 1897, directs that these lands shall be deemed to be included for all purposes in the Parantij and Daskroi Taluks respectively of the Ahmedabad District. *Bombay Government Gazette*, 1877, Pt. I, p. 1741.

³ Notification No. 7404, dated the 28th October 1899, directs that the Baroda lands on the Anand-Godhra Branch shall be deemed to be included for all purposes in the Godhra Taluk of the Panch Mahals district. *Bombay Government Gazette*, 1899, Pt. I, p. 1584.

⁴ Notification No. 1851-P., dated the 18th March 1893, directs that these lands shall be deemed to be included for all purposes in the Godhra and Dohad Taluks, respectively, of the Panch Mahals district. *Bombay Government Gazette*, 1893, Pt. I, p. 290.

Notification No. 2360-A., dated the 24th April 1899, directs that these lands shall be deemed to be included for all purposes in the Anklesvar Taluk of the Broach district. *Bombay Government Gazette*, 1899, Pt. I, p. 526.

SCHEDULE—*contd.*

	1	2	3
	Railway.	State.	Districts.
Great Indian Peninsula Railway system.	10. Great Indian Peninsula Railway.		
	<i>South East main line.</i>		
	Hotgi-Hyderabad Frontier <i>Dhond Manmad Branch</i>	Kurandvad (Jr). Hyderabad	Sholapur. ¹ Ahmadnagar.
Gujarat Light Railways system.	11. Godhra-Lunavada Railway	Lunavada .	Panch Mahals.
Madras and Southern Maratha Railway system.	12. Madras and Southern Maratha Railway.		
	<i>Metro Gauge Main Line.</i>		
	Gadag-Hospet	Hyderabad	Dharwar. ²
	<i>Bijapur Branch.</i>		
	Gadag-Hotgi	Ramdurg Sangli Akalkot	Dharwar. ³ Bijapur. ³ Sholapur. ³
	<i>Harihar Branch.</i>		
	Hubli—North outer signal Harihar Station.	Jamkhandi Miraj (Junior Savanur Mysore.	} Dharwar. ³
	<i>Poona Branch.</i>		
	Londa-Besur	Kurandvad (Jr). Kurandvad (Sr). Kolhapur.	} Belgaum. ³
		Miraj (Senior) Miraj (Junior)	
	Besur-Poona	Sangli Sangli	
		Jamkhandi Aundh Phaltan	} Satara. ³
North-Western Railway system.	13. North-Western Railway. Kotri-Rohri	Khairpur	Shikarpur.

[*Gazette of India*, 1913, Pt. I, p. 347.]

¹ Notification dated the 18th October 1876, directs that these lands shall be deemed to be included for revenue, magisterial and general purposes in the Sholapur Taluk, for other judicial purposes in the jurisdiction of the Subordinate Judge of Sholapur, and for registration purposes in the Sub-district of Sholapur. *Bombay Government Gazette*, 1876, Pt. I, p. 959.

² Notifications Nos. 1244 and 1245, dated the 2nd March 1899, direct that these lands shall be deemed to be included in the jurisdiction of the Subordinate Judge of Gadag, and for other purposes in the Sub-Division of the Dharwar District. *Bombay Government Gazette*, 1892, Pt. I, p. 190.

Notification No. 7081, dated the 30th November 1887, prescribes the Subordinate Judges to have jurisdiction. *Bombay Government Gazette*, 1887, Pt. I, p. 946.

B.—On the Palanpur-Deesa, Rajputana-Malwa, Kolhapur and Sangli Palanpur-Deesa,
Railways the arrangements are as follows:— Rajputana-Malwa,
Kolhapur and
Sangli Railways.

Laws.

The laws of the neighbouring British districts have been introduced, with certain modifications, by the following notification:—

No. 779-I.B., dated the 9th April 1913.—I. Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the first schedule¹ hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands: Laws.

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of the said lands.

PART I.—LAWS.

All laws² for the time being in force in the districts of the Bombay Presidency specified in the third column of the said schedule shall be in force in the lands lying within the States specified in the corresponding entry in the second column which are occupied by the portions of the railways specified in the first column thereof:

Provided, first, that in the enactments as so applied, references to a Local Government shall be read as referring to the Governor of Bombay in Council: references to a High Court as referring to the Court of the Commissioner of the Northern Division of the Bombay Presidency as regards the railway lands in the Baroda and Palanpur States, and to the Court of the Commissioner of the Southern Division of the Bombay Presidency as regards the railway lands in the Kolhapur, Miraj and Sangli States: and, except where the context or the modifications hereinafter referred to otherwise require, references to British India or a province or the territories subject to a Local Government as referring to the railway lands.

¹ Vide page 52, *infra*.]

² Footnote 2 on p. 35, *supra*, applies here equally.

Provided, secondly, that the further modifications and restrictions set forth in the second schedule hereto annexed shall be made in the said enactments as so applied.

Provided, thirdly, that for the purpose of facilitating the application of the said enactments any Court in the railway lands may construe the provisions thereof, and any notifications, orders, rules, forms or bye-laws thereunder, with such alterations, not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court.

Provided, fourthly, that the Governor of Bombay in Council may direct by what officer any authority or power under the said enactments shall be exercisable.

* * * * *

II. The following notifications of the Government of India in the Foreign Department are hereby cancelled in so far as they relate to the said lands, namely :—

(Not re-printed.)

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued, but that, save as aforesaid, all proceedings commenced, officers appointed or authorized, jurisdictions conferred or confirmed, rules made, orders passed, and things done under any of the notifications hereby superseded in the aforesaid lands shall be, so far as may be, deemed to have been respectively commenced, appointed or authorized, conferred or confirmed, made, passed, and done under this notification.

SECOND SCHEDULE.

Title of Act.	Further modifications and restrictions.
1. The Indian Penal Code (Act XLV of 1860).	In section 75 the words " British India " shall be read as referring to British India and the railway lands.
2. The Police Act, 1861 (V of 1861).	(1) In section 1 for the first paragraph the following shall be substituted :— "The words ' Magistrate of the district ' shall mean the officer exercising within the railway lands in question the powers of a District Magistrate as described in the Code of Criminal Procedure, 1898." (2) In section 34 for the words " road or in any open place or street or thoroughfare within the limits of any town " the words " railway lands " shall be substituted.

SECOND SCHEDULE—*contd.*

Title of Act.	Further modifications and restrictions.
3. The Indian Succession Act, 1865 (X of 1865).	(1) In section 3, the definition of "British India" and the word 'therein' in the definition of "High Court" shall be omitted. (2) Sections 242A and 264 and the proviso to section 242 shall be omitted."
4. The Bombay Civil Courts Act, 1869 (XIV of 1869).	(1) In section 8 for the figures and word "17 and 26" the word and figures "and 17" shall be substituted. (2) Section 26 shall be omitted.
5. The Court-fees Act, 1870 (VII of 1870).	In section 19H, sub-section (2) and the words "other than a High Court" in sub-section (1) shall be omitted.
6. The Indian Evidence Act, 1872 (I of 1872).	In sections 57, 74, 78, and 79 the words "British India" shall be read as referring to British India, the railway lands and areas outside British India under the administration of the Governor General in Council.
7. The Probate and Administration Act, 1881 (V of 1881).	Sections 60 and 87 and the proviso to section 59 shall be omitted.
8. The Succession Certificate Act, 1889 (VII of 1889).	For section 17 the following shall be substituted :— " 17. Where a certificate in the form of the second schedule to this Act has been granted under the Succession Certificate Act, 1889, by a Court having jurisdiction under the Act in British India, or under the Act as applied in any area outside British India which is under the administration of the Governor-General in Council, or where a certificate in the form, as nearly as circumstances admit, of the said schedule has been granted to a resident within a foreign State by the British representative accredited to the State, or where a certificate so granted has been extended in such form by such Court or by such representative, the certificate shall have the same effect as a certificate granted or extended under this Act."
9. The Revenue Recovery Act, 1890 (I of 1890).	(1) In section 3 for clause (1) the following shall be substituted :— " (1) ' District ' means any area which the Governor of Bombay in Council may so appoint."

SECOND SCHEDULE—*contd.*

Title of Act.	Further modifications and restrictions.
	<p>(2) For section 8 the following shall be substituted :—</p> <p>“ 8. The provisions of this Act shall apply equally to—</p> <p>(a) the recovery in the railway lands of any arrear of land revenue accruing, or sum recoverable as an arrear of land revenue and payable to a Collector or other public officer or to a local authority, in any part of British India or in any local area which is not part of British India but which is under the administration of the Governor General in Council and to which the Revenue Recovery Act, 1890, has been applied; and</p> <p>(b) the demand for the recovery in British India or in any such local area of any such arrear accruing, or sum so recoverable and payable, in the railway lands.”</p>
10. The General Clauses Act, 1897 (X of 1897).	In section 3, clause (7), the words “British India” shall remain unmodified, but in any other enactment, where this definition would otherwise apply, the words shall be read subject to the provisions of this notification.
11. The Code of Criminal Procedure, 1898 (V of 1898).	<p>(1) Sections 22 to 25 shall be omitted.</p> <p>(2) In section 30 the words from “In the territories” to “Assistant Commissioners” shall be omitted.</p> <p>(3) A Sessions Judge at his discretion—</p> <p>(a) may take cognizance of an offence without the accused person being committed to the Court of Session by a Magistrate and, if so, shall follow the procedure laid down by this Code for the trial of warrant cases by Magistrates; and</p> <p>(b) in other cases may direct that any trial before the Court of Session shall be without jury or aid of assessors.</p> <p>(4) A person convicted on a trial held by a District Magistrate, who also exercises the powers of a Court of Session, may appeal to the High Court; and in that case, notwithstanding anything in the Indian Limitation Act, 1908 (IX of 1908), as in force, the period of limitation for an appeal to the High Court shall be thirty days from the date of the conviction.</p>

SECOND SCHEDULE—*contd.*

Title of Act.	Further modifications and restrictions.
11. The Code of Criminal Procedure, 1898 (V of 1898)— <i>concl'd.</i>	<p>(5) In section 503, sub-section (1), after the words "such attendance and" the words "if such witness resides in any area to which this Code applies or in British India" shall be inserted.</p> <p>(6) Nothing in the Code as applied shall be deemed to apply to proceedings against European British subjects or persons charged jointly with European British subjects.</p>
12. The Indian Stamp Act, 1899 (II of 1899).	In section 57, for clauses (a) to (e) in sub-section (1) the words "to the High Court" shall be substituted and sub-section (2) shall be omitted.
13. The Code of Civil Procedure, 1908 (V of 1908).	<p>(1) In section 2, sub-section (5), section 10, and rule 49, sub-rules (4) and (5) of Order XXI in the First Schedule the words "British India" shall be read as referring to British India and the railway lands.</p> <p>(2) In the proviso to section 29 after the words "summonses" the words "are situate in British India or" shall be inserted.</p> <p>(3) For section 43 the following shall be substituted:—</p> <p style="padding-left: 40px;">"43. Any decree passed by a Civil Court in British India, or by <small>Execution of decrees of British Courts.</small> any Court established or continued by the authority of the Governor-General in Council may, if it cannot be executed within the jurisdiction of the Court by which it was passed, be executed in the manner herein provided within the jurisdiction of any Court in the railway lands."</p> <p>(4) In section 45 after the words "any Court" the words "situate in British India or" shall be inserted.</p> <p>(5) In section 78 for clause (b) the following shall be substituted:—</p> <p style="padding-left: 40px;">"(b) Courts situate in British India or in any other part of the British Empire, or"</p>

SECOND SCHEDULE—*contd.*

Title of Act.	Further modifications and restrictions.
13. The Code of Civil Procedure 1908 (V of 1908)— <i>contd.</i>	<p>(6) To rule 25 of Order V in the First Schedule the following shall be added :—</p> <p>“ Provided that, if the defendant resides in British India, the summons may be sent for service to a Court (not being a High Court) having jurisdiction at the place where he resides : and if the Court returns the summons with an endorsement signed by the Judge or other officer of the Court that the summons has been served on the defendant in manner hereinbefore directed, such endorsement shall be deemed to be evidence of service.”</p> <p>(7) The provisions of rule 48 of Order XXI in the First Schedule shall apply only to those cases in which the salary or allowances are payable in the railway lands.</p>
14. The Explosive Substances Act, 1908 (VI of 1908).	In section 4 for the words “British India,” in each place where they occur, the word “India” shall be substituted.
15. The Indian Limitation Act, 1908 (IX of 1908).	In section 13, the words “British India” shall be read as referring to British India and the railway lands.
16. The Indian Registration Act, 1908 (XVI of 1908).	<p>(1) In section 33 the words “British India” shall remain unmodified.</p> <p>(2) In section 33, sub-section (1), after the words “executing the power-of-attorney resides” in clause (a) and after the words “does not reside” in clause (c), the words “in the railway lands or” shall be added.</p>
17. The Whipping Act, 1909 (IV of 1909).	Section 6 shall be omitted.

SECOND SCHEDULE—*concl'd.*

Title of Act.	Further modifications and restrictions.
18. The Indian Lunacy Act, 1912 (IV of 1912).	<p>(1) To section 3, sub-section 1, the following shall be added :—</p> <p style="padding-left: 40px;">“ and includes any asylum in the Presidency of Bombay which the Governor of Bombay in Council may by general or special order appoint.”</p> <p>(2) Sections 14, 15 and 67 shall be subject to the proviso that, if a lunatic is an inhabitant of a Native State, the Magistrate or Judge, as the case may be, may make him over to the care of such State with its consent and, in the case of an order under section 67, with the consent of the person on whose application the inquisition was instituted.</p> <p>(3) In section 85 for the words “in any province” and “in any other province” respectively the words “in the railway lands” and “outside the railway lands” shall be substituted.</p>

[*Gazette of India*, 1913, Pt. I, p. 349.]

Orders under Acts of the Governor-General in Council.

The following are the orders in force under Acts which apply generally¹ in Native States.

No.— dated the 5th November 1874.

No. 33, dated the 30th June 1906.

No. 1586-E., dated the 29th August 1892.

No.— dated the $\frac{9th\ April\ 1873}{7th\ October\ 1874}$.

No. 3102, dated the 16th August 1909.—Printed in Appendix XVII.

No. 4135-I., dated the 16th September 1887.

No. 4124, dated the 2nd December 1902.

No. 2933-I., dated the 15th July 1891.

No. 4227-I., dated the 31st October 1889.

No. 1173, dated the 19th July 1888.

² No. 3616-Exc., dated the 16th July 1909.—In exercise of the powers conferred by section 9, clause (a), of the Indian Stamp Act, 1899 (II of 1899),

Indian Christian Marriage Act, 1872.
Appointments of Marriage Registrars licensed to grant certificates of marriage between Native Christians in railway lands in —
Baroda and Palanpur, Kolhapur, Sangli and Miraj.

—Printed in Appendix V.

Fees and Rules in railway lands in —
Baroda.

Other States.

Indian Arms Act, 1878.

The Indian Arms Rules, 1909.

Indian Income-tax Act, 1886.

Officers invested with certain powers of a Collector under the Act in railway lands in —
Baroda.

—Printed in Appendix VII.

Other States.

Births, Deaths and Marriages Registration Act, 1886.

Appointment of Officers to be

(a) Registrars of Births and Deaths.

(b) Registrar-General in railway lands in —

Baroda.

Others States.

Fees and Rules.

Indian Stamp Act, 1899.

Remission of duty in British India on instruments executed and properly stamped in the railway lands.

¹ See Appendix II.

² For notifications securing similar remissions in Administered Areas under British jurisdiction, see pp. 111 and 176 in Volume II, and corresponding notifications in Volumes III and IV.

the Governor-General in Council is pleased to remit the duties * chargeable in respect of instruments of the * classes hereinafter described :—

* * * * *

81. Instrument executed in the areas mentioned in the schedule hereto attached in respect of which the stamp duty with which it is chargeable, under the stamp law for the time being in force in the said areas, has been paid in accordance with the said law.

SCHEDULE.

* * * * *

¹10. Railway lands in the Baroda State and in States in the political control of the Government of Bombay, over which jurisdiction has been ceded to the British Government and to which the provisions of the Indian Stamp Act, 1899, have been applied.

Indian Foreign Marriage Act, 1903.

[*Gazette of India*, 1909, Pt. I, p. 597.]

No. 341, dated the 11th August 1904.—Printed *supra* page 17.

Fees.

Indian Universities Act, 1904.

No. 717, dated the 20th August 1904.—Printed in Appendix X.

Territorial limits of the Bombay University.

Administrator-General's Act, 1874. 1913

Inclusion of the States containing these railway lands in the Presidency of Bombay.

~~*No. 855-I.B., dated the 16th April 1913.*—Printed in Appendix VI.~~

№ 1449 D dated the 19th March 1914.

Exercise of the

No. 3542-I., dated the 27th August 1891.—Printed in Appendix VI.

No. 25.

Page 48.—After entry relating to No. 3542-I., dated the 27th August 1891, insert the following :—

Official Trustees Act, 1913.
Inclusion of the States containing these railway lands in the Presidency of Bombay for purposes of the Act.

No. 1450-D., dated the 19th March 1914.—Printed in Appendix XIX.

Orders relating to Courts.

No. 1431-I., dated the 27th April 1893.
No. 4220, dated the 3rd July 1895. } —Printed in Appendix XIII. —Execution of capital sentences in British India.

No. 1863-I.A., dated the 13th May 1904.—Printed in Appendix IV. Criminal law and procedure of British India applicable to British subjects in Native States.

No. 142.

Page 49.—For “*No. 853-I.B., dated the 16th April 1913.*
No. 2616-I., dated the 6th August 1890.
No. 630-I.B., dated the 19th March 1912.”

substitute—

“*No. 580-D., dated the 26th January 1917.*
No. 582-D., dated the 26th January 1917.
No. 319-D., dated the 16th January 1917.”

No. 4971-I., dated the 18th December 1888.
No. 101-I. J., dated the 2nd July 1880.
No. 6-I.J., dated the 27th January 1882.
No. 2223-I., dated the 29th June 1886. } —Printed in Appendix IV. or magistrates of the first class and to hold inquests. Appointments of Justices of the Peace for the Palanpur-Deesa Railway, Rajputana-Malwa Railway, Kolhapur and Sangli Railways.

No. 779-I.B., dated the 9th April 1913.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the first schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of the said lands.

* * * *

PART II.—CRIMINAL JURISDICTION.

For the purposes of criminal jurisdiction, except in proceedings against European British subjects and persons jointly charged with European British subjects, the following arrangements shall be made, namely :—

(1) Within the lands occupied by the Railways as aforesaid, the officers mentioned in the corresponding entries in the fourth, fifth, sixth and seventh columns of the schedule shall exercise, respectively—

- (a) the powers of a Magistrate of the first class,
- (b) the powers of a District Magistrate including all powers conferable on a District Magistrate,
- (c) the powers of a Court of Session, and
- (d) the powers of a High Court,

as described in the Code of Criminal Procedure, 1898, as for the time being in force in the said lands.

(2) In any case in which the complainant, if any, and all the accused persons are subjects of the same Native State, it shall be in the discretion of a Court of original criminal jurisdiction to decline to exercise the powers hereby conferred.

PART III.—CIVIL JURISDICTION.

For the purposes of civil jurisdiction the following arrangements shall be made, namely :—

Within the lands occupied by the Railways, as aforesaid, the officers mentioned in the corresponding entries in the eighth, ninth, tenth and eleventh columns of the schedule shall exercise, respectively, for all purposes connected with the administration of civil justice—

- (a) The powers of a Court of Small Causes as described in the Provincial Small Cause Courts Act, 1887,
- (b) the powers of a Subordinate Judge of the second class as described in the Bombay Civil Courts Act, 1869, as in force in the said lands ;
- (c) the powers of a Subordinate Judge of the first class as so described ;
- (d) the powers of a District Judge as so described ; and
- (e) the powers of a High Court.

II.—The following notifications of the Government of India in the Foreign Department are hereby cancelled in so far as they relate to the said lands, namely :—

(Not reprinted).

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued, but that, save as aforesaid, all proceedings commenced, officers appointed or authorized, jurisdictions conferred or confirmed, rules made, orders passed, and things done under any of the notifications hereby superseded in the aforesaid lands shall be, so far as may be, deemed to have been respectively commenced, appointed or authorized, conferred or confirmed, made, passed, and done under this notification.

FIRST SCHEDULE.

1	2	3	CRIMINAL JURISDICTION.				CIVIL JURISDICTION.			
Railway.	State.	District.	Magistrate of the first class.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure, 1898.	Court of Session.	High Court.	Court of Small Causes.	Subordinate Judge of the first class.	District Court.	High Court.
Palaupur-Deesa Railway.	Palanpur ...	Ahmedabad	The Deputy Assistant Political Agent, Palanpur.	The Political Agent, Palanpur.	The Political Agent, Palanpur.	The Commissioner, Northern Division, Bombay.	The Assistant Political Agent, Palanpur.	The Assistant Political Agent, Palanpur.	The Political Agent, Palanpur.	The Commissioner, Northern Division, Bombay.
Rajputana-Malwa Railway. Main Line. Sabarmati-Roho.	{ Palanpur Baroda ... }	Ditto ...	Ditto ...	Ditto ...	Ditto ...	Ditto ...	Ditto ...	Ditto ...	Ditto ...	Ditto.
Kolhapur Railway.	{ Kolhapur Miraj (Senior) }	Satara ...	The Assistant Political Agent <i>Resident Kolhapur</i>	The Resident, Kolhapur, and Political Agent, Southern Maratha Country States.	The Resident, Kolhapur, and Political Agent, Southern Maratha Country States.	The Commissioner, Southern Division, Bombay.	The Assistant Political Agent, Southern Maratha Country States. <i>Resident Kolhapur</i>	The Assistant Political Agent, Southern Maratha Country States. <i>Resident Kolhapur</i>	The Resident, Kolhapur and Political Agent, Southern Maratha Country States.	The Commissioner, Southern Division, Bombay.
Sangli Railway.	{ Sangli Miraj (Senior) }	Belgaum ...	Ditto ...	Ditto ...	Ditto ...	Ditto ...	Ditto	Ditto ...	Ditto.

No.786-I.B. }
 No.787-I.B. } dated the 9th April 1913.—Printed in Appendix XII A.

Lists of Courts¹ established or continued by the Governor-General in Council, including the Civil Courts of these Railways, to which Courts in British India may send summonses under the Civil Procedure Code, for service and decrees for execution.

Service by the Civil Courts of these Railways of summonses—

² No. 1366-I., dated the 29th March 1889.

² No. 1367-I., dated the 29th March 1889.

No. 1368-I., dated the 29th March 1889.

No. 2182-I., dated the 2nd July 1890.

No. 397-I.B., dated the 25th February 1910.)

—Printed in Appendix XII A

(a) of Civil or Revenue Courts in British India ;
 (b) of other Courts established or continued by the Governor-General in Council ;
 (c) of Civil or Revenue Courts of Hyderabad, Mysore, Central India States, States in the political control of the Bombay Government and Baroda.

Execution by the Civil Courts of these Railways of decrees—

³ No. 1363-I., dated the 29th March 1889.

No. 1364-I., dated the 29th March 1889.

No. 4051-I.A., dated the 18th September 1902.

No. 399-I.B., dated the 25th February 1910.)

—Printed in Appendix XII A.

(a) of other Courts established or continued by the Governor-General in Council ;
 (b) of certain Courts of Mysore, States in the political control of the Bombay Government and Baroda.

¹ These Courts may send their summonses and decrees to Courts in British India for service and execution, see sections 29 and 43 of the Code of Civil Procedure, 1908 (V of 1908). Printed General Acts, Vol. VI, Ed. 1909, p. 133.

² See also modification (3) in the Code of Civil Procedure, 1908, as applied to these Railways.

³ See also modification (3) Printed *supra*, p. 43.

Service of summonses of the Civil Courts of these Railways¹—

(a) by other Courts established or continued by the Governor-General in Council ;
(b) by Civil Courts of the Baroda and Mysore States.

No. 1367-I., dated the 29th March 1889.—Printed in Appendix XII A.

No. 398-I.B., dated the 25th February 1910.

No. 2622-I.B., dated the 24th December 1912.

}—Printed in Appendix XII C.

Execution of decrees of the Civil Courts of these Railways*—

(a) by other Courts established or continued by the Governor-General in Council.

No. 1363-I., dated the 29th March 1889.—Printed in Appendix XII A.

(b) Civil Courts of the Baroda and Mysore States.

No. 2623-I.B., dated the 24th December 1912.—Printed in Appendix XII C.

¹See footnote 1 on the previous page.

Railways in Kathiawar.

C. The Railways in Kathiawar exhibit this difference that, whereas jurisdiction has been fully ceded over most lines, in some¹ instances the cession of civil jurisdiction is restricted. This accounts for certain restrictions in the Acts applied to, and in the powers of the Civil Courts established for, the various lines. But otherwise the arrangements are the same throughout.

The following British enactments are in force :—

I.—Statutes.—See Appendix I.

II.—Acts of the Governor-General in Council.—See Appendix II.

III.—Orders under Statutes.

28 Vict., c. 15.

No. 853-I.B., dated the 16th April 1913 —

53 and 54 Vict., c. 11.

No. 143.

Page 56.—For the entry relating to No. 853-I.B., dated the 16th April 1913, substitute the following :—

“ No. 580-D., dated the 26th January 1917.”

5 & 6 Geo. V
Ch. 61.

In
18

Ag.
Governor for
Kathiawar appointed
District Judge for
the purposes of the
Act.

No. 2017-I., dated the 15th June 1886—Printed Vol. IV, page 47.

Indian Christian
Marriage Act, 1872.

Appointment of
Marriage Registrar
licensed to grant
certificates of
marriage between
Native Christians.

No.— , dated the 5th November 1874. }

—Printed in Appendix V.

Fees and Rules.

No.— , dated the 9th April 1873.

No.— , dated the 7th October 1874. }

¹ See footnote 3 on p. 3, *supra*.

² For the delegation of powers under this Order in Council to the Governor of Bombay in Council, see notification No. 2859-I.A., dated the 19th June 1903. Printed in Appendix III.

No. 3102, dated the 16th August 1909.—Printed in Appendix XVII.

(The Indian Arms Rules, 1909.)

No. 4124, dated the 2nd December 1902.—Printed in Appendix VII.

No. 4227-I., dated the 31st October 1889.—Printed in Appendix VIII.

No. 1173, dated the 19th July 1888.—Printed in Appendix VIII.

No. 3616-Exc., dated the 15th July 1909.—Printed *supra*, page 16.

No. 341, dated the 11th August 1904.—Printed *supra*, page 17.

No. 717, dated the 20th August 1904.—Printed in Appendix X.

No. 26.

Page 57.—After entry relating to No. 3542-I., dated the 27th August 1891. insert the following :—

No. 1150-D., dated the 19th March 1914.—Printed in Appendix XIX.

Indian Arms Act,
1878.

Exemption of certain persons from certain prohibitions and directions contained in the Act.

Rules regarding the export of arms and ammunition from, and their import into, British India.

Indian Income-tax Act, 1886.

The Agent to the Governor, Kathiawar, invested with certain powers of a Collector under the Act.

Births, Deaths and Marriages Registration Act, 1886.

Officers appointed Registrars of Births and Deaths, and the Registrar-General, Bombay, appointed Registrar-General.

Fees and rules.

Indian Stamp Act, 1899.

Remission of duty in British India on instruments executed and properly stamped in the railway lands.

Indian Foreign Marriage Act, 1903.

Fees.

Indian Universities Act, 1904.

Inclusion of Kathiawar in the territorial limits of Bombay University.

Administrator-

f.3

Official Trustees Act, 1913.
Inclusion of States containing these railway lands in the Presidency of Bombay for purposes of the Act.

Page 58.—Before the entries relating to the Indian Railways Act, insert the following :—

Foreigners Act,
1864.

No. 1442-I.B., dated the 14th August 1914.—Printed in Appendix XX.

After the same entries, insert the following :—

In 18 R: 18 R: K A: R: v2	Indian Naval and Military News (Emergency) Ordi- nance, 1914 (I of 1914). Foreigners Ordi- nance, 1914 (III of	No. 1387-I.B., dated the 11th August 1914. No. 1666-I.B., dated the 28th August 1914.	} Printed in Appendix XX.
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No. 69.

Page 58.—After “ No. 1666-I.B., dated the 28th August 1914” (*addendum* No. 41), insert the following :—

No. 393-I.B., dated the 9th April 1915.

Foreigners (Amend-
ment) Act, III of
1915.

No. 394-I.B., dated the 9th April 1915.

} Printed in Appendix XX.

Defence of India
(Criminal Law
Amendment) Act,
IV of 1915.

No. 852-I.B., dated the 20th May 1915.

Indian Soldiers
(Litigation) Ordi-
nance, II of 1915.

Provided, secondly, that the further modifications and restrictions set forth in the said schedule shall be made in the said enactments as so applied.

Provided, thirdly, that for the purpose of facilitating the application of the said enactments any Court in the Railway Lands may construe the provisions thereof, and any notifications, orders, rules, forms or bye-laws thereunder, with such alterations, not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court.

Provided, fourthly, that the Governor of Bombay in Council may direct by what officer any authority or power under the said enactments shall be exerciseable.

II. The following notifications of the Government of India in the Foreign Department are hereby cancelled to the extent noted against each :—

(Not reprinted).

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued, but that, save as aforesaid, all proceedings commenced, officers appointed or

¹ See footnote 3 on page 3, *supra*.

² Printed *infra*, p. 71.

authorised, jurisdictions or powers conferred or confirmed, notifications published, rules made, orders passed, and things done under any of the enactments specified in the notifications hereby superseded in the Railway Lands, shall, so far as may be, be deemed to have been respectively commenced, appointed, or authorized, conferred or confirmed, published, made, passed and done under the corresponding enactments specified in this notification.

SCHEDULE.

Enactments applied.	Further modifications and restrictions.						
1. The Interest Act, 1839 (XXXII of 1839).							
2. The Indian Penal Code (Act XLV of 1860).	In section 75 the words "British India" shall be read as referring to British India and the Railway Lands.						
3. The Police Act, 1861 (V of 1861).	<p>(1) The Act shall apply only to the lands occupied by the Bombay Baroda and Central India Railway.</p> <p>(2) In section 1 for the first paragraph the following shall be substituted :—</p> <p style="padding-left: 2em;">"The words 'Magistrate of the district' shall mean the officer exercising within the railway lands in question the powers of a District Magistrate as described in the Code of Criminal Procedure, 1898."</p>						
4. The Indian Succession Act, 1865 (X of 1865).	(3) In section 34 for the words "road or in any open place or street or thoroughfare within the limits of any town" the words "railway lands" shall be substituted.						
5. The Court-fees Act, 1870 (VII of 1870).	<p>(1) In section 3, the definition of "British India" and the word 'therein' in the definition of "High Court" shall be omitted.</p> <p>(2) Sections 242-A. and 264 and the proviso to section 242, shall be omitted.</p> <p>(1) In section 19-H, sub-section (2) and the words "other than a High Court" in sub-section (1) shall be omitted.</p> <p>(2) In the first schedule the following shall be added :—</p>						
	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 50%; padding: 2px;"> <p>16. Application for the exercise of revisional jurisdiction under Section 116 of the Code of Civil Procedure, 1908, or section 26 of the Provincial Small Cause Courts Act, 1887.</p> </td> <td style="width: 20%; padding: 2px;"> <p>When the amount or value of the subject matter in dispute does not exceed twenty-five rupees.</p> </td> <td style="width: 30%; padding: 2px;"> <p>Two rupees.</p> </td> </tr> <tr> <td style="padding: 2px;"></td> <td style="padding: 2px;"> <p>When such amount or value exceeds twenty-five rupees.</p> </td> <td style="padding: 2px;"> <p>The fee leviable on a memorandum of appeal."</p> </td> </tr> </table>	<p>16. Application for the exercise of revisional jurisdiction under Section 116 of the Code of Civil Procedure, 1908, or section 26 of the Provincial Small Cause Courts Act, 1887.</p>	<p>When the amount or value of the subject matter in dispute does not exceed twenty-five rupees.</p>	<p>Two rupees.</p>		<p>When such amount or value exceeds twenty-five rupees.</p>	<p>The fee leviable on a memorandum of appeal."</p>
<p>16. Application for the exercise of revisional jurisdiction under Section 116 of the Code of Civil Procedure, 1908, or section 26 of the Provincial Small Cause Courts Act, 1887.</p>	<p>When the amount or value of the subject matter in dispute does not exceed twenty-five rupees.</p>	<p>Two rupees.</p>					
	<p>When such amount or value exceeds twenty-five rupees.</p>	<p>The fee leviable on a memorandum of appeal."</p>					
6. The Cattle-trespass Act, 1871 (I of 1871).							
7. The Indian Evidence Act, 1872 (I of 1872)							
8. The Indian Contract Act, 1872 (IX of 1872).							
9. The Indian Oaths Act, 1873 (X of 1873).	In sections 57, 74, 78 and 79 the words "British India" shall be read as referring to British India, the Railway Lands and areas outside British India under the administration of the Governor-General in Council.						

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
10. The Probate and Administration	Sections 60 and 87, and the proviso to section 59 No. 64.
<p><i>Page 60.</i>—After Entry No. 10 in the Schedule annexed to Notification No. 781-I. B., dated the 9th April 1913, <i>insert</i> the following in column 1 :—</p>	
<p>“10-A. The Indian Explosives Act, 1884 (IV of 1884).”</p>	
<p>[Notification No. 2554-I. B., dated the 21st December 1914, <i>Gazette of India</i>, 1914, Part I, p. 2271.]</p>	
1888).	Bombay, Baroda and Central India Railway.
14. The Succession Certificate Act, 1889 (VII of 1889).	<p>(1) Every Subordinate Judge of the first class shall exercise the functions of a District Court under the Act.</p> <p>(2) For section 17 the following shall be substituted :—</p> <p>“17. Where a certificate in the form of the second schedule to this Act has been granted under the Succession Certificate Act, 1889, by a Court having jurisdiction under the Act in British India, or under the Act as applied in any area outside British India which is under the administration of the Governor-General in Council, or where a certificate in the form, as nearly as circumstances admit, of the said schedule has been granted to a resident within a foreign State by the British representative accredited to the State, or where a certificate so granted has been extended in such form by such Court or by such representative, the certificate shall have the same effect as a certificate granted or extended under this Act.”</p>
15. The Revenue Recovery Act, 1890 (I of 1890).	<p>(1) In section 2 for clause (1) the following shall be substituted :—</p> <p>“ (1) ‘ District ’ means any area which the Governor of Bombay in Council may so appoint.”</p> <p>(2) For section 8 the following shall be substituted :—</p> <p>“ 8. The provisions of this Act shall apply equally to—</p> <p>(a) The recovery in the Railway Lands of any arrear of land revenue accruing, or sum recoverable as an arrear of land revenue and payable to a Collector or other public officer or to a local authority, in any part of British India or in any local area which is not part of British India but which is under the administration of the Governor-General in Council and to which the Revenue Recovery Act, 1890, has been applied; and</p> <p>(b) The demand for the recovery in British India or in any such local area of any such arrear accruing, or sum so recoverable and payable, in the Railway Lands.”</p>

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
<p>16. The Epidemic Diseases Act, 1897 (III of 1897). 17. The General Clauses Act, 1897 (X of 1897).</p>	<p>In section 3, clause (7), the words 'British India' shall remain unmodified. But in any other enactment, where this definition would otherwise apply, the words shall be read subject to the provisions of this notification.</p>
<p>18. The Code of Criminal Procedure, 1898 (V of 1898).</p>	<p>(1) In section 9, sub-section (3), after the words "such Courts" the words "and the Agent to the Governor in Kathiawar may so appoint Additional Sessions Judges in respect to particular cases" shall be added.</p> <p>(2) Sections 22 to 25 shall be omitted.</p> <p>(3) In section 30 the words from "In the territories" to "Assistant Commissioners" shall be omitted.</p> <p>(4) Trials before the Court of Session shall, except as provided by Chapter XXXIII, be with the aid of assessors of whom three or more shall be chosen, as the Judge thinks fit, from a list prepared as may be directed by the Local Government.</p> <p>(5) In section 309, sub-section (1), after the words "aid of assessors" the words "in which the accused is an European or American" shall be inserted.</p> <p>(6) After section 309 the following shall be inserted :— "309-A. (1) When in a case tried with the aid of assessors, in which the accused is not an European or American, the case for the defence and the prosecutor's reply (if any) are concluded, the Judge may sum up the evidence for the prosecution and defence, and after laying down the law by which the Court is to be guided shall then record his own opinion, and that of each of the assessors, thereon and as to the sentence, if any, to be passed. The majority of the said opinions, or if they are equally divided the opinion which the Judge supports, shall be the finding of the Court.</p> <p>(2) If the Judge does not think it necessary to express disagreement with the finding, he shall give judgment, and if the accused is convicted shall pass sentence on him, accordingly.</p> <p>(3) If the Judge disagrees with the finding and is clearly of opinion that it is necessary for the ends of justice to submit the case to the High Court, he shall submit the case accordingly together with the opinions recorded thereon.</p> <p>(4) Whenever the Judge submits a case under this section, he shall suspend judgment and may either remand the accused to custody or admit him to bail.</p> <p>(5) In dealing with the case so submitted the High Court may exercise any of the powers which it may exercise on appeal, and subject thereto it shall, after considering the entire evidence and after giving due weight to the opinions of the Sessions Judge and assessors, acquit or convict the accused of any offence of</p>

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
	<p>which the Court of Session could have convicted him upon the charge as framed, and if it convicts him, may pass such sentence as might have been passed by the Court of Session."</p> <p>(7) In sections 350 and 512 the words "Court of Session" shall be substituted for the words "High Court" wherever they occur.</p> <p>(8) To section 423 the following sub-section shall be added:—</p> <p>"(3) Every order of a Sessions Judge on an appeal from a sentence or order of a District Magistrate shall be subject to confirmation by the High Court: and the High Court when such an order is submitted, may either confirm the same with or without further enquiry or pass any other order which the Court of Session could have passed.</p> <p>(9) In section 438, sub-section (1), the words "Sessions Judge or" shall be omitted and for the words "High Court" the words "Court of Session" shall be substituted.</p> <p>(10) In sub sections (1) and (4) of section 439 and in sub-sections (1), (2), (3) and (5) of section 526, before the words "High Court," in each place where they occur, the words "Court of Session or the" shall be inserted. Sub-section (4) of Section 526 shall be omitted.</p> <p>(11) In section 503, sub-section (1), after the words "such attendance and" the words "if such witness resides in any area to which this Code applies or in British India" shall be inserted.</p> <p>(12) Nothing in the Code as applied shall be deemed to apply to proceedings against European British subjects or persons charged jointly with European British subjects.</p>
19. The Indian Post Office Act, 1898 (VI of 1898).	
20. The Indian Stamp Act, 1899 (II of 1899).	<p>(1) Sections 57, 58 and 59 shall be omitted.</p> <p>(2) In section 60, sub-section (1), the words "other than a Court mentioned in section 57" and "or Chief Court..... refer the same" shall be omitted.</p> <p>(3) In section 60, sub-section (2), the words "as if it had been referred under section 57" and "under the seal..... another like copy" shall be omitted.</p>

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
21. The Provincial Insolvency Act, 1907 (III of 1907).	Every Subordinate Judge of the first class shall exercise the jurisdiction of a District Court under the Act.
22. The Code of Civil Procedure, 1908 (V of 1908).	<p>(1) In section 2, sub-section (5), section 10 and rule 49, sub-rules (4) and (5), of Order XXI in the First Schedule the words "British India" shall be read as referring to British India and the Railway Lands.</p> <p>(2) In the proviso to section 29 after the word "summonses" the words "are situate in British India or" shall be inserted.</p> <p>(3) For section 43 the following shall be substituted:—</p> <p style="padding-left: 40px;">"43. Any decree passed by a Civil Court in British India, or Execution of decrees of by any Court British Courts. established or continued by the authority of the Governor-General in Council. may, if it cannot be executed within the jurisdiction of the Court by which it was passed, be executed in the manner herein provided within the jurisdiction of any Court in the Railway Lands."</p> <p>(4) In section 45 after the words "any Court" the words "situate in British India or" shall be inserted.</p> <p>(5) In section 78 for clause (b) the following shall be substituted:—</p> <p style="padding-left: 40px;">"Courts situate in British India or in any other part of the British Empire, or"</p> <p>(6) For section 102 the following shall be substituted:—</p> <p style="padding-left: 40px;">"102. No second appeal shall lie—</p> <p style="padding-left: 80px;">(a) in any suit of the nature cognizable by Courts of Small No second appeal in Causes, where the certain suit. amount of value of the subject-matter of the original suit does not exceed one thousand rupees, or</p> <p style="padding-left: 80px;">(b) in any suit, relating to moveable property, and not of the nature cognizable by Courts of Small Causes, if the appellate decree affirms the decision of the lower Court."</p>

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
	<p>(7) In section 115 before the words "High Court," in each place where they occur, the words "District Court or " shall be inserted.</p> <p>(8) To rule 25 of Order V in the First Schedule the following shall be added :—</p> <p>" Provided that, if the defendant resides in British India, the summons may be sent for service to a Court (not being a High Court) having jurisdiction at the place where he resides : and if the Court returns the summons with an endorsement signed by the Judge or other officer of the Court that the summons has been served on the defendant in manner hereinbefore directed, such endorsement shall be deemed to be evidence of service."</p> <p>(9) The provisions of rule 48 of Order XXI in the First Schedule shall apply only to those cases in which the salary or allowances are payable in the Railway Lands.</p>
23. The Explosive Substances Act, 1908 (IX of 1908).	In section 4 for the words " British India " in each place where they occur, the word " India " shall be substituted.
24. The Indian Limitation, Act, 1908 (IX of 1908).	<p>(1) In section 13, the words " British India " shall be read as referring to British India and Kathiawar including the Railway Lands.</p> <p>(2) In Article 150 in the First Schedule for the word " Seven " the words " Twenty-one " shall be substituted.</p>
25. The Indian Registration Act, 1908 (XVI of 1908).	<p>(1) In section 33 the words " British India " shall remain unmodified.</p> <p>(2) In section 33, sub-section (1), after the words " executing the power-of-attorney resides " in clause (a) and after the words " does not reside " in clause (c), the words " in the Railway Lands or " shall be added.</p>
26. The Whipping Act, 1909 (IV of 1909).	Section 6 shall be omitted.

SCHEDULE—concl'd.

Enactments applied.	Further modifications and restrictions.
<i>Acts of the Governor of Bombay in Council.</i>	
27. The Bombay Prevention of Gambling Act, 1887 (IV of 1887).	<p>For the second and third paragraphs of section 1 the following shall be substituted :—</p> <p>“ It extends to the Railway Lands except such local areas as the Governor in Council may, from time to time, by notification in the <i>Bombay Government Gazette</i>, exclude from its operation.”</p>

[*Gazette of India*, 1913, Pt. I, p. 361.]

No. 783-I.B, dated the 9th April 1913.—Whereas the Governor-General in Council has full and exclusive criminal jurisdiction and certain civil jurisdiction within the railway lands specified in ²notification No. 782-I.B., dated the 9th April 1913.

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to apply to the said lands (hereinafter styled “ the railway lands ”) the enactments specified in the schedule hereto annexed in so far as the same may be applicable thereto and subject to any amendments to which the enactments are for the time being subject in British India.

Acts applied to¹
Bhavnagar Railway
in States of Baroda,
Bhavnagar, Limbdi,
Wadhwan, Chuda and
Vala :
Gondal-Forbandar
Railway, Dhasa-
Dhoraji section,
excluding length in
Vithalgarh :
Junagarh Railway
in Gondal
and Junagarh.

Provided, first, that in the enactments as so applied references to a Local Government shall be read as referring to the Governor of Bombay in Council : references to a High Court as referring to the Court of the Agent to the Governor in Kathiawar : and, except where the context or the modifications hereinafter referred to otherwise require, references to British India or a province or the territories subject to a Local Government as referring to the railway lands.

Provided, secondly, that the further modifications and restrictions set forth in the said schedule shall be made in the said enactments as so applied.

Provided, thirdly, that for the purpose of facilitating the application of the said enactments any Court in the railway lands may construe the provisions thereof, and any notifications, orders, rules, forms or bye-laws thereunder, with such alterations, not affecting the substance, as may be necessary or proper to adapt them to the matter before the Court.

¹ See footnote 3 on page 3, *supra*.

² Printed p. 76, *infra*.

Provided, fourthly, that the Governor of Bombay in Council may direct by what officer any authority or power under the said enactments shall be exercisable.

II.—The following notifications of the Government of India in the Foreign Department are hereby cancelled to the extent noted against each :—

(Not reprinted.)

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued, but that, save as aforesaid, all proceedings commenced, officers appointed or authorized, jurisdictions or powers conferred or confirmed, notifications published, rules made, orders passed, and things done under any of the enactments specified in the notifications hereby superseded in the railway lands shall, so far as may be, be deemed to have been respectively commenced appointed or authorised, conferred or confirmed, published, made, passed and done under the corresponding enactments specified in this notification.

SCHEDULE.

Enactments applied.	Further modifications and restrictions.						
1. The Interest Act, 1839 (XXXII of 1839).							
2. The Indian Penal Code (Act XLV of 1860).	In section 75 the words "British India" shall be read as referring to British India and the railway lands.						
3. The Court-fees Act, 1870 (VII of 1870).	In the first schedule the following shall be added :—						
	<table border="1"> <tr> <td data-bbox="662 1173 862 1333">"16. Application for the exercise of revisional jurisdiction under section 115 of the Code of Civil Procedure, 1808, or section 25 of the Provincial Small Cause Courts Act, 1897.</td> <td data-bbox="862 1173 1053 1274">When the amount or value of the subject-matter in dispute does not exceed twenty-five rupees.</td> <td data-bbox="1053 1173 1189 1274">Two rupees.</td> </tr> <tr> <td></td> <td data-bbox="862 1274 1053 1333">When such amount or value exceed twenty-five rupees.</td> <td data-bbox="1053 1274 1189 1333">The fee leviable on a memorandum of appeal."</td> </tr> </table>	"16. Application for the exercise of revisional jurisdiction under section 115 of the Code of Civil Procedure, 1808, or section 25 of the Provincial Small Cause Courts Act, 1897.	When the amount or value of the subject-matter in dispute does not exceed twenty-five rupees.	Two rupees.		When such amount or value exceed twenty-five rupees.	The fee leviable on a memorandum of appeal."
"16. Application for the exercise of revisional jurisdiction under section 115 of the Code of Civil Procedure, 1808, or section 25 of the Provincial Small Cause Courts Act, 1897.	When the amount or value of the subject-matter in dispute does not exceed twenty-five rupees.	Two rupees.					
	When such amount or value exceed twenty-five rupees.	The fee leviable on a memorandum of appeal."					
4. The Cattle-trespass Act, 1871 (I of 1871).							
5. The Indian Evidence Act, 1872 (I of 1872).							
6. The Indian Contract Act, 1872 (IX of 1872).	In sections 57, 74, 78 and 79 the words "British India" shall be read as referring to British India, the railway lands and areas outside British India under the administration of the Governor General in Council.						

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
No. 65.	
<p><i>Page 67.</i>—After Entry No. 7 in the Schedule annexed to Notification No. 783-I. B., dated the 9th April 1913, insert the following in column 1 :—</p>	
<p>“7-A. The Indian Explosives Act, 1884 (IV of 1884).”</p>	
<p>[Notification No. 2555-I. B., dated the 21st December 1914, <i>Gazette of India</i>, 1914, Part I p. 2272.]</p>	
<p>10. The Epidemic Diseases Act, 1897 (III of 1897).</p>	
<p>11. The General Clauses Act, 1897 (X of 1897).</p>	<p>In section 3, clause (7), the words “British India” shall remain unmodified, but in any other enactment, where this definition would otherwise apply, the words shall be read subject to the provisions of this notification.</p>
<p>12. The Code of Criminal Procedure, 1898 (V of 1898).</p>	<p>(1) In section 9, sub-section (3), after the words “such Courts” the words “and the Agent to the Governor in Kathiawar may so appoint Additional Sessions Judges in respect to particular cases” shall be added.</p> <p>(2) Sections 22 to 25 shall be omitted.</p> <p>(3) In section 30 the words from “In the territories” to “Assistant Commissioners” shall be omitted.</p> <p>(4) Trials before the Court of Session shall, except as provided by Chapter XXXIII, be with the aid of assessors of whom three or more shall be chosen, as the Judge thinks fit, from a list prepared as may be directed by the Local Government.</p> <p>(5) In section 309, sub-section (1), after the words “aid of assessors” the words “in which the accused is an European or American” shall be inserted.</p> <p>(6) After section 309 the following shall be inserted :—</p> <p>“309 A. (1) When in a case tried with the aid of assessors, in which the accused is not an European or American, the case for the defence and the prosecutor’s reply (if any) are concluded, the Judge may sum up the evidence for the prosecution and defence and after laying down the law by which the Court is to be guided shall then record his own opinion, and that of each of the assessors, thereon and as to the sentence, if any, to be passed. The majority of the said opinions, or if they are equally divided the opinion which the Judge supports, shall be the finding of the Court.</p>

SCHEDULE—*contd.*

Enactments applied	Further modifications and restrictions.
	<p>(2) If the Judge does not think it necessary to express disagreement with the finding, he shall give judgment, and if the accused is convicted shall pass sentence on him accordingly.</p> <p>(3) If the Judge disagrees with the finding and is clearly of opinion that it is necessary for the ends of justice to submit the case to the High Court, he shall submit the case accordingly together with the opinions recorded thereon.</p> <p>(4) Whenever the Judge submits a case under this section, he shall suspend judgment and may either remand the accused to custody or admit him to bail.</p> <p>(5) In dealing with the case so submitted the High Court may exercise any of the powers which it may exercise on appeal, and subject thereto it shall, after considering the entire evidence and after giving due weight to the opinions of the Sessions Judge and the assessors, acquit or convict the accused of any offence of which the Court of Session could have convicted him upon the charge as framed: and if it convicts him may pass such sentence as might have been passed by the Court of Session."</p> <p>(7) In sections 350 and 512 the words "Court of Session" shall be substituted for the words "High Court" wherever they occur.</p> <p>(8) To section 423 the following shall be added:— “(3) Every order of a Sessions Judge on an appeal from a sentence or order of a District Magistrate shall be subject to confirmation by the High Court: and the High Court, when such an order is submitted, may either confirm the same with or without further enquiry or pass any other order which the Court of Sessions could have passed.”</p> <p>(9) In section 438, sub-section (1), the words "Sessions Judge or" shall be omitted and for the words "High Court" the words "Court of Session" shall be substituted.</p> <p>(10) In sub-sections (1) and (4) of section 439 and in sub-sections (1), (2), (3) and (5) of section 526, before the words "High Court" in each place where they occur, the words "Court of Session or the" shall be inserted. Sub-section (4) of section 526 shall be omitted.</p>

SCHEDULE—*contd.*

Enactments applied.	Further modifications and restrictions.
	<p>(11) In section 503, sub-section (1), after the words "such attendance and" the words "if such witness resides in any area to which this Code applies or in British India" shall be inserted.</p> <p>(12) Nothing in the Code as applied shall be deemed to apply to proceedings against European British subjects or persons charged jointly with European British subjects.</p>
13. The Indian Post Office Act, 1898 (VI of 1898).	
14. The Provincial Insolvency Act, 1907 (III of 1907).	Every Subordinate Judge of the first class shall exercise the jurisdiction of a District Court under the Act.
15. The Code of Civil Procedure, 1908 (V of 1908).	<p>(1) In section 2, sub-section (5), section 10 and rule 49, sub-rules (4) and (5) of Order XXI in the First Schedule the words "British India" shall be read as referring to British India and the railway lands.</p> <p>(2) In the proviso to section 29 after the word "summonses" the words "are situate in British India or" shall be inserted.</p> <p>(3) Section 43 shall be omitted.</p> <p>(4) In section 45 after the words "any Court" the words "situate in British India or" shall be inserted.</p> <p>(5) In section 78 for clause (b) the following shall be substituted :—</p> <p style="padding-left: 40px;">" (b) Courts situate in British India or in any other part of the British Empire, or "</p> <p>(6) For section 102 the following shall be substituted :—</p> <p style="padding-left: 40px;">" 102. No second appeal shall lie—</p> <p style="padding-left: 80px;">(a) in any suit of the nature cognizable by <small>No second appeal in Court of Small certain suits.</small> Causes when the amount or value of the subject-matter of the original suit does not exceed one thousand rupees, or</p> <p style="padding-left: 80px;">(b) in any suit relating to movable property and not of the nature cognizable by Courts of Small Causes, if the appellate decree affirms the decision of the Lower Court."</p>

Enactments applied.	Further modifications and restrictions.
<p>16. The Explosive Substances Act, 1908 (VI of 1908).</p>	<p>(7) In section 115 before the words "High Court," in each place where they occur, the words "District Court or" shall be inserted.</p> <p>(8) To rule 25 of Order V in the First Schedule the following shall be added :—</p> <p>" Provided that, if the defendant resides in British India, the summons may be sent for service to a Court (not being a High Court) having jurisdiction at the place where he resides : and if the Court returns the summons with an endorsement signed by the Judge or other officer of the Court that the summons has been served on the defendant in manner hereinbefore directed, such endorsement shall be deemed to be evidence of service."</p> <p>(9) The provisions of rule 48 of Order XXI in the First Schedule shall apply only to those cases in which the salary or allowances are payable in the railway lands.</p> <p>In section 4 for the words " British India," in both places where they occur, the word " India " shall be substituted.</p>

No. 70.

Page 70.—After Notification No. 783-I.B., dated the 9th April 1913, insert the following :—

<p>Foreigners Act, 1864.</p>	<p><i>No. 1442-I.B., dated the 14th August 1914.</i></p>
<p>Indian Naval and Military News (Emergency) Ordinance, 1914 (I of 1914.)</p>	<p><i>No. 1387-I.B., dated the 11th August 1914.</i></p>
<p>Foreigners Ordinance, 1914 (III of 1914.)</p>	<p><i>No. 1666-I.B., dated the 28th August 1914.</i></p>
<p>Foreigners (Amendment) Act, III of 1915.</p>	<p><i>No. 393-I.B., dated the 9th April 1915.</i></p>
<p>Defence of India (Criminal Law Amendment) Act, IV of 1915.</p>	<p><i>No. 394-I.B., dated the 9th April 1915.</i></p>
<p>Indian Soldiers (Litigation)</p>	<p><i>No. 852-I.B., dated the 20th May 1915.</i></p>

Printed in Appendix XX.

VI.—Orders relating to Courts.

No. 1431-I., dated the 27th April 1893.—Printed in Appendix XIII.

Execution of capital sentences in British India.

No. 1863-I. A, dated the 13th May 1904.—Printed in Appendix IV.

Criminal law and procedure of British India applicable to British subjects in

No. 144.

Page 71.—For “No. 853-I.B., dated the 16th April 1913.
No. 2616-I., dated the 6th August 1890.
No. 680-I.B., dated the 19th March 1912.”

substitute—

“No. 580-D., dated the 26th January 1917.
No. 582-D., dated the 26th January 1917.
No. 319-D., dated the 16th January 1917.”

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invested with power of Magistrates of the first class and to hold inquests.

No. 132, dated the 27th June 1873.—Printed in Appendix IV.

Appointments of Justices of the Peace.

No. 780-I. B., dated the 9th April 1913.—Whereas the Governor General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

Constitution of Civil and Criminal Courts except for the trial of European British subjects or persons jointly charged with such subjects, for the Railways in Kathiawar over which there is full cession of jurisdiction.¹

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor General in Council is pleased to provide as follows for the administration of justice within the said lands.

PART I.—CRIMINAL JURISDICTION.

For the purposes of criminal jurisdiction, except in proceedings against European British subjects and persons jointly charged with European British subjects, the following arrangements shall be made, namely :—

Within the lands occupied by the Railways, as aforesaid, the officers mentioned in the corresponding entries in the third, fourth, fifth

¹ See footnote 3 on p. 3, *supra*.

and sixth columns of the schedule shall exercise, respectively,—

- (a) the powers of a Magistrate of the first class,
- (b) the powers of a District Magistrate, including all powers conferrable on a District Magistrate,
- (c) the powers of a Court of Session, and
- (d) the powers of a High Court,

as described in the Code of Criminal Procedure, 1898, as for the time being in force in the said lands.

PART II.—CIVIL JURISDICTION.

For the purposes of civil jurisdiction the following arrangements shall be made, namely :—

- (1) Within the lands occupied by the Railways, as aforesaid, the officers mentioned in the corresponding entries in the seventh, eighth, ninth and tenth columns of the schedule shall exercise, respectively, for all purposes connected with the administration of civil justice—

- (a) the powers of a Court of Small Causes with jurisdiction in all suits cognizable under the Provincial Small Cause Courts Act, 1887, as for the time being in force in the said lands, when the amount or value of the subject-matter does not exceed two hundred rupees and one thousand rupees, respectively,
- (b) the powers of a Subordinate Judge of the second class, as described in the Bombay Civil Courts Act, 1869,
- (c) the powers of a Subordinate Judge of the first class, as so described including all the powers of a District Judge under the Indian Succession Act, 1865, and the Probate and Administration Act, 1881, with which a Subordinate Judge may be invested, and
- (d) the powers of a District Judge, as so described :

Provided, first, that all appeals from decrees and orders of Subordinate Judges (including orders made under the Indian Succession Act, 1865, or the Probate and Administration Act, 1881) shall lie to the District Judge ;

Provided, secondly, that the District Judge shall have and may exercise the powers of a High Court under section 115 of the Code of Civil Procedure 1908, in respect of any case which has been decided by a Subordinate Judge and in which no appeal lies.

(2) All appeals provided for by the enactments for the time being in force in the said lands, from the decrees and orders of the District Judge shall lie to the Agent to the Governor in Kathiawar who shall exercise the powers of a High Court for all purposes connected with the administration of civil justice within the said lands.

II. The following notifications of the Government of India in the Foreign Department are hereby cancelled to the extent noted against each, namely :—

(Not reprinted.)

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued

SCHEDULE.

	4	5	6	7	8	9	10	11	
	CRIMINAL JURISDICTION.			CIVIL JURISDICTION.					
Grade of class.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure, 1898.	Court of Session.	High Court.	Court of Small Causes with jurisdiction in suits of which the value does not exceed—		Subordinate Judge of the second class.	Subordinate Judge of the first class.	District Judge.	High Court.
				Rs. 200.	Rs. 1,000.				
No. 31.	Deputy Political Agent in Jhalawar.	The Judicial Assistant to the Agent to the Governor in Kathiawar.	The Agent to the Governor in Kathiawar.	The Deputy Assistant Political Agent in Jhalawar.	The Political Agent in Jhalawar.	The Deputy Assistant Political Agent in Jhalawar.	The Political Agent in Jhalawar.	The Judicial Assistant to the Agent to the Governor in Kathiawar.	The Agent to the Governor in Kathiawar.

No. 4.

No. 5.

Page 74.—In the schedule to notification No. 780-I. B., dated the 9th April 1913, after the entries relating to the Botad-Vinchhia section, insert the

	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto
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[Gazette of India, 1913, Pt. I, p. 1117] and the 18th December 1913.)

Page 74.—In the schedule to notification No. 780-I. B., dated the 9th April 1913, after the entry relating to the Dhran Extension, the following:—

Dhramgadha-Balvad Extension.	Dhramgadha.	Do.	Do.	Do.	Do.	Do.	Do.	Do.	Do.
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(Notification No. 923-I. B., dated the 9th June 1914.)

[Gazette of India, 1914, Pt. I, p. 1117]

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Dhoraji-Forbandar.	Gondal Navanagar.	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.	Ditto	Ditto	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.	Ditto	Ditto
	Forbandar	The Deputy Assistant Political Agent in Sorath.	The Political Agent in Sorath.	Ditto	Ditto	The Deputy Assistant Political Agent in Sorath.	The Political Agent in Sorath.	The Deputy Assistant Political Agent in Sorath.	The Political Agent in Sorath.	Ditto	Ditto
6. Jamnagar Railway.	Dhrol Jalia. Navanagar. Pal. Rajkot.	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.	Ditto	Ditto	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.	Ditto	Ditto
8. Jetalpur-Rajkot Railway.	Gadhka Gondal. Kotda-Bangani. Kotbaria. Lohika. Rajkot. Shahpur. Virpur.	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto
	Jetpur Junagarh.	The Deputy Assistant Political Agent in Sorath.	The Political Agent in Sorath.								
7. Junagarh Railway. (Shahpur Kutiana.)	Bantva Manavadar. Sardargarh.	Ditto	Ditto								
8. Morvi Railway	Dhrol Gavridad. Kotbaria. Morvi. Rajkot. Wankaner.	The Deputy Assistant Political Agent in Halar.	The Political Agent in Halar.								
	Dhrangadhra Lakhtar. Muli. Sayla. Wadhwan.	The Deputy Assistant Political Agent in Jhalawar.	The Political Agent in Jhalawar.								

No. 6

Page 75.—In the same schedule after the entries relating to the Kutiana branch of the Junagadh Railway, insert the following :—

Junagadh Viswadar	Jetpur-Bilkha	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto
9. Khijadia-Amreli Chalala Railway.	Jetpur Luni	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto

(Notifications Nos. 1799-I. B. and 3329-I. B., dated respectively 24th July and 8th October 1913.)

[Gazette of India, 1913, Pt. I, pp. 715 and 915.]

Constitution of Civil and Criminal Courts, except for the trial of European British subjects or persons jointly charged with such subjects, for the Railways in Kathiawar in which there is not complete cession of civil jurisdiction.¹

No. 782-I. B, dated the 9th April 1913.—Whereas the Governor General in Council has full and exclusive criminal jurisdiction within the lands lying within the States specified in the second column of the schedule hereto annexed which are occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

And whereas the Chiefs of the said States have agreed that all suits of a civil nature against the administrations of the said Railways respecting loss of or damage to goods or injury to persons arising within the said lands lying within their respective States shall be heard and decided in the Kathiawar Political Agency Courts, provided that the Maharaja of Bhavnagar as proprietor of the Bhavnagar Railway or the State of Bhavnagar, or the Nawab of Junagarh as proprietor of the Junagarh Railway or the State of Junagarh shall not be directly impleaded in such cases, but the Railway management as represented by the Manager, and that any decrees that may be passed shall be executed against the railway property and not against the said Chiefs or States : and whereas the Chiefs of Junagarh and Gondal have further agreed that all suits of a civil nature arising within the lands occupied by the Jetalsar-Verawal section of the Junagarh Railway out of the application of the Indian Railways Act, 1890 (IX of 1890), thereto shall similarly be heard and decided, subject to a like proviso :

And whereas the Governor General in Council has certain civil jurisdiction within the said lands lying within the States of Bantva, Chuda, Jetpur, Kotda Pitha, Lathi and Vala :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor General in Council is pleased to provide as follows for the administration of justice within the said lands :—

PART I.—CRIMINAL JURISDICTION.

For the purposes of criminal jurisdiction, except in proceedings against European British subjects and persons jointly charged with European British subjects, the following arrangements shall be made, namely :—

Within the lands occupied by the Railways, as aforesaid, the officers mentioned in the corresponding entries in the third, fourth, fifth and sixth columns of the schedule shall exercise, respectively,—

(a) the powers of a Magistrate of the first class,

¹ See footnote 3 on p. 3, *supra*.

- (b) the powers of a District Magistrate, including all powers conferrable on a District Magistrate,
 - (c) the powers of a Court of Session, and
 - (d) the powers of a High Court,
- as described in the Code of Criminal Procedure, 1898, as for the time being in force in the said lands.

PART II.—CIVIL JURISDICTION.

For the purposes of civil jurisdiction the following arrangements shall be made, namely :—

- (1) Within the lands occupied by the Railways, as aforesaid, the officers mentioned in the corresponding entries in the seventh, eighth, ninth and tenth columns of the schedule shall exercise, respectively,—
 - (a) the powers of a Court of Small Causes with jurisdiction in all suits cognizable under the Provincial Small Cause Courts Act, 1887, as for the time being in force in the said lands, when the amount or value of the subject-matter does not exceed two hundred rupees and one thousand rupees, respectively,
 - (b) the powers of a Subordinate Judge of the second class, as described in the Bombay Civil Courts Act, 1869,
 - (c) the powers of a Subordinate Judge of the first class, as so described and the powers of an Assistant Judge,
 - (d) the powers of a District Judge, as so described :

Provided, first, that all appeals from decrees and orders of Subordinate Judges shall lie to the District Judge :

Provided, secondly, that the District Judge shall have and may exercise the powers of a High Court under section 115 of the Code of Civil Procedure, 1908, in respect of any case which has been decided by a Subordinate Judge and in which no appeal lies.

- (2) All appeals provided for by the enactments for the time being in force in the said lands, from the decrees and orders of the District Judge shall lie to the Agent to the Governor in Kathiawar who shall exercise the powers of a High Court.
- (3) These powers shall only be exercised—
 - (i) in suits against the administrations of the said Railways or arising out of the application of the Indian Railways Act, 1890, as specified in the preamble to this notification, and

(ii) in other suits arising in the said lands lying within the following States only if the amount or value of the subject-matter exceeds the following sums, respectively :—

	Rs.
Chuda, Vala and Jetpur (Devli and Vadia)	20,000
Lathi and Jetpur (Vala Kanthad Naja)	10,000
Bantva and Jetpur (Vala Unad Godad, Vala Ala Bhima, and Nawania)	5,000
Kotda Pitha and Jetpur (except the above-named and non-jurisdictional shareholders)	500

II.—The following notifications of the Government of India in the Foreign Department are hereby cancelled to the extent noted against each :—

(Not re-printed.)

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued.

SCHEDULE.

1	2	3	4	5	6	7	8	9	10	11	
Railway.	State.	CRIMINAL JURISDICTION.				CIVIL JURISDICTION.					
		Magistrate of the first class.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure.	Court of Session.	High Court.	Court of Small Causes with jurisdiction in suits of which the value does not exceed— Rs. 200. Rs. 1,000.		Subordinate Judge of the second class.	Subordinate Judge of the first class.	District Judge.	High Court.
1. Bhavnagar Railway. <i>Main line.</i> Wadhwan-Bhavnagar.	Wadhwan Limbdi Chuda	The Deputy Assistant Political Agent in	The Political Agent in Jhalawar.	The Judicial Assistant to the Agent to	The Agent to	The Deputy Assistant	The Political Agent in	The Deputy Assistant Poli-	The Political Agent in	The Judicial Assis-	The Agent
<i>Palitana Branch.</i> <i>Dhosa-branch.</i> Dhosa-Savar-Kundia.	Bhala Baroda Bhavnagar Bhavnagar	<p align="center"><i>Page 78</i> April 1913, Railway, <i>insr</i></p> <p align="center"><i>Botad-Jasdan b</i></p> <p align="center"><i>Botad-Vinchhia .</i></p> <p align="center"><i>(Notifica</i> <i>[Gazette of India, 1913, Pt. I, p. 543.]</i></p> <p align="center">And after the entries relating to the Junagarh Railway, <i>insert</i> the following :—</p>									
2. Gondal Porbandar Railway. Dhans-Dhoraji.	Bhavnagar Baroda Lathi Bantva Jelpur Kotda Pitha Junagarh										
3. Junagarh Railway. Jetalpur Veraval. <i>Kuttiana Branch.</i> <i>Visawadar Branch.</i> Junagarh-Visawadar	Gondal Junagarh Junagarh Junagarh										

No. 8.

Page 79.—In the schedule to notification No. 782-I. B., dated April 1913, after the entries relating to the Botad-Vinchhia section, following :—

Vinchhia-Jasdan	Bhavnagar	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto
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(Notification No. 3799-I. B., dated the 18th December 1913.)
[Gazette of India, Pt. I, p. 1361.]

(Notifica
[Gazette of India, 1913, Pt. I, p. 543.]

And after the entries relating to the Junagarh Railway, *insert* the following :—

Khijadia-Amreli-Chalala Railway.	Baroda	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto	Ditto
----------------------------------	--------	-------	-------	-------	-------	-------	-------	-------	-------	-------

(Notification No. 3330-I. B., dated the 8th October 1913.)
[Gazette of India, 1913, Pt. I, p. 915.]

[Gazette of India, 1913, Part I, page 307.]

See slip no 8

(iii)

slip 7 (ii)

List of Courts¹ established or continued by the Governor General in Council, including the Civil Courts on Railways in Kathiawar on which there is full cession of jurisdiction, to which Courts in British India may send summonses under the Civil Procedure Code for service and decrees for execution—

No. 787-I.B., dated the 9th April 1913.—Printed in Appendix XIIA.

Service by the Civil Courts of Railways in Kathiawar in which there is full cession of civil jurisdiction of summonses—

(a) of Civil or Revenue Courts in British India ;

³ *No. 1366-I., dated the 29th March 1889.*

(b) of other² Courts established or continued by the Governor General in Council ;

³ *No. 1367-I., dated the 29th March 1889.*

(c) of Civil or Revenue Courts of Hyderabad, Mysore, Central India States, States in the political control of the Bombay Government and Baroda.

No. 1368-I., dated the 29th March 1889.

No. 2182-I., dated the 2nd July 1890.

No. 397-I.B., dated the 25th February 1910.

} Printed in Appendix XIIA.

Execution by the Civil Courts of Railways in Kathiawar in which there is full cession of civil jurisdiction of decrees—

(a) of other² Courts established or continued by the Governor General in Council ;

⁴ *No. 1363-I., dated the 29th March 1889.*—Printed in Appendix XIIA.

¹ These Courts may send their summonses and decrees to Courts in British India for service and execution, *see* sections 29 and 43 of the Code of Civil Procedure, 1908 (V of 1908). Printed General Acts, Vol. VI, Ed. 1909, p. 133.

² For lists of such Courts in other parts of India, *see* notifications Nos. 786 and 788-I.B. dated the 9th April 1913. Printed in Appendix XIIA.

³ *See* also modification (2) } in the Code of Civil Procedure, 1908, as applied to these Rail-

⁴ *See* also modification (3) } ways. Printed p. 63, *supra*.

No. 1364-I., dated the 29th March 1889.
No. 4051-I.A., dated the 18th September 1902.
No. 399-I.B., dated the 25th February 1910. } —Printed in Appendix XII A.

(b) of certain Courts of Mysore.
 States in the political control of the Bombay Government and Baroda.

Service of summonses of Civil Courts of Railways in Kathiawar in which there is full cession of Civil jurisdiction¹—

No. 1367-I., dated the 29th March 1889.—Printed in Appendix XIII A.

(a) by other² Courts established or continued by the Governor General in Council;

No. 398-I.B., dated the 25th February 1910.
No. 2622-I.B., dated the 24th December 1912. } Printed in Appendix XIIC.

(b) by Civil Courts of the Baroda and Mysore States.

Execution of decrees of Civil Courts of Railways in Kathiawar in which there is full cession of civil jurisdiction¹—

No. 1363-I., dated the 29th March 1889.—Printed in Appendix XII A.

(a) by other² Courts established or continued by the Governor General in Council.

No. 2623-I.B., dated the 24th December 1912.—Printed in Appendix XIIC.

(b) Civil Courts of the Baroda and Mysore States.

¹ These Courts may send their summonses and decrees to Courts in British India for service and execution, *see* sections 29 and 43 of the Code of Civil Procedure, 1908 (V of 1908). Printed General Acts, Vol. VI, Ed. 1909, p. 133.

² *See* footnote 2 on the previous page.

VII.—Local Laws.

- No. —, dated the 2nd October 1873.*—Printed Vol. IV, page 180. Suite Valuation Rules, 1873, in force on Railways in Kathiawar.
- No. —, dated the 3rd October 1873.*—Printed „ page 182. Legal Practitioners Rules, 1873, in force on Railways in Kathiawar.
- No. 44, dated the 23rd December 1875.*—Printed „ page 191. Salt Rules, 1875, in force on Railways in Kathiawar.
- No. 3, dated the 7th March 1883.*—Printed „ page 193. Public Prosecutors Rules, 1883, in force on Railways in Kathiawar.
- No. 32, dated the 15th July 1884.*—Printed „ page 200. Salt Rules, 1884, in force on Railways in Kathiawar.
- No. 2651-I, dated the 25th June 1891.*—Printed in Appendix XV. Publication of newspapers and other printed works.
- No. 1965, dated the 14th March 1896.*—Printed Vol. IV, page 231. Kathiawar Agency Police Law, 1896, in force on Railways in Kathiawar other than the Bombay, Baroda and Central India Railway.
- No. 7, dated the 21st January 1899.*—Printed „ page 259. Kathiawar Agency Arms Rules, 1899, in force on all Railways in Kathiawar.
- No. 67, dated the 2nd August 1899.*—Printed „ page 273. Opium Rules, 1899, in force on Railways in Kathiawar.
- No. 4797, dated the 2nd August 1905.*—Printed „ page 295. Kathiawar Agency Abkari Rules, 1905, in force on Railways in Kathiawar.
- No. 6359, dated the 17th September 1906.*—Printed „ page 97. Refund of value, or exchange, of Court-fee stamps and labels.
- No. 31, dated the 26th June 1909.*—Printed „ page 306. Extradition Rules, 1909, in force on Railways in Kathiawar.
- No. 4174, dated the 21st June 1911.*—Printed „ page 317. Legal Practitioners Rules, 1911, in force on Railways in Kathiawar.
- No. 4942, dated the 19th July 1911.*—Printed „ page 320. Non-recognition of equitable mortgages by Courts of Railways in Kathiawar.

NORTH CENTRAL DIVISION.¹

The following British enactments are in force in the Railway lands in the North Central Division over which jurisdiction has been ceded² :—

I.—Statutes—See Appendix I.

No. 145.

Page 85.—For the entry relating to No. 853-I.B., dated the 16th April 1913, substitute the following :—

“ No. 580-D., dated the 26th January 1917.”

5 & 6 Geo. V,
Ch. 81.

Appendix III.

IV.—Orders under Acts of the Governor General in Council.

*No. 1105-I.B., dated the 16th May 1912.

†No. 1069-B., dated the 16th July 1907.

‡No. 4260-I., dated the 26th October 1888.

§No. 1704-G., dated the 6th August 1873.

Printed in Appendix V.

No. 71.

Page 85.—For “ No. 1312, dated the 11th June 1873 ” substitute “ No. 701-I.B., dated the 6th May 1915,” and in the marginal note for the words “ Agent to the Governor General ” substitute “ Registrar General for the Central Provinces.”

Indian Christian Marriage Act, 1872. Officers appointed Marriage Registrars and licensed to grant certificates of marriage between Native Christians in railway lands
*in Central India, generally.
†in Bundelkhand,
‡in Rajputana generally.
§in Serohi.

No. 3744-I.B., dated the 1st October 1897.

No. 3745-I.B., dated the 1st October 1897.

No. 1586-E., dated the 29th August 1892.—Printed in Appendix V.

No. 3918-I., dated the 23rd September 1891.—Printed Vol. I, page 97.

Printed in Appendix V.

Delegation to the Agent to the Governor General of powers under sections 6, 8 and 9 in Central India

in Rajputana.

Fees.

European Vacancy Act, 1874.

Provisions brought into force in Central India from the 23rd September 1891.

¹ According to the classification *supra*, p. 4.

² It is to be understood that the enactments cited are in force in all such lands in the Division, except where stated to the contrary.

Indian Arms Act,
1878.

Exemption of certain persons in Native States from the prohibitions and directions contained in the Act. *No. 3102, dated the 16th August 1909.*—Printed in Appendix XVII.
(The Indian Arms Rules, 1909.)

Rules regarding the export of arms and ammunition from, and their import into, British India.

Indian Income-tax Act, 1886.

Officers invested with the powers of Collectors for the purpose of granting certificates. *No. 4135-I, dated the 16th September 1887.*—Printed in Appendix VII.

Births, Deaths and Marriages Registration Act, 1886.

AJ *No. 1103-I.B. dated the 16th May 1912.*—Printed in Appendix VIII.
No. 72.

Page 86.—Insert “ *No. 700-I.B., dated the 6th May 1915* ” immediately below “ *No. 1103-I.B., dated the 16th May 1912.* ”

Provinces to be Registrar-General for Central India.

Appointment of— *No. 2018-I.B, dated the 25th September 1912.*—Printed in Appendix VIII.
(a) Officers to be Registrars of Births and Deaths.
(b) Registrar-General for Ajmer-Merwara to be Registrar-General for Rajputans.

Indian Stamp Act, 1899.

Remission of duty in British India on instruments executed and properly stamped in the railway lands. ¹ *No. 3616-Exc., dated the 16th July 1909.*—In exercise of the powers conferred by section 9, clause (a), of the Indian Stamp Act, 1899 (II of 1899), * the Governor General in Council is pleased * * to remit the

¹ For notifications securing similar remissions in Administered Areas under British jurisdiction, see Vol. II, pages 111 and 176 and corresponding notifications in Volumes III and IV.

duties * chargeable in respect of instruments of the classes hereinafter described :—

* * * * *

81. Instrument executed in the areas mentioned in the schedule here-
to attached in respect of which the stamp duty with which it is chargeable
under the stamp law for the time being in force in the said areas has been
paid in accordance with the said law.

SCHEDULE.

Areas.

* * * * *

5. Railway lands within the limits of the Central India and Rajputana
Agencies over which the Governor-General in Council exercises jurisdiction.

* * * * *

[*Gazette of India*, 1909, Pt. I, p. 597.]

No. 341, dated the 11th August 1904.—Printed *supra* page 17.

Indian Foreign
Marriage Act, 1903.
Fees.

No. 717, dated the 20th August 1904.—Printed in Appendix X.

Indian Universities
Act, 1904.
Inclusion of Central
India and Rajputana
in the territorial
limits of the Allaha-
bad University.

Letter of the Government of India, No. 241, dated the 8th March 1905.—
Printed, Vol. I, page 109.

Indian Lunacy Act,
1912.
[Reception in the
Asylums] at Nagpur
and Jubbulpore of
[lunatics from
railway lands] in
Central India.

Letter of the Government of India, No. 641-642, dated the 24th July 1906.—
Printed Vol. I, page 576.
No. 28.

[Ditto] at Lahore
and Agra of
[ditto] in Rai.

Page 87.—For the entry relating to No. 855-I. B., dated the 16th April
1913, substitute the following :—

No. 1149-D., dated the 19th March 1914.—Printed in Appendix -VI.

Administrator-
General's Act. 1913.
Assignment of
railway lands to
territorial divisions
for purposes of the
Act.

No. 27.

Page 87.—After entry relating to No. 3542-I., dated the 27th August
1891, insert the following :—

No. 1450-D., dated the 19th March 1914.—Printed in Appendix XIX.

Official Trustees
Act, 1913.
Assignment of
railway lands to
territorial divisions
for purposes of the

Page 88.—Before the entry relating to No. 784-I.B., dated the 9th April 1918, *insert* the following :—

Foreigners Act,
1864.

No. 1442-I.B., dated the 14th August 1914.—Printed in Appendix XX.

After the same entry, *insert* the following :—

No. 73.

Page 88.—After “ No. 1666-I.B., dated the 28th August 1914.” (*Addendum* No. 42,) *insert* the following :—

No. 393-I.B., dated the 9th April 1915.

Foreigners
(Amendment) Act,
III of 1915.

No. 394-I.B., dated the 9th April 1915.

Printed in Appendix XX. Defence of India
(Criminal Law
Amendment) Act,
IV of 1915.

No. 852-I.B., dated the 20th May 1915.

Indian Soldiers
(Litigation)
Ordinance, II of
1915.

may be applicable thereto and subject to any amendments to which the enactments are for the time being subject in British India.

Provided, first, that in the enactments as so applied references to a Local Government, the Chief Commissioner, or the Chief Controlling Revenue Authority shall be read as referring to the Agent to the Governor-General in Rajputana or the Agent to the Governor-General in Central India, as the case may be, according as the said lands are situate in Rajputana or in Central India : references to a Secretary to the Local Government as referring similarly to the First Assistant to the Agent to the Governor-General in Rajputana or the First Assistant to the Agent to the Governor-General in Central India : references to a High Court as referring similarly to the Court of the Agent to the Governor-General in Rajputana or the Court of the Agent to the Governor-General in Central India : references to a province or the territories subject to a Local Government as referring to such of the said lands as are situate in Rajputana and in Central India, respectively : and, except where the context or the modifications hereinafter referred to otherwise require, references to British India as referring to all the said lands.

Provided, secondly, that the further modifications and restrictions set forth in the said schedule shall be made in the said enactments as so applied.

Provided, thirdly, that for the purposes of facilitating the application of the said enactments any Court in the Rajputana and Central India Railway Lands may construe the provisions thereof and any notifications, orders, rules forms or bye-laws thereunder, with such alterations, not affecting the

substance, as may be necessary or proper to adapt them to the matter before the Court :

Provided, fourthly, that subject to the provisions of this notification the Agent to the Governor-General in Rajputana and the Agent to the Governor-General in Central India, as the case may be, may direct by what officer any authority or power under the said enactments shall be exercisable in Rajputana and Central India, respectively.

II. The notifications of the Government of India in the Foreign Department mentioned in the second schedule¹ hereto annexed are hereby cancelled to the extent noted against each :

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued, but that save as aforesaid, all proceedings commenced, officers appointed or authorized, jurisdictions or powers conferred or confirmed, notifications published, rules or bye-laws made, orders passed and things done under any of the enactments specified in the notifications hereby superseded in the Rajputana and Central India Railway Lands, shall be, as far as may be, deemed to have been respectively commenced, appointed or authorized, conferred or confirmed, published, made, passed and done under the corresponding enactments specified in this notification.

First Schedule.

Enactments applied.	Further modifications and restrictions.
1. The Judicial Officer's Protection Act, 1850 (XVIII of 1850).	.
2. The Indian Penal Code (Act XLV of 1860).	In section 75 the words " British India " shall be read as referring to British India and the Rajputana and Central India Railway Lands.
3. The Police Act, 1861 (V of 1861).	(1) In section 1 for the first paragraph the following shall be substituted :— <p style="text-align: center;">•</p> " The words ' Magistrate of the district ' shall mean the officer exercising within the railway lands in question the powers of a District Magistrate as described in the Code of Criminal Procedure, 1898."
4. The Indian Succession Act, 1865 (X of 1865).	In section 3, the definition of " British India " and in the definition of " High Court " the word " therein " shall be omitted.

¹ Not reprinted.

First Schedule—contd.

Enactments applied.	Further modifications and restrictions.
5. The Public Gambling Act, 1867 (III of 1867).	The preamble, the first two paragraphs of section 1, and section 2 shall be omitted.
6. The Court-fees Act, 1870 (VII of 1870).	
7. The Cattle-trespass Act, 1871 (I of 1871).	Section 1, sub-sections (2) and (3), and section 31, clause (a) shall be omitted.
8. The Indian Evidence Act, 1872 (I of 1872).	In sections 57, 74, 78 and 79 the words "British India" shall be read as referring to British India, the Rajputana and Central India Railway Lands and areas outside British India under the administration of the Governor-General in Council.
9. The Indian Contract Act, 1872 (IX of 1872).	
10. The Indian Oaths Act, 1873 (X of 1873).	
11. The Probate and Administration Act, 1881 (V of 1881).	

No. 66.

Page 90.—After Entry No. 11 in the First Schedule annexed to Notification No. 262-I. B., dated the 10th February 1913, insert the following in column 1:—

11-A. The Indian Explosives Act, 1884 (IV of 1884).

[Notification No. 2556-I. B., dated the 21st December 1914, *Gazette of India*, 1914, Part I, p. 2272.]

15. The Succession Certificate Act, 1889 (VII of 1889).	For section 17 the following shall be substituted:— "17. Where a certificate in the form of the second schedule to this Act has been granted under the Succession Certificate Act, 1889, by a Court having jurisdiction under the Act in British India or under the Act as applied in any area outside British India which is under the administration of the Governor-General in Council, or where a certificate in the form, as nearly as circumstances admit, of the said schedule has been granted to a resident within a foreign State by the British representative accredited to the State, or where a certificate so granted has been extended in such form by such Court or by such representative, the certificate shall have the same effect as a certificate granted or extended under this Act."
16. The Revenue Recovery Act, 1890 (I of 1890).	(1) In section 2, for clause (1) the following shall be substituted:— "(1) 'District' means any area which the Agent to the Governor-General in Rajputana or the Agent to the Governor-General in Central India, as the case may be, may appoint."

First Schedule—contd.

Enactments applied.	Further modifications and restrictions.
16. The Revenue Recovery Act, 1890— <i>contd.</i>	<p>(2) For section 8 the following shall be substituted :—</p> <p>“ 8. The provisions of this Act shall apply equally to—</p> <p>(a) the recovery in the Rajputana and Central India Railway Lands of any arrear of land revenue accruing, or sum recoverable as an arrear of land revenue and payable to a Collector or other public officer or to a local authority, in any part of British India or in any local area, which is not part of British India but which is under the administration of the Governor-General in Council, and to which the Revenue Recovery Act, 1890, has been applied; and</p> <p>(b) the demand for the recovery in British India or in any such local area of any such arrear accruing, or sum so recoverable and payable, in the said Lands.”</p>
17. The Prevention of Cruelty to Animals Act, 1890 (XI of 1890).	
18. The Epidemic Diseases Act, 1897 (III of 1897).	
19. The General Clauses Act, 1897 (X of 1897).	In section 3, clause (7), the words “ British India ” shall remain unmodified but in any other enactment, where this definition would otherwise apply, the words shall be read subject to the provisions of this notification.
20. The Code of Criminal Procedure, 1898 (V of 1898).	<p>(1) Notwithstanding anything in section 14, sub-section (4), the Governor-General in Council may confer on any police officer all or any of the powers conferred or conferrable by or under the Code on any Magistrate in regard to particular cases, or to a particular class or particular classes of cases, or to cases generally.</p> <p>(2) Sections 22 to 25 shall be omitted.</p> <p>(3) In section 30 the words from “ In the territories ” to “ Assistant Commissioners ” shall be omitted.</p> <p>(4) A Sessions Judge at his discretion—</p> <p>(a) may take cognizance of an offence without the accused person being committed to the Court of Session by a Magistrate and, if s., shall follow the procedure laid down by this Code for the trial of warrant cases by Magistrates; and</p> <p>(b) in other cases may direct that any trial before the Court of Session shall be without jury or aid of assessors.</p> <p>(5) The powers prescribed by sections 401 and 402 shall be exercised only by the Governor-General in Council.</p>

First Schedule—contd.

Enactments applied.	Further modifications and restrictions.
<p>20. The Code of Criminal Procedure, 1898—<i>contd.</i></p>	<p>(6) A person convicted on a trial held by a District Magistrate, who also exercises the powers of a Court of Session, may appeal to the High Court : and in that case, notwithstanding anything in the Indian Limitation Act, 1908 (IX of 1908), as in force, the period of limitation for an appeal to the High Court shall be thirty days from the date of the conviction.</p> <p>(7) In section 503, sub-section (I), after the words "such attendance and " the words "if such witness resides in any area to which this Code applies or in British India " shall be inserted.</p> <p>(8) Nothing in the Code as applied shall be deemed to apply to proceedings against European British subjects or persons charged jointly with European British subjects.</p>
<p>21. The Indian Post Office Act, 1898 (VI of 1898).</p>	
<p>22. The Indian Stamp Act, 1899 (II of 1899).</p>	<p>(1) Sections 57, 58 and 59 shall be omitted.</p> <p>(2) In section 60, sub-section (1), the words " other than a Court mentioned in section 57 " and " or Chief Courtrefer the same " shall be omitted.</p> <p>(3) In section 60, sub-section (2), the words " as if it had been referred under section 57 " and " under the seal..... another like copy " shall be omitted.</p>
<p>23. The Indian Extradition Act, 1903 (XV of 1903).</p>	
<p>24. The Provincial Insolvency Act, 1907 (III of 1907).</p>	
<p>25. The Code of Civil Procedure, 1908 (V of 1908).</p>	<p>(1) In section 2, sub-section (5), section 10 and rule 49, sub-rules (4) and (5) of Order XXI in the First Schedule, the words " British India " shall be read as referring to British India and the Rajputana and Central India Railway Lands.</p> <p>(2) In the proviso to section 29 after the word " summonses " the words " are situate in British India or " shall be inserted.</p> <p>(3) For section 43, the following shall be substituted :— "43. Any decree passed by a Civil Court in British India or by Execution of decrees of any Court established or continued by the authority of the British Courts. Governor-General in Council, may, if it cannot be executed within the jurisdiction of the Court by which it was passed, be executed in the manner herein provided within the jurisdiction of any Court in the Rajputana and Central India Railway Lands."</p>

First Schedule—contd.

Enactments applied.	Further modifications and restrictions.
25. The Code of Civil Procedure, 1908— <i>contd.</i>	<p>(4) In section 45 after the words "any Court" the words "situate in British India or" shall be inserted.</p> <p>(5) In section 78 for clause (b) the following shall be substituted :— "(b) Courts situate in British India or in any other part of the British Empire, or".</p> <p>(6) To rule 25 of Order V in the First Schedule, the following shall be added :— " Provided that if the defendant resides in British India, the summons may be sent for service to a Court (not being a High Court) having jurisdiction at the place where he resides : and if the Court returns the summons with an endorsement signed by the Judge or other officer of the Court that the summons has been served on the defendant in manner hereinbefore directed, such endorsement shall be deemed to be evidence of service."</p> <p>(7) The provisions of rule 48 of Order XXI in the First Schedule shall apply only to those cases in which the salary or allowances are payable in the Rajputana and Central India Railway Lands.</p>
26. The Indian Limitation Act, 1908 (IX of 1908).	<p>(1) In section 13, the words " British India " shall be read as referring to British India and the Rajputana and Central India Railway Lands.</p> <p>(2) Sections 30 and the second schedule shall be omitted.</p> <p>(3) For section 31, the following shall be substituted :— " 31. Notwithstanding anything contained in this Act, a suit for foreclosure or a suit for sale by a mortgagee instituted within sixty years from the date when the money secured by the mortgage became due and pending at the date of this notification in a Court either of first instance or of appeal shall not be dismissed on the ground that a twelve years' rule of limitation is applicable."</p>
27. The Indian Registration Act, 1908 (XVI of 1908).	<p>(1) In section 33 the words " British India " shall remain unmodified.</p> <p>(2) In section 33, sub-section (1), after the words " executing the power-of-attorney resides " in clause (a) and after the words " does not reside " in clause (c), the words " in the Rajputana and Central India Railway Lands or " shall be added.</p>
28. The Whipping Act, 1909 (IV of 1909).	Section 6 shall be omitted.
29. The Indian Paper Currency Act, 1910 (II of 1910).	<p>Only the following sections shall apply as hereby modified.</p> <p>" 15. A universal currency note for the time being of British India¹ and any other currency note of British India, which the Governor-General in Council may from time to time direct, shall be a legal tender for the amount expressed in the note in payment or on account of— (a) any revenue or other claim to the amount of five rupees or upwards due to Government, and</p>

¹ For the universalisation of Rs. 100 notes see notification No. 2064-F., dated the 1st April 1911. *Gazette of India*, 1911, Pt. I, p. 233.

First Schedule—concl'd.

Enactments applied.	Further modifications and restrictions.
29. The Indian Paper Currency Act, 1910— <i>cont'd.</i>	<p>(b) any sum of five rupees or upwards due by Government or by any body corporate or person.</p> <p>26. No person shall draw, accept, make, or issue any bill of exchange, hundi, promissory note or engagement for the payment of money payable to bearer on demand, or borrow, owe or take up any sum or sums of money on the bills, hundis or notes payable to bearer on demand, of any such person :</p> <p>Provided that cheques or drafts, payable to bearer on demand or otherwise, may be drawn on bankers, shroffs or agents by their customers or constituents, in respect of deposits of money in the hands of those bankers, shroffs or agents and held by them at the credit and disposal of the persons drawing such cheques or drafts.</p> <p>27. (1) Any person contravening the provisions of section 26 shall, on conviction by a Magistrate of the first class, be punishable with a fine equal to the amount of the bill, hundi, note or engagement in respect whereof the offence is committed.</p> <p>No. 29.</p>

Page 94.—Insert the following in the first schedule to notification No. 262-I. B., dated the 10th February 1913, after entry 29, namely :—

29-A. The Indian Airships Act, 1911 (XVII of 1911).	<p>(1) Section 1, sub-section (3), and section 4, sub-section (2), shall be omitted.</p> <p>(2) In section 6, after the words "any rule made" the words "or notification issued" shall be inserted.</p>
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(Notification No. 694-I. B., dated the 30th April 1914.)

[Gazette of India, 1914, Pt. I, p. 913.]

31. The Wild Birds and Animals Protection Act, 1912 (VIII of 1912).	the impromptus and ... substituted.
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[Gazette of India, 1913, Pt. I, p. 129.]

No. 193-J., dated the 13th November 1878.—Whereas His Highness the Maharaja of Jaipur, His Highness the Maharaja of Kishangarh, His Highness the Maharaja of Bharatpur, and His Highness the Maha Raja of Alwar have granted to the British Government full jurisdiction within those portions of land forming the Rajputana (State) Railway (including lands occupied as stations, outbuildings, and for other purposes connected with the Railway) which lie within their respective territories¹ :

In exercise of such jurisdiction, and of the powers conferred by sections 4 and 5 of Act XI of 1872² (the Foreign Jurisdiction and Extradition Act, 1872), the Governor-General in Council is pleased to notify as follows :—

(1) The Inland Customs Act (VIII of 1875)³ is hereby extended to all the aforesaid portions of land.

(2) In exercise of the power conferred by section 28 of the said Inland Customs Act, 1875, the Governor-General in Council is pleased to direct that no salt which at the date of this notification is, or may afterwards be, brought upon any of the aforesaid portions of land, shall be moved, except—

- (a) salt covered by a pass showing that there has been paid to the Government in respect thereof a duty of R2-8 per maund of 3,200 tolas ;
- (b) salt covered by a pass stating that such salt is free salt furnished under treaty to some Native Prince or Chief ; or
- (c) salt booked through to some station of the said Railway east of the customs line.

(3) In calculating the amount of the duty abovementioned, fractions of quarter maunds shall be reckoned as quarter maunds.

[*Gazette of India*, 1878, Pt. I, p. 602.]

¹ Now the Rajputana-Malwa Railway, *Main line* Ajmer-Ajerasa, *Sambhar (Kuchaman) Branch*, and *Agra (Bantikwa) Branch*.

² See now the Indian (Foreign Jurisdiction) Order in Council, 1902. Printed in Appendix III.

³ Repealed in British India by the Indian Salt Act, 1882 (XII of 1882).

VI—Orders relating to Courts.

Execution of capital sentences in British India.

No. 1431-I., dated the 27th April 1893.—Printed in Appendix XIII.

Criminal law and procedure of British India applicable to British subjects in Native States.¹

No. 1863-I. A, dated the 13th May 1904.—Printed in Appendix IV.

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No. 146.

Page 96.—For “No. 853-I.B., dated the 16th April 1913.
No. 2616-I., dated the 6th August 1890.
No. 680-I.B., dated the 19th March 1912.”

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substitute—

“*No. 580-D., dated the 26th January 1917.*
No. 582-D., dated the 26th January 1917.
No. 319-D., dated the 16th January 1917.”

Just
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of Magistrates of the
first class and to hold
inquests.

Appointments of
Justices of the Peace
in Railway lands
in Central India

No. 126, dated the 24th June 1873.
No. 2313-I., dated the 13th August 1883.
No. 2760-I., dated the 18th September 1883. } Printed in Appendix IV.

in Rajputana
in Jodhpur and Sirohi
in Jodhpur.

No. 2761-I., dated the 18th September 1883.
No. 1502-I., dated the 14th May 1885.
No. 1335-I., dated the 27th March 1889. } Printed in Appendix IV.

Constitution
of Civil and Criminal
Courts.

No. 261-I. B, dated the 10th February 1913.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States named in the second column of the first schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by outbuildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to provide as follows for the administration of justice within the said lands.

PART I.

Criminal Jurisdiction.

For the purposes of criminal jurisdiction, except in proceedings against European British subjects and persons jointly charged with European British subjects, the following arrangements shall be made, namely :—

- (1) Within the lands occupied by the Railways, as aforesaid, the Railway Magistrates mentioned in the corresponding entries in the third column of the first schedule (who shall be appointed, by notification in the official Gazette, in Rajputana by the Agent to the Governor-General in Rajputana and in Central India by the Agent to the Governor-General in Central India), and the officers mentioned in the corresponding entries in the fourth, fifth and sixth columns shall exercise, respectively —
 - (a) the powers of a Magistrate of the first class,
 - (b) the powers of a District Magistrate, including all powers conferable on a District Magistrate,
 - (c) the powers of a Court of Session, and
 - (d) the powers of a High Court,

as described in the Code of Criminal Procedure, 1898, as for the time being in force in the said lands.

- (2) In any case in which the complainant, if any, and all the accused persons are subjects of the same Native State, it shall be in the discretion of a Court of original criminal jurisdiction to decline to exercise the powers hereby conferred.

PART II.

Civil Jurisdiction.

For the purposes of civil jurisdiction the following arrangements shall be made, namely :—

Within the lands occupied by the Railways, as aforesaid, the officers mentioned in the corresponding entries in the seventh, eighth and ninth columns of the first schedule shall exercise, respectively—

- (a) the powers of a Court of Small Causes with jurisdiction in all suits cognizable under the Provincial Small Cause Courts Act, 1887, as for the time being in force in the said lands, when the amount or value of the subject-matter does not exceed one thousand rupees,

- (b) the powers of a District Judge, and
- (c) the powers of a High Court for all purposes connected with the administration of civil justice within the said lands.

PART III.

The notifications of the Government of India in the Foreign Department mentioned in the second schedule¹ hereto annexed are hereby cancelled to the extent noted against each :

Provided that all civil and criminal proceedings pending at the date of this notification shall be carried on as if this notification had not been issued.

¹ Not reprinted.

First Schedule.

1	2	3	4	5	6	7	8	9
		CRIMINAL JURISDICTION.				CIVIL JURISDICTION.		
Railway.	State.	Magistrate of the first class.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure, 1898.	Court of Session.	High Court.	Court of Small Causes.	District Court.	High Court.
1. The Godhra-Ratlam-Nagda Railway.	Jhabua . . .	} Railway Magistrate. ¹	} The Political Agent in Bhopawar.	} The Political Agent in Bhopawar.	} The Agent to the Governor-General in Central India.	} Railway Magistrate. ¹	} The Political Agent in Bhopawar.	} The Agent to the Governor-General in Central India.
	Indore . . .							
	Sailana . . .		} The Political Agent in Malwa.	} The Political Agent in Malwa.			} The Political Agent in Malwa.	
	Ratlam . . .							
	Gwalior . . .							
2. The Nagda-Ujjain Railway.	Gwalior . . .	Ditto	Ditto		Ditto			
3. The Nagda-Muntra Railway. <i>Main Line</i>	Gwalior . . .	} Ditto	} Ditto	} Ditto	} Ditto			
	Dewas (Senior)							
	Dewas (Junior)							
	Indore . . .							

¹ At Ajmer see notifications Nos. 170-C. and 271-B., dated the 14th and 15th February 1913. *Gazette of India, 1913, Pt. II, p. 329.*

First Schedule—contd.

1	2	3	4	5	6	7	8	9
		CRIMINAL JURISDICTION.				CIVIL JURISDICTION.		
Railway.	Stato.	Magis- trate of the first class.	District Magis- trate with powers conferable under section 39 of the Code of Criminal Proce-	Court of Session.	High Court.	Court of Small Causes.	District Court.	High C
No. 74.								
<p>100 and 103.—In the first schedule to notification No. 261-I.B., 10th February 1913,</p> <p>under heading No. 3 relating to the Nagda-Muttra Railway— for the words "The Political Agent in Haraoti" occurring in columns 4, 5 and 8 opposite the entries "Jhalawar" and "Kotah" in column 2; <i>substitute</i> the words "the Political Agent, Kotah and Jhalawar" and for the words "The Political Officer, Bundi" occurring in columns 4, 5 and 8 opposite the entry "Bundi" (see <i>Addendum 9</i>) and for the words "The Resident at Jaipur" occurring in the same columns opposite the entry "Tonk," in column 2, <i>substitute</i> the words "The Political Agent, Haraoti and Tonk": and</p>							<p>The Political Agent in Haraoti. <i>Pr. Officer Bundi.</i></p> <p>The Resident at Jaipur.</p> <p>The Political Agent in the Eastern States of Rajputana.</p>	<p>The A the nor- ral puta</p>
Bombay, Bei	Railway. Main line. Ajeraka-Ajmer .	Alwar .	The Political Agent in the Eastern States of Rajputana.	The Political Agent in the Eastern States of Rajputana.		ailway Magis- trate.	The Political Agent in the Eastern States of Rajputana.	

	Jaipur . . .							
	Jodhpur . . .	}	The Resident at Jaipur.	The Resident at Jaipur.			The Resident at Jaipur.	
	Kishangarh . . .							
Ajmer-Kobo	Jodhpur . . .	}	The Resident in the Western States of Rajputana.	The Resident in the Western States of Rajputana.	The Agent to the Governor-General in Rajputana.		The Extra Assistant Commissioner, Merwara.	The Agent to the Governor-General in Rajputana.
	Sirohi . . .							
<i>Sambhar (Kuchaman) Branch.</i>	Jaipur . . .	}	The Resident at Jaipur.	The Resident at Jaipur.			The Resident at Jaipur.	
	Jodhpur . . .							
<i>Agra (Bandikui) Branch.</i>	Jaipur . . .	} Railway Magistrate.	The Political Agent in the Eastern States of Rajputana.	The Political Agent in the Eastern States of Rajputana.			The Political Agent in the Eastern States of Rajputana.	
	Alwar . . .							
	Bharatpur . . .							
<i>Rawari Phulera Chord.</i>	Alwar . . .	}	Ditto . . .	Ditto . . .			Ditto . . .	
	Jodhpur . . .							
	Jaipur . . .							
<i>Malwa Section (including the Holkar State Railway).</i>		}	The Resident at Jaipur.	The Resident at Jaipur.	The Agent to the Governor-General in Rajputana.		The Resident at Jaipur.	The Agent to the Governor-General in Rajputana.
	Jaipur . . .							
<i>Nasirabad—Gwalior frontier near Kesarpura station.</i>	Mewar . . .	}	The Resident in Mewar.	The Resident in Mewar.			The Cantonment Magistrate, Nasirabad.	
	Tonk . . .							

First Schedule—contd.

1	2	3	4	5	6	7	8	9
		CRIMINAL JURISDICTION.				CIVIL JURISDICTION.		
Railway.	State.	Magistrate of the first class.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure, 1898.	Court of Session.	High Court.	Court of Small Causes.	District Court.	High Court.
Gwalior frontier near Kearnpura station—South outer signal Fatchabad Station.	Gwalior Indore Sailana Jaora Ratlam	Railway	The Political Agent in Malwa.	The Political Agent in Malwa.			The Political Agent in Malwa. The Resident at Indore.	The Agent to Governor General Central India.

No. 135.

102.—In the first schedule to notification No. 261-I. B., dated the 27th February 1913, under the heading 4—The Rajputana-Malwa Railway, the words “The Resident at Indore” occurring in columns 4, 5 and 8, at the entry “South Outer Signal Fatchabad Station—Northern end Nerbada bridge,” substitute the words “The First Assistant to the Agent to the Governor General in Central India”.

(Notification No. 2401-I. B., dated the 1st November 1916, *Gazette of India*, 1916, 1660.)

5. The Bhopal-Itarsi Railway. Bhopal
 6. The Bhopal-Ujjain Railway. Bhopal
 Gwalior

Railway Magistrate.

The Political Agent in

The Political Agent in

The Agent to the Governor-General in

Railway Magistrate.¹

The Political Agent in Bhopal.

The Agent to the Governor-General in Central India.

under heading No. 7 relating to the Baran-Kotah Railway, and heading No. 8 relating to the Bina-Guna-Baran Railway—

for the words "The Political Agent in Haraoti" occurring in columns 4, 5 and 8 opposite the entry "Kotah" in column 2, substitute the words "The Political Agent, Kotah and Jhalawar:"

under heading No. 8 relating to the Bina-Guna-Baran Railway—

for the words "The Political Agent in Haraoti" occurring in columns 4, 5 and 8 opposite the entry "Tonk" in column 2, substitute the words "The Political Agent, Haraoti and Tonk."

The Political Agent in Haraoti.

The Agent to the Governor-General in Rajputana.

The Resident at Gwalior.

The Agent to the Governor-General in Central India.

Railway Magistrate.²

No. 744-L.B., dated the 10th May 1915. *Gazette of India*, 1915, Pt. I,

The

Kurwai

The Political Agent in Bhopal.

The Political Agent in Bhopal.

Gwalior

The Resident at Gwalior.

The Resident at Gwalior.

The Agent to the Governor-General in Central India.

The Political Agent in Bhopal.

Bina-Jhansi

Kaniadhana

Railway Magistrate.³

The Cantonment Magistrate, Nowgong.

The Political Agent in Bundelkhand.

Railway Magistrate.³

The Resident at Gwalior. The Political Agent in Bundelkhand.

The Agent to the Governor-General in Central India.

No. 75.

Page 103.—In foot-note 1 for "The Sub-Divisional Magistrate, Hoshangabad Tahsils," substitute "The Assistant in charge of Head Quarters of the Hoshangabad District" and add the marginal reference "Notification No. 929-B., dated the 25th July 1914—*Gazette of India*, 1914, Pt. II, p. 2017."

271 B., dated the 14th and 15th February 1913, Pt. II, p. 329.

First Schedule—concl'd.

1	2	3	4	5	6	7	8	9						
		CRIMINAL JURISDICTION.				CIVIL JURISDICTION.								
Railway.	State.	Magistrate of the first class.	District Magistrate with powers conferable under section 30 of the Code of Criminal Procedure, 1898.	Court of Session.	High Court.	Court of Small Causes.	District Court.	High Court.						
Jhansi-Chambal River.	Datia	} Railway Magistrate. ¹	} The Resident at Gwalior.	} The Resident at Gwalior.	} The Agent to the Governor-General in Central India.	} The Resident at Gwalior.	} The Resident at Gwalior.	} The Agent to the Governor-General Central India.						
Gwalior														
Chambal River— Banganga River.	Dholpur			The Political Agent in the Eastern States of Rajputana.	The Political Agent in the Eastern States of Rajputana.	The Agent to the Governor-General in Rajputana.	The Political Agent in the Eastern States of Rajputana.	The Resident at Gwalior.	The Agent to the Governor-General Rajputana.					
Cawnpore Branch.	Samthar			The Resident at Gwalior.	The Resident at Gwalior.									
Manikpore Branch.	Orchha			} The Cantonment Magistrate, Nowgong.	} The Political Agent in Bundelkhand.	} The Agent to the Governor-General in Central India.	} Railway Magistrate. ¹	} The Political Agent in Bundelkhand.	} The Agent to the Governor-General in Central India.					
	Alipura													
	Garrauli													
	Pahra		} The Political Agent in Baghelkhand.	} The Political Agent in Baghelkhand.			} The Political Agent in Baghelkhand.	} The Agent to the Governor-General in Central India.						
	Tarson													

¹ See footnote 3 on previous page.

Indian Lunacy Act,
1912.
Appointment of
Magistrate.

Page 105.—Insert before No. 2177, dated the 16th June 1911 :—

No. 1652-B., dated the 19th December 1914.—In exercise of the powers conferred by section 3 of the Indian Lunacy Act, 1912 (VI of 1912), as applied * to the Railway lands in Central India, the Agent to the Governor-General in Central India is pleased specially to empower the Railway Magistrate for the Bhopal-Itarsi Railway and the Bhopal-Ujjain Railway, being a Magistrate of the First Class, to perform the functions of a Magistrate under the Act as applied within the local limits of his jurisdiction.

[Gazette of India, 1914, Pt. II, p. 2817.]

* See p. 94, *supra*.

Under section 12(1) of the Code of Criminal Procedure, 1898 (V of 1898), as applied to the portions of the Railways cited in the list appended to the aforesaid notification, as amended by a like notification No. 1280-I.B., dated the 29th June 1909, with powers under sections 133, 144, 150, 190 [except as regards clause (1) (e)] 260 and 524 of the said Code, and with powers to hold inquests under section 174 of the same, and to take action in regard to accidents occurring on the said portions of the Railways.

The said powers shall be exercised within the sections of the Railways enumerated in the list appended to the former notification with the exception of the portions of the Jodhpur-Bikaner Railway which are in British territory. [Gazette of India, 1911, Pt. II, paragraph 1017.]

No. 339-I., dated the 24th January 1896.—Under section 320,² clause (k), of the Code of Criminal Procedure, 1882, as applied to the Rajputana-Malwa Railway System by the notification of the Government of India in the Foreign Department, No. 326-I., dated the 24th January 1896, the Governor-General in Council is pleased to exempt the following officials employed upon the Rajputana-Malwa Railway from service as jurors or assessors in criminal trials held in any Court in Central India :—

[Exemptions from service as jurors or assessors] in Courts of the Rajputana-Malwa Railway systems in Central India.²

1. The Manager.
2. Engineers in charge of the line.
3. Engineering Inspectors employed on the line.
4. Locomotive Foremen, or Drivers in charge of the changing stations.
5. Drivers of pilot engines.
6. District and Assistant Superintendents of Locomotive Department.
7. District Superintendents of Traffic.
8. Assistant Superintendents of Traffic.
9. Station Masters.
10. Guards.

[Gazette of India, 1896, Pt. I., p. 54.]

No. 4148-I., dated the 13th November 1884.—Under section 320,² clause (k), of the Criminal Procedure Code (Act X of 1882), the Governor-General [Ditto] in all Courts in Rajputana.

¹ Printed p. 150, *infra*.

See now the similarly numbered section of the Code of Criminal Procedure, 1898, as applied by notification No. 262-I. B., dated the 10th February 1913. Printed *supra*, p. 83.

² Now the Godhra-Ratlam-Nagda, Nagda-Ujjain, and Rajputana Malwa Railways.

in Council is pleased to exempt the following officials employed upon the Rajputana-Malwa Railway from service as jurors or assessors in criminal trials held in any Court in Rajputana :—

1. The Manager.
2. Engineers in charge of the line.
3. Engineering Inspectors employed on the line.
4. Locomotive Foremen, or Drivers in charge of changing stations.
5. Drivers of pilot engines.
6. District and Assistant Superintendents of Locomotive Department.
7. District Superintendents of Traffic.
8. Assistant Superintendents of Traffic.
9. Station Masters.
10. Guards.

[*Gazette of India*, 1884, Pt. I, p. 430.]

Conduct of prosecutions by Police officers.

No. 338-I., dated the 24th January 1896.—Under section 495 of the Code of Criminal Procedure, 1882¹, as applied to the Rajputana-Malwa Railway system by the notification of the Government of India in the Foreign Department, No. 326-I., dated the 24th January, 1896, the Governor-General in Council is pleased to declare the rank of Sub-Inspector as the rank below which Magistrates may not permit police officers of the Rajputana-Malwa Railway Police in Central India and Rajputana to conduct prosecutions, and to empower police officers of the Rajputana-Malwa Railway Police in Central India and Rajputana of and above the rank of Assistant Superintendent to conduct prosecutions without the permission of a Magistrate.

2. The notifications of the Government of India in the Foreign Department, Nos. 1024-I. and 1026-I., dated the 25th February 1887, are cancelled.

[*Gazette of India*, 1896, Pt. I, p. 53.]

Payment of expenses of complainants and witnesses in Criminal Courts.

No. 1626-I. B., dated the 16th June 1899.—Printed Vol. I, page 104.

Payment of expenses of witnesses attending Civil Courts of the Rajputana-Malwa Railway in Rajputana.

No. 2791-G., dated the 8th November 1886.—Printed Vol. I, page 585.

¹ See now the Code of Criminal Procedure, 1893, (Act V of 1893) as applied by notification No. 262-I.B., dated the 10th February 1913. Printed *supra*, p. 83.

No. 786-I.B., dated the 9th April 1913.—Printed in Appendix XII-A.

List of Courts established or continued by the Governor-General in Council in States in the political control of the Government of India,¹

including the District Courts and Small Cause Courts on those Railways, to which Courts in British India may send summons for service and decrees for execution.

Service by the said Railway Courts of summons—

(a) of Civil or Revenue Courts in British India;

(b) of other² Courts established or continued by the Governor-General in Council.

(c) of Civil or Revenue Courts of Hyderabad, Mysore, Central India States, States in the political control of the Bombay Government, and Baroda.

Execution by the said Railway Courts of decrees—

(a) of other² Courts established or continued by the Governor-General in Council ;

(b) of certain Courts of Mysore, States in the political control of the Bombay Government, and Baroda.

² No. 1366-I., dated the 29th March 1889.

² No. 1367-I., dated the 29th March 1889.

No. 1368-I., dated the 29th March 1889.

No. 1282-I., dated the 2nd July 1890.

No. 397-I.B., dated the 25th February 1910.

Printed in Appendix XII-A.

⁴ No. 1363-I., dated the 29th March 1889.

No. 1364-I., dated the 29th March 1889.

No. 4051-I.A., dated the 18th September 1902.

No. 599-I.B., dated the 25th February 1910.

Printed in Appendix XII-A.

¹ These Courts may send their summonses and decrees to Courts in British India for service and execution, see sections 29 and 43 of the Code of Civil Procedure, 1908 (V of 1908) Printed General Acts, Volume VI, Edition 1909, page 133.

² For such Courts in other parts of India see notifications Nos. 787 and 788-I. B., dated the 9th April 1913. Printed in Appendix XII A.

³ See also modification (2) in the Code of Civil Procedure, 1908, as applied to these Rail-

⁴ See also modification (3) ways. Printed *supra*, p. 92.

Service of summonses of the said Railway Courts¹—

- (a) by other² Courts established or continued by the Governor-General in Council ;
 (b) by Civil Courts of the Baroda and Mysore States.

No. 1367-I., dated the 29th March 1889.—Printed in Appendix XII-A.

No. 398-I.A., dated the 25th February 1910. } —Printed in Appendix
No. 2622-I.B., dated the 24th December 1912. } XII-C.

Execution of decrees of the said Railway Courts¹—

- (a) by other² Courts established or continued by the Governor-General in Council ;
 (b) by Civil Courts of the Baroda and Mysore States.

No. 1363-I., dated the 29th March 1889.—Printed in Appendix XII-A.

No. 2623-I.B., dated the 24th December 1912.—Printed in Appendix XII-C.

¹ See footnote ¹ on previous page.

² See footnote ² on previous page.

VII.—Local Laws.

No. 2651-I., dated the 25th June 1891.—Printed in Appendix XV.

No. 1431-I., dated the 27th April 1893.—Printed in Appendix XIII.

Publication of
newspapers and other
printed works.
Execution of capital
sentences in British
India.
Arms Rules.

No. 852-D., dated the 28th March 1913.—Whereas the Governor-General in Council has full and exclusive power and jurisdiction of every kind over the lands lying within the States specified in the second column of the schedule hereto annexed which are, or may hereafter be, occupied by the Railways specified in the first column of the said schedule (including the lands occupied by stations, by out-buildings and for other railway purposes), and over all persons and things whatsoever within the said lands :

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, * * the Governor-General in Council is pleased to make the subjoined rules relating to arms, ammunition and military stores within the said lands :—

1. In these rules “ arms, ” “ ammunition, ” and “ military stores ” have respectively the meanings assigned to them in the ¹ Indian Arms Act,

1878 (XI of 1878) except that the expression
‘ military stores ’ includes sulphur when in
quantities exceeding ten sers in weight and leaden birdshot and bullets
when possessed in quantities exceeding one hundred weight at any one time.

Interpretation.

“ Export ” means transmission by rail from any station in any of the said lands to any station beyond the said lands.

“ Import ” means transmission by rail from any station beyond the said lands to any station within the said lands.

“ Transport ” means transmission by rail from one station in the said lands to another station in the said lands.

Explanation.—Arms, ammunition, and military stores taken from one station to another in the said lands across intervening territory which is not within the said lands are transported within the meaning of these rules.

2. (1) The export, without the special permission of the Political Agent, of arms, ammunition, or military stores is forbidden.

Export.

(2) Station Masters to whom arms, ammunition or military stores, unaccompanied by evidence of such special permission are tendered for despatch, shall detain them and report the matter through the Superintendent of Railway Police for the orders of the Political Agent.

¹ Printed, General Acts, Volume II, Ed. 1899, p. 688.

3. (1) When any arms, ammunition, or military stores are imported, they shall not be delivered to the importer or consignee unless—

Import.

(i) the importer or consignee produces the original license issued by the Secretary to the Government of India, in the Foreign Department, or other competent authority, authorising the export of such arms, ammunition, or military stores from British India and their import to some station within the lands above referred to, and

(ii) the senior police officer at the station at which the arms, ammunition, or military stores have been received has compared the consignment with the license and authorised the Station Master to make delivery.

For the purpose of making the comparison required by clause (ii) the police officer shall have power to open any package which he thinks suspicious.

(2) If the importer or consignee fails to produce the original license, or if the consignment does not correspond therewith, the senior police officer at the station shall report the matter forthwith to the Political Agent.

4. Every Station Master shall give information to the senior police officer at his station of the arrival of any consignment of imported arms, ammunition, or military stores.

Information to be given by Station Master.

5. A Station Master at whose station a consignment of imported arms, ammunition, or military stores is received may, after obtaining the sanction of the Superintendent of Railway Police, but not otherwise, forward the consignment, should the owner or consignee desire him to do so, to any other station within or beyond the lands above referred to.

Re-booking of consignments.

6. No license shall be necessary in respect of the transport of arms, ammunition or military stores, but immediate information of any such transport shall be given to the senior police officers at the stations of despatch and receipt by the Station Masters concerned.

Transport.

7. Arms shall not in ordinary cases be taken from passengers. But if a Station Master has reasonable ground for apprehending a disturbance from the possession of arms by a passenger, he may at any time before such passenger has taken his place in the train, but not afterwards, refuse to carry him unless he deli-

Carrying of arms by passengers.

vers up his arms : if the passenger gives up his arms, they shall be labelled with his name and description, entered in the roadway bill, and delivered free of charge to him at his journey's end :

Provided that no person who has been duly exempted from the operation of sections 13—16 of the Indian Arms Act (XI of 1878), or has a license to carry arms granted by competent authority, shall, except in the case of evident and undoubted necessity, be required to give up his personal arms under this rule.

8. Every person employed upon the railway shall, in the absence of reasonable excuse, the burden of proving which shall be upon him, be bound to give information to the nearest police officer regarding any box, packet, or bale in transit which he may have reason to suspect contains arms, ammunition, or military stores in respect of which an offence against these rules has been, or is being, committed.

9. (1) Whoever commits any of the following offences, namely—

- Penalties.
- (a) exports any arms, ammunition, or military stores without obtaining the special permission of the Political Agent as required by Rule 2,
 - (b) imports any arms, ammunition, or military stores without a license of the nature referred to in Rule 3,

shall be punished with imprisonment for a term which may extend to three years, or with fine, or with both.

(2) Whoever commits any of the following offences, namely—

- (a) imports any arms, ammunition, or military stores in excess of the quantities entered in the license referred to in Rule 3,
- (b) imports after the expiration of the period for which such license has been granted,
- (c) omits to give information as required by Rule 8,

shall be punished with imprisonment for a term which may extend to six months, or with fine which may extend to five hundred rupees, or with both.

10. When any person is convicted of an offence under the last preceding rule it shall be in the discretion of the

Power to confiscate. convicting Magistrate further to direct that the whole or any portion of the arms, ammunition, or military stores in respect of which the conviction is obtained, and any box, package, or bale in which the same may have been concealed, together with the other contents of such box, package, or bale, shall be confiscated.

11. (1) Whenever any Magistrate has reason to believe that arms, ammunition or military stores have been imported contrary to these rules, such Magistrate, having first recorded the grounds of his belief, may seize and detain the same in safe custody for such time as he may think necessary.

(2) In such cases notice calling upon the importer or consignee to appear and to produce the license referred to in Rule 3 shall be published for three months at the Railway Station at which the arms, ammunition, or military stores have been seized, and at such other places as the Magistrate may think necessary.

(3) If the importer or consignee does not appear and produce such license within three years from the date of such notice, such arms, ammunition, or military stores shall be confiscated.

12. The orders of the Political Agent shall be taken regarding the disposal of articles confiscated under these rules, and such orders shall be final.

13. (1) A Magistrate may award up to one-half the amount of any fine inflicted under these rules, and up to one-half the sale price of any confiscated articles sold in pursuance of orders issued under these rules, to any person, whether in the employ of a Railway Company or not, who has given information leading to a conviction.

(2) Cases in which no fine is inflicted, or in which it appears desirable to give a reward larger than is provided for above, shall be submitted for the orders of the Political Agent.

14. Nothing in the foregoing rules shall apply to the import of any arms, ammunition, or military stores when the same are covered by a certificate granted by the officer in charge of an arsenal in British India stating that they are consigned to the Ruler of a State mentioned in the second column of the schedule hereto annexed.

Schedule.

	Railway.	State.
Bombay, Baroda and Central India Railway System.	1. The Godhra-Ratlam-Nagda Railway	Jhabua. Indore. Sailana. Ratlam. Gwalior. Gwalior.
	2. The Nagda-Ujjain Railway	Gwalior.
	3. The Nagda-Muttra Railway— Main Line	Dewas (Senior). Dewas (Junior). Indore. Jhalawar. Kota. Bundi. Tonk. Jaipur. Karauli. Bharatpur. Bharatpur.
	Bayana-Agra Branch	Bharatpur.
	4. The Rajputana-Malwa Railway— Main Line	Alwar. Jaipur. Jodhpur. Kishangarh. Sirohi. Jaipur. Jodhpur.
	Sambhar (Kuchaman) Branch	Alwar. Bharatpur.
	Agra (Bandikui) Branch	Jaipur. Alwar. Jodhpur.
	Rowari-Phulera Chord	Alwar. Jodhpur. Jaipur.
	Mulwa Section (including the Holkar State Railway North of the River Narbada).	Muwar. Tonk. Gwalior. Indore. Sailana. Jaora. Ratlam. Dhar. Gwalior.
	Ujjain (Fatehabad) Branch	Gwalior.
Great Indian Peninsula Railway System.	5. The Baran-Kotah Railway	Kotah.
	6. The Bhopal-Itarsi Railway	Bhopal.
	7. The Bhopal-Ujjain Railway	Bhopal. Gwalior. Indore. Dewas (Senior). Dewas (Junior).
	8. The Bina-Guna-Baran Railway	Gwalior. Tonk. Kotah.

Schedule—contd.

	Railway.	State.
Great Indian Peninsula Railway system.	9. The Great Indian Peninsula Railway—Midland Section— <i>Main line</i>	Bhopal. Kurwai. Gwalior. Khaniadhana. Orchha. Datia. Dholpur.
	<i>Cawnpore Branch</i>	Samthar. Orchha.
	<i>Manikpur Branch</i>	Alipura. Garranli. Pahra. Taraon.

[*Gazette of India*, 1913, Pt. I, p. 202.]

Carriage of salt on
the Rajputana State
Railway.²

No. 199-J., dated the 13th November 1878.—Whereas His Highness the Maharaja of Jaipur, His Highness the Maharaja of Kishangarh, His Highness the Maharaja of Bhartpur, His Highness the Maha Rao Raja of Alwar, His Highness the Raja of Nabha¹ and His Highness the Nawab of Pataudi¹ have granted to the British Government full jurisdiction within those portions of land forming the Rajputana (State) Railway (including lands occupied as stations, outbuildings and for other purposes connected with the Railway) which lie within their respective territories.²

In exercise of such jurisdiction, and of the powers conferred by sections 4 and 5 of Act XI of 1872³ (the Foreign Jurisdiction and Extradition Act, 1872), the Governor-General in Council is pleased to notify as follows:—

(1) On all salt imported, whether before or after the date of this notification, into any of the aforesaid portions of land without payment of duty and which, after one month from the date of this notification and from the date of importation, has not been moved in a manner permitted by notification⁴ No. 193-J. of this date, a duty of Rs-8 per maund of three thousand two hundred tolas shall be levied; and, in calculating the amount of such duty, fractions of quarter maunds shall be reckoned as quarter maunds.

¹ In the Punjab.

² Now the Rajputana-Malwa Railway, *Main line* Ajmer-Delhi, *Sambhar (Kuchaman) Branch*, and *Agra (Bandikui) Branch*.

³ See now the Indian (Foreign Jurisdiction) Order in Council, 1902. Printed in Appendix III.

⁴ Printed *supra*, p. 95.

(2) When duty has become payable upon any salt under this notification and has not been paid, any officer empowered in this behalf by the Commissioner of Inland Customs may declare such salt to be forfeited to Her Majesty :

Provided that no such declaration shall be made in respect of any salt until the expiration of one fortnight after notice in writing of the intention to make such declaration has been served upon the owner or consignor of such salt, or, where such owner or consignor cannot be found, after such notice has been posted at the place where such salt is stored, and, if such salt was conveyed to such place as aforesaid by rail from another place within the aforesaid portions of land, also at the place from which such salt was despatched.

(3) Nothing herein contained shall be deemed to impose any duty on salt covered by a pass stating that such salt is free salt furnished under treaty to some Native Prince or Chief.

[*Gazette of India*, 1878, Pt. I, p. 663.]

SOUTH CENTRAL DIVISION.

Of the railways in the South Central Division those in Berar are an integral part of that Province, with the same laws, courts and administrative arrangements. The only special feature of their administration is that they are included in the general (railway) police district created by the notification¹ of the Government of India in the Home Department, No. 1153, dated the 31st December 1909.

Great Indian
Peninsula Railway
in Berar.

The remaining lines in the Division which lie in the Hyderabad State² form part of the Administered Areas under the administration of the Resident. A detailed statement of the jurisdictional arrangements in force is given in Volume I, Chapter IV, the following being the principal notifications:—

No. 147.

Page 117.—For “No. 853-I. B., dated the 16th April 1913, substitute the following:—
“No. 580-D, dated the 26th January 1917”.

Foreigners Act, 1864.	No. 1442-I.B., dated the 14th August 1914.	} Printed in Appendix XX.	of, 1905.
Indian Naval and Military News (Emergency) Ordinance 1914 (I of 1914).	No. 1387-I.B., dated the 11th August 1914.		Courts.
Foreigners Ordinance, 1914 (III of 1914).	No. 1666-I.B., dated the 28th August 1914.		British rt for oses.

No. 77.

Page 117.—After “No. 1666-I.-B., dated the 28th August 1914” (addendum No. 43), insert the following:—

Foreigners (Amendment) Act, III of 1915.	No. 393-I.-B., dated the 9th April 1915.	} Printed in Appendix XX.
Defence of India (Criminal Law Amendment) Act, IV of 1915.	No. 394-I.-B., dated the 9th April 1915.	
Indian Soldiers (Litigation) Ordinance, II of 1915.	No. 852-I.-B., dated the 20th May 1915.	

Cause Court Judge.

¹ Printed, p. 130, *infra*.

² The Barsi Light Railway, the Dhond-Mannad Branch of the Great Indian Peninsula Railway, and the metre gauge main line of the Madras and Southern Maratha Railway, though they traverse the Hyderabad State, are classified in the Western Division of Railways, *supra*, p. 3.

³ Under Act IX of 1887 as locally applied, there is one Court of Small Causes for all the Administered Areas, the Judge of which is the officer who is District Judge.

Local Laws.

**Sale of liquor and
intoxicating drugs
to troops and camp
followers.**

No. 23, dated the 14th January 1886.—Printed Vol. I, page 273.

Arms Rules.

No. 4080-I., dated the 3rd December 1880.—Printed Vol. I, page 274.

Opium Rules.

No. 698-I. B., dated the 13th February 1903.—Printed Vol. I, page 323.

**Legal Practitioners
Rules.**

No. 534-I. B., dated the 4th February 1904.—Printed Vol. I, page 339.

**Intoxicating Drugs
Law, 1911.**

No. 2588-I. B., dated the 22nd November 1911.—Printed Vol. I, page 355

SOUTHERN DIVISION.†

In the railway land in the Southern Division the following provisions have been made for the exercise of the jurisdiction which has been ceded :—

A. On the lines in the Travancore and Cochin States the laws, courts and administrative arrangements generally of the neighbouring British Districts have been introduced, subject to the appointment of a separate Superintendent of Police, by the following notifications :—

Shoranur-Cochin and
Tinnevely-Quilon
Railways.

No. 5096-I. B., dated the 27th December 1906.—Whereas His Highness the Maharaja of Travancore and His Highness the Raja of Cochin have ceded to the British Government full and exclusive power and jurisdiction of every kind over the lands lying within their respective States which are, or may hereafter be, occupied by the Shoranur-Cochin Railway (including the lands occupied by stations, by outbuildings, and for other railway purposes) and over all persons and things whatsoever within the said lands :

In exercise of such power and jurisdiction and of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, the Governor-General in Council is pleased to provide as follows for the administration of justice within the said lands :—

(1) The said lands shall be deemed to be part of the Cochin taluk of the Malabar district.

(2) All laws² for the time being in force in the Malabar District of the Madras Presidency shall be deemed to be in force in the said lands.

(3) The Governor in Council of Fort St. George and all officers subordinate to the Government of Madras who, for the time being exercise authority within the Cochin taluk of the Malabar District, shall exercise the like authority within the said lands :

Provided that the Superintendent of Police within the said lands shall, under the general control and superintendence of the Inspector-General of Police of the Madras Presidency, be vested in the Superintendent of Railway Police, who may be appointed in this behalf by the Governor in Council of Fort St. George and shall exercise throughout the said lands all the powers of a District Superintendent within the meaning of the Madras District Police Act, 1859 (XXIV of 1859).

¹ According to the classification *supra*, p. 5.

² The Indian Railways Act, 1890, and the Indian Railway Board Act, 1905, have been separately applied to these lands, along with others in Native States over which jurisdiction has been ceded, by notification No. 784-I. B., dated the 9th April 1913. Printed in Appendix XVIII.

No. 44.

Page 119.—Make the following addition to footnote 2 :—

“ In consequence of the war with Germany, Austria and Turkey, certain other enactments and orders have also been separately applied to these lands—*vide* Appendix XX.”

(4) All Courts having jurisdiction within the Cochin taluk of the Malabar District shall have the like jurisdiction within the said lands.

(5) * * * * *

[*Gazette of India*, 1906, Pt. I, p. 951.]

No. 1474-I. B., dated the 20th April 1906.—In supersession of the notification of the Government of India in the Foreign Department, No. 4861-I. B., dated 2nd November 1900, and in exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, the Governor-General in Council is pleased to provide as follows for the administration of justice within the lands lying in the Native State of Travancore, which are, or may hereafter be, occupied by the¹ Travancore Branch of the South Indian Railway :—

- (1) The aforesaid lands shall be deemed to be part of the Tangasseri taluk of the Anjengo district.
- (2) All laws² for the time being in force in the Anjengo district of the Madras Presidency shall be deemed to be in force in the said lands.
- (3) The Governor of Madras in Council and all officers subordinate to the Government of Madras for the time being exercising executive authority within the Tangasseri taluk of the Anjengo district shall exercise the like authority within the said lands :

Provided that the Superintendent of the Police within the said lands shall, under the general control and superintendence of the Inspector General of Police of the Madras Presidency, be vested in a Superintendent of Railway Police, who may have been appointed in this behalf by the Governor of Madras in Council and shall exercise throughout the said lands all the powers of a District Superintendent within the meaning of the Police Act, XXIV of 1859 (an Act for the better regulation of the police within the territories subject to the Government of Fort St. George).

- (4) All Courts having for the time being jurisdiction within the Tangasseri taluk of the Anjengo district shall have the like jurisdiction within the said lands.

³[The provisions of this notification shall not take effect in the lands occupied by the aforesaid Railway until the 1st July, 1906, or such later date as may be fixed by the Governor of Madras in Council in this behalf.]

[*Gazette of India*, 1906, Pt. I, p. 236.]

¹ Now styled the Tinnevely-Quilon Railway.

² See footnote 2 on previous page.

³ Added by notification No. 2459-I. B., dated the 21st June 1906. *Gazette of India*, 1906, Pt. I, p. 422.

No. 136.

Page 121.—For No. 1071-I. B., dated the 1st July 1914 (Addendum No. 32), substitute the following :—

No. 316-D., dated the 16th January 1917.—Whereas His Highness the Maharaja of Travancore has ceded to the British Government full and exclusive power and jurisdiction of every kind over the lands lying within his State which are, or may hereafter be, occupied by the Quilon-Trivandrum Extension of the Tinnevely-Quilon (Travancore) Railway (including all lands occupied by stations by out-buildings and for other Railway purposes) and over all persons and things whatsoever within the said lands :

In exercise of such power and jurisdiction and of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, and in supersession of the notification of the Government of India in the Foreign and Political Department No. 1071-I. B., dated the 1st July 1914, the Governor-General in Council is pleased to provide as follows for the administration of justice within the said lands :—

- (1) The aforesaid lands shall be deemed to be part of the Anjengo taluk of the Anjengo district.
- (2) All laws for the time being in force in the Anjengo district of the Madras Presidency shall be deemed to be in force in the said lands.
- (3) The Governor in Council of Fort St. George and all officers subordinate to the Government of Madras who for the time being exercise authority within the Anjengo taluk of the Anjengo district shall exercise the like authority within the said lands :

Provided that the superintendence of the police within the said lands shall, under the general control and superintendence of the Inspector General of Police of the Madras Presidency, be vested in the Superintendent of Railway Police appointed in this behalf by the Governor in Council of Fort St. George who shall exercise throughout the said lands all the powers of a District Superintendent within the meaning of the Madras District Police Act, 1859 (XXIV of 1859).

- (4) All courts having for the time being jurisdiction within the Anjengo taluk of the Anjengo district shall have the like jurisdiction within the said lands.

[*Gazette of India*, 1917, Pt. I, p. 104.]

Superintendent within the meaning of the Madras District Police Act (XXIV of 1859).

- (4) All Courts having for the time being jurisdiction within the Tangasseri taluk of the Anjengo district shall have the like jurisdiction within the said lands.

[*Gazette of India*, 1914, Pt. I, p. 1189.]

For the rule similar to that in force in the Civil and Military Station, excepting documents executed and properly stamped in these railway lands from duty in British India, see notification No. 45.

Page 121.—Make the following addition to footnote 3 :—

“ In consequence of the war with Germany, Austria and Turkey, certain other enactments and orders have also been separately applied to these lands—vide Appendix XX.”

bye-laws made or which may hereafter be made under such enactments shall, unless otherwise declared by the Resident in Mysore, be deemed to be in force in the said lands in so far as they are applicable thereto :

Provided, firstly, that for the purpose of facilitating the application of any of the aforesaid enactments, notifications, rules, orders, or bye-laws, any Court in the said lands may construe them with such alterations not affecting the substance as may be necessary or proper to adapt them to the matter before the Court :

Provided, secondly, that notwithstanding anything in the Code of Criminal Procedure ¹(Act V of 1898) or the Police Act (V of 1861) or in any other enactment for the time being in force, the Governor-General in Council may confer on any Police officer all or any of the powers conferred or conferable by or under the Code on any Magistrate, in regard to particular cases or to a particular class or particular classes of cases or to cases generally.

PART II.

For the purposes of the exercise of criminal jurisdiction within the aforesaid lands, the Governor-General in Council is pleased to make the following arrangements :—

- (1) There shall be a Railway Magistrate, who shall be the District Magistrate of the Civil and Military Station of Bangalore.
- (2) The Railway Magistrate shall have the powers of a District Magistrate, as described in the Code of Criminal Procedure.²
- (3) There shall be a Superintendent of Railway Police, who shall be such person as the Governor-General in Council may from time to time appoint in that behalf.
- (4) ¹[The Superintendent of Railway Police shall have the powers of a District Superintendent of Police as described in Act V of 1861, and the ordinary powers of a Magistrate of the first class with power to take cognizance of offences on complaint and upon Police report and with summary powers, as described in section 190, clause (1), sub-clauses (a) and (b), and Chapter XXII, respectively, of the Code of Criminal Procedure].

¹ Substituted by notification No. 1908-I.B., dated the 7th July 1899. *Gazette of India*, 1899, Pt. I, p. 671.

² An addition made to this clause by notification No. 4218-I. B., dated the 12th November 1897, was cancelled by notification No. 1904-I. A., dated the 7th July 1899.

- (5) * * * * *
- (6) The First Assistant to the Resident in Mysore shall have the powers of a Court of Session, as described in the Code of Criminal Procedure, in respect of all offences over which magisterial jurisdiction is exercised by the Railway Magistrate or the Superintendent of Railway Police.
- (7) The Resident in Mysore shall have the powers of a High Court, as described in the Code of Criminal Procedure, in respect of all offences over which the jurisdiction of a Court of Session is exercised by the First Assistant to the Resident, and for all purposes whatsoever connected with the administration of criminal justice.
- (8) This part of this notification applies to all proceedings except—
- (a) proceedings against European British subjects, or persons jointly charged with European British subjects; and
 - (b) proceedings pending at the date of this notification which should be carried on as if this notification had not been issued.

PART III.

For the purposes of the exercise of civil jurisdiction within the aforesaid lands, the Governor-General in Council is pleased to make the following arrangements :—

- (1) There shall be two Courts of Small Causes—the first with jurisdiction in all suits cognizable under Act IX of 1887, when the amount or value of the subject-matter does not exceed five hundred rupees, and the second when the amount or value of the subject-matter does not exceed fifty rupees.
- (2) The District Judge of the Civil and Military Station of Bangalore shall be the Judge of the First Court, and the Superintendent of Railway Police shall be the Judge of the Second Court.
- (3) There shall be a District Court having the powers of a District Court as defined in section 2 of the Code of Civil Procedure, and with jurisdiction in all original suits, whatever be the amount or value of the subject-matter, and in all other cases in which jurisdiction is conferred on the District Court by any law for the time being in force in the aforesaid lands.

¹ Cancelled by notification No. 197-I. B., dated the 3rd February 1913. *Gazette of India*, Pt. I, p. 106.

- (4) The District Judge of the Civil and Military Station of Bangalore shall be the Judge of the District Court.
- (5) Appeals shall lie, subject to the provisions of the enactments for the time being in force in the aforesaid lands, against the decrees and orders of the District Court to the Resident in Mysore, who shall exercise the powers of an Appellate Court as defined in the Code of Civil Procedure.
- (6) Subject to the provisions of the said enactments, the Resident in Mysore shall exercise the powers of a High Court for all purposes whatsoever connected with the administration of civil

No. 137.

Page 124.—After notification No. 507-I., dated the 6th February 1896, insert the following:—

No. 11, dated the 8th February 1917.—In accordance with the notification of the Government of India in the Foreign Department, No. 507-I., dated the 6th February 1896, as amended by notification No. 197-I. B., dated the 3rd February 1913, the Hon'ble the Resident in Mysore is pleased to declare that the Indian Income-tax Act, 1886 (II of 1886), as applied to the Civil and Military station of Bangalore is not in force in the Railway lands in the Mysore State, the jurisdiction over which has been ceded to the British Government.

[*Mysore Residency Orders, 1917, Pt. I, p. 200.*]

No. 1431-I., dated the 27th April 1893.—Printed in Appendix XIII.

No. 1863-I. A., dated the 13th May 1904.—Printed in Appendix IV.

No. 853-I. B. dated the 16th April 1912.—Printed in Appendix IV

No. 148.

Page 124.—For “No. 853-I. B., dated the 16th April 1912.
No. 2616-I., dated the 6th August 1890.
No. 680-I. B., dated the 19th March 1912.”

substitute the following:—

“*No. 580-D., dated the 26th January 1917.
No. 582-D., dated the 26th January 1917.
No. 319-D., dated the 16th January 1917.*”

Execution of capital sentences in British India.
Criminal law and procedure of British India applicable to British subjects in Native States.
Jurisdiction of the

Appointments of Justices of the Peace.

*No. 159-I. J., dated the 21st July 1881.
No. 12-I., dated the 3rd January 1884.
No. 955-I., dated the 18th March 1884.* } —Printed in Appendix IV.

No. 3208, dated the 24th July 1899.—Under section 80 of the Code of Criminal Procedure, 1898, as applied to the Civil and Military Station of Bangalore by notification¹ No. 2688-I. A. of the Government of India in the Foreign Department, dated the 7th October 1898, and as in force in the Railway lands in Mysore Territory, jurisdiction over which has been ceded to the British Government, by virtue of notification² No. 507-I. of the Government of India in the same Department, dated the 6th February 1896, the Officiating Resident in Mysore is pleased to direct that the officer for the time being exercising the powers of a District Magistrate within the said Railway lands under the latter notification shall have power to try as a Magistrate all offences not punishable with death.

[*Gazette of India*, 1899, Part II, p. 863.]

No. 60, dated the 26th August 1909.—Printed Vol. I, page 406.

No. 1493—7296, dated the 9th May 1887.—Printed Vol. I, page 407.

No. 17, dated the 10th September 1883.—Printed Vol. I, page 407.

No. 1294-I. A., dated the 3rd April 1902.—Printed Vol. I, page 408.

No. 8, dated the 6th August 1906.—Printed Vol. I, page 410.

No. 9, dated the 5th March 1907.—Not reprinted.

[*Gazette of India*, 1907, Pt. II, p. 434.]

No. 10, dated the 15th June 1908.—Not reprinted.

[*Gazette of India*, 1908, Pt. II, p. 1035.]

No. 43, dated the 26th July 1907.—Printed Vol. III, page 733.

No. 1, dated the 5th October 1900.—Printed Vol. I, page 411.

No. 3, dated the 10th January 1901.—Printed Vol. I, page 411.

Grant of extended powers to the District Magistrate.

Mode of inflicting whipping.

Conduct of prosecutions by police officers.

Rules for payment of expenses of complainants and witnesses in the Criminal Court.

Rules regarding the trial of persons subject to military law by the ordinary Criminal Courts or by Court-martial.

Disposal of appeals from prisoners in jail.

Submission of returns by Criminal Courts.

Forms for registers of criminal cases and appeals.

Rules for the disposal of records in Criminal Courts.

Notice to be given by Courts to the District Magistrate of guns and other arms sold in execution of decrees.

Procedure of Civil Courts in the attachment of pay in the execution of

No. 149.

Page 125.—In footnote, 1, for "No. 782-D., dated the 19th March 1913," substitute the following:—

"No. 318-D., dated the 16th January 1917".

Officers to whom orders of attachment of salary or allowances of Civil and Military officers are to be sent.

No. 31, dated the 23rd March 1910.—Printed Vol. I, page 412.

Rules for the custody and maintenance of live stock attached in execution of decrees of Civil Courts.

No. 302, dated the 3rd March 1880.—Printed Vol. I, page 412.

Rules for the disposal of records in Civil Courts.

No. 6603, dated the 17th December 1900.—Printed Vol. III, page 730.

List of Courts established or continued by the Governor-General in Council, including the District Court and the Courts of Small Causes in the Railway lands, to which Courts in British India may send summonses for service and decrees for execution.

No. 786-I. B., dated the 9th April 1913.—Printed in Appendix XII-A.

Service by the said Courts in the Railway lands of summonses—
(a) of Civil or Revenue Courts in British India ;

No. 1366-I, dated the 29th March 1889.

No. 1367-I, dated the 29th March 1889.

No. 1368-I, dated the 29th March 1889.

Printed in Appendix XII-A.

No. 2192-I, dated the 2nd July 1890.

No. 397-I. B., dated the 25th February 1910.

(b) of other¹ Courts established or continued by the Governor-General in Council ;
(c) of Civil or Revenue Courts of Mysore, Hyderabad, Central India States, States in the political control of the Bombay Government and Baroda.
Execution by the said Courts in the Railway lands of decrees—

No. 1363-I, dated the 29th March 1889.—

Printed in Appendix XII-A.

(a) of other² Courts established or continued by the Governor-General in Council ;

¹ For such Courts in other Parts of India see notifications Nos. 787 and 788-I. B., dated the 9th April 1913. Printed in Appendix XII-A.

- No. 1364-I., dated the 29th March 1889.*
No. 4051-I.A., dated the 18th September 1902.
No. 399-I. B., dated the 25th February 1910. } —Printed in Appendix XII-A. (b) of certain Courts of Mysore, States in the political control of the Bombay Government, and Baroda.
- No. 1367-I., dated the 29th March 1889.*—Printed in Appendix XII-A. Service of summonses of the said Courts in the Railway lands¹— (a) by other ² Courts established or continued by the Governor-General in Council ;
- No. 398-I.B., dated the 25th February 1910.* } —Printed in Appendix XII-C. (b) by Civil Courts of the Baroda and Mysore States.
- No. 2622-I. B., dated the 24th December 1912.* } Execution of decrees of the said Courts in the Railway lands¹—
- No. 1363-I., dated the 29th March 1889.*—Printed in Appendix XII-A. (a) by other ² Courts established or continued by the Governor-General in Council ;
- No. 2623-I. B., dated the 24th December 1912.*—Printed in Appendix XII-C. (b) by Civil Courts of the Baroda and Mysore States.
- No. 111, dated the 23rd July 1878.*—Printed in Appendix XII A. Service in the railway lands of criminal processes issued by Magistrates in British India.

¹ These Courts may send their summonses and decrees to Courts in British India for service and execution. See sections 29 and 43 of the Code of Civil Procedure, 1908 (V of 1909). Printed General Acts, Vol. VI, Ed. 1909, p. 133.

² See footnote 1 on previous page.

No. 67.

Pages 129, 133, 135, 139, 149, 213, 218.—Immediately below the words and figures—“No. 1443-I. B., dated the 14th August 1914” [see Addenda Nos. 46, 48, 50, 52, 56, 58, & 60] insert—“and No. 1103-D., dated the 26th February 1915.”

Orders under Acts locally applied.

No. 3102, dated the 16th August 1909.—Printed in Appendix XVII.

Indian Arms Act,
1878.

Indian Arms Rules,
1909.

No. 1419-I. B., dated the 17th April 1906.—In exercise of the powers conferred by section 27 of the Indian Arms Act, 1878 (XI of 1878), as applied by the notification of the Government of India in the Foreign Department, No. 1007-I., dated the 21st March 1884, to the lands which are occupied, or may hereafter be occupied, by the Rajputana-Malwa Railway system, including the lands occupied as stations, out-buildings, and for other railway purposes, in Indore territory south of the river Nerbada, the Governor-General in Council is pleased to withdraw the said lands from the prohibitions and directions contained in sections 14 to 16 of the said Act, as so applied: Provided that a person who refuses or omits to comply with any regulation or rule of the railway for the time being in force relating to the custody of arms while in passenger trains, shall not be entitled to the benefit of this exemption.

Withdrawal of the length of the Rajputana-Malwa Railway in Indore territory in this Division from the prohibitions and directions contained in sections 14—16.

[*Gazette of India*, 1906, Pt. I, page 232.]

No. 1014, dated the 31st July 1908.—In exercise of the powers conferred by section 2, sub-sections (1) and (2) of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied, the Governor General in Council is pleased—

Police Act, 1888.

Inclusion of the railway lands over which jurisdiction has been ceded in Cooch Behar in a general police district with the Chief Commissioner of Assam as Local Government.

- (a) to create a general police district embracing all the lands for the time being occupied by the Assam-Bengal Railway, the Bengal-Dooars Railway, the Dibru-Sadiya Railway, the Mymensingh-Jamalpur-Jagannathganj Railway, the Tezpur-Balipara Railway, the Jorhat State Railway, the whole length of the Eastern Bengal State Railway lying within the Province of Eastern Bengal and Assam (with the exception of the portion of the line from Katihar to Godagari which lies within the districts of Malda and Rajshahi and of the portion of the lines between Porada and Faridpur including the branch line to Goalundo), the portion of the same railway between Kachua and Barsoi

¹ According to the classification *supra* p. 1.

² Cancelled by notification No. 754 I. B., dated the 28th March 1912. Printed *supra* p. 7.

stations which lies in the district of Purnea in Bengal, and the portion of the same railway which lies in the district of Darjeeling in Bengal between the boundary of the Jalpaiguri district and the northern limits of the Silliguri station, including all lands occupied by stations, by out-buildings and for other railway purposes,

- (b) to direct the enrolment under the Police Act, 1861 (V of 1861), or a police force for service therein, and
- (c) to appoint the Lieutenant-Governor of Eastern Bengal and Assam to discharge, with respect to the general police district and the police force aforesaid, the functions of the Local Government under the Police Act, 1861 (V of 1861), the Code of Criminal Procedure, 1898 (V of 1898), and any other enactment relating to police for the time being in force in the lands aforesaid on in any part thereof.

[*Gazette of India*, 1908, Pt. I, page 701.]

Inclusion of the railway lands of the Division in Indore, Panna, Rewa, Berar, Khairagarh, Nandgaon, Sakti, Raigarh and Patna in a general police district with the Chief Commissioner of the Central Provinces as Local Government.

No. 1153, dated the 31st December 1909.—In exercise of the powers conferred by section 2, sub-sections (1) and (2), of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied, the Governor-General in Council is pleased—

- (a) to create a general police district embracing all the lands within the Central Provinces and the Native States referred to in the list appended hereto, which are, or may hereafter be, occupied by the railways enumerated in that list, inclusive of all lands occupied by stations, by out-buildings and for other railway purposes,
- (b) to order the enrolment, under the Police Act, 1861 (V of 1861), of a police force for service therein; and
- (c) to appoint the Chief Commissioner of the Central Provinces to discharge, with respect to the general police district and police force aforesaid, the functions of the Local Government under the Police Act, 1861 (V of 1861), the Code of Criminal Procedure, 1898 (Act V of 1898), and any other enactment relating to police for the time being in force in the lands above-mentioned or in any part thereof.

* * * * *

List of Railways.

- (1) The East Indian Railway, from Jubbulpore to the northern outer signal at Sutna Station.

- (2) The Indian Midland Railway, from Itarsi to the border¹ of the United Provinces of Agra and Oudh, including the lands² lying within the Native States of Kurwai, Bhopal and Gwalior.
- (3) The Bhopal-Ujjain Railway,¹ including the lands lying within the Native States of Gwalior, Indore, Bhopal, Dewas (Senior Branch), and Dewas (Junior Branch).
- (4) ³[The Bina-Guna-Baran and the Baran-Kotah Railways], including the lands lying within the Native States of Gwalior, Tonk and Kotah.
- (5) The Indian Midland Railway, Bina-Katni Branch, including the lands lying within the Panna State.
- (6) The Great Indian Peninsula Railway, including the lands lying within Berar.⁴
- (7) The Bengal-Nagpur Railway, including the lands lying within the Native States of Khairagarh, Nandgaon, Sakti, Raigarh and Rewah, and that portion of the Raipur-Vizianagram branch of the Bengal Nagpur Railway which lies within the Patna State.
- (8) The Holkar State Railway south of the northern end of the bridge over the Narbada river, including the lands lying within the Indore State.

[*Gazette of India*, 1910, Pt. I, page 3.]

No. 784-I. B, dated the 9th April 1913.—Printed in Appendix XVIII.

No. 802, dated the 24th March 1905.—Printed in Appendix XVIII.

No. 801, dated the 24th March 1905. }

No. 47.

Page 131.—After the entries relating to the Indian Railway Board Act, 1905, insert the following :—

No. 1667-I. B, dated the 28th August 1914. }

No. 1668-I. B, dated the 28th August 1914. }

Printed in Appendix XX.

Indian Railway Act,
1890.

(a) Rules for working open lines of railway and lines under construction and regarding accidents.

(b) Delegation of powers to Local Governments

Authority to the Secretary to the Railway Board to sign documents.

Indian Railway Board Act, 1905

Foreigners Ordinance, 1914.

Delegation of powers to civil and military authorities.

Entry and departure of foreigners.

Page 133.— Insert the following as the first entry :—

No. 1443-I.B, dated the 14th August 1914.

+ No. 1103 D, dated the 26th February 1915

No. 1444-I.B, dated the 14th August 1914.

... .., which the 10th August 1909.—Printed in Appendix XVII.

Foreigners Act,
1864.

Period of applica-
tion of section 5
and subsequent
sections.

Exemption .

Indian Arms Rules,
1909.

Police Act, 1888.

Inclusion of the land
in the Division in a
general police district
with the Lieutenant-
Governor of the
United Provinces as
Local Government.

Printed in Appendix XX.

No. 417, dated the 6th March 1912.—In exercise of the powers conferred by section 2, sub-sections (1) and (2), of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied, the Governor-General in Council is pleased—

- (a) to create a general police district embracing all the lands, situate within the United Provinces of Agra and Oudh, and the Native States referred to in the list appended hereto, which are or may hereafter be, occupied by the Railways enumerated in that list, inclusive of all lands occupied by stations, by out-buildings and for other Railway purposes ;
- (b) to order the enrolment, under the Police Act, 1861 (V of 1861), of a police force for service therein, and to direct that the police force enrolled in pursuance of the notification specified in paragraph III of this notification shall be deemed to have been enrolled in pursuance of this notification.

II. The Governor-General in Council is also pleased to appoint the Lieutenant-Governor of the United Provinces of Agra and Oudh to discharge, with respect to the general police district and police force aforesaid, the functions of the Local Government under the said Police Act, 1861 (V of 1861), the Code of Criminal Procedure, 1898 (Act V of 1898), and any other enactment relating to police for the time being in force in the lands above mentioned or in any part thereof.

III. Notification No. 1194, dated the 27th September 1911, by the Government of India in the Home Department, is hereby cancelled.

List of Railways.

1. The Bengal and North-Western Railway, including the lands within the Benares State.
2. The Oudh and Rohilkhand State Railway, including the lands within the Rampur and Benares States.
3. The Rohilkhand and Kumaon Railway, including the lands within the Rampur State.
4. The Lucknow-Bareilly Railway.
5. The East Indian Railway, including the section from Naini to the northern outer signal at Sutna Station, but excluding the portion in the Punjab between the Jumua Bridge and the Delhi Junction Station.

¹According to the classification on p. 2 *supra*.

6. The sections of the Indian Midland Railway from Cawnpore to the border of the Central Provinces, south of Lalitpur, including the lands¹ lying in the Samthar, Orchha and Khaniadbaun States, and from Agra Cantonment to Manikpur, including the lands¹ lying in the Datia, Gwalior, Dholpur, Orchha, Alipura, Garrauli, Pahra and Taraon States.

7. The Agra-Delhi Chord Railway, including the lands lying within the Bharatpur State in Rajputana, but excluding the portion in the Punjab between Hodal Railway Station and the Delhi Junction Station.

8. The North-Western State Railway.

9. The Rajputana-Malwa Railway, except² the portion between the west outer signal at Achnera on the Achnera-Bandikui section and the border of the United Provinces and the Bharatpur State.

[*Gazette of India*, 1912, Pt. I, p 332.]

Indian Railways Act,
1890.

(a) Rules for working open lines of railway and lines under construction, and regarding accidents.

(b) Delegation of powers to Local Governments.

No. 784-I.B, dated the 9th April 1913.—Printed in Appendix XVIII.

Authority to the Secretary to the Railway Board to sign documents.

No. 802, dated the 24th March 1905.—Printed in Appendix XVIII.

Indian Railway Board Act, 1905.

Powers of the Railway Board.

No. 801, dated the 24th March 1905.

No. 9940 dated the 17th December 1906

No. 2972 dated the 8th April 1907.

No. 49.

—Printed in Appendix XVIII.

Page 134.—After the entries relating to the Indian Railway Board Act, 1905, insert the following :—

No. 1667-I.B, dated the 28th August 1914.

No. 1668-I.B, dated the 28th August 1914.

—Printed in Appendix XX.

Foreigners Ordinance, 1914.
Delegation of powers to civil, military, authorities.

Entry and departure of foreigners.

Page 135.—Before the entry relating to No. 22-J., dated the 14th February 1879, insert the following:—

Foreigners Act,
1864.
Period of applica-
tion of section 5
and subsequent
sections.

Exemptions.

No. 1443-I.B, dated the 14th August 1914.

No 1103 D, dated the 26th February 1915

No. 1444-I.B, dated the 14th August 1914.

} Printed in Appendix XX.

page 170.

under the Act on the main line of the Rajputana-Malwa Railway in Nabha and Patandi.

Police Act, 1868.

Inclusion of the main line of the Rajputana-Malwa Railway in Nabha and the Rewari-Phulera Chord in Nabha and Patiala in a general police district with the Agent to the Governor-General in Rajputana as Local Government.

No. 2817-I. B, dated the 10th July 1908.—Printed *infra* page 150.

No. 1578, dated the 22nd November 1912.—In exercise of the powers conferred by section 2, sub-sections (1) and (2) of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied, the Governor-General in Council is pleased—

Inclusion of all other railway lands in the Division, save those in the North-West Frontier Province and the Baluchistan

No. 35.

Page 135.—In notification No. 1578, dated the 22nd November 1912 delete the words "the North-West Frontier Province."

(Notification No. 933, dated the 11th September 1914.)

[*Gazette of India*, 1914, Pt. I, p. 1411.]

purposes;

- (b) to order the enrolment under the Police Act, 1861 (V of 1861), of a police force for service therein; and
- (c) to direct that the police force enrolled in pursuance of the notification specified in paragraph III of this notification shall be deemed to have been enrolled in pursuance of this notification.

II. The Governor-General in Council is also pleased to appoint the Lieutenant-Governor of the Punjab to discharge, with respect to the general police district and police force aforesaid, the functions of the Local Government under the Police Act, 1861 (V of 1861), the Code of Criminal Procedure, 1898 (Act V of 1898), and any other enactment relating to police for the time being in force in the lands above mentioned or in any part thereof.

¹ According to the classification p. 2 *supra*.

III.—Notification No. 1406, dated the 1st October 1912, by the Government of India in the Home Department, is hereby cancelled.

List of Railways.

1. The North-Western Railway and the lines worked by that Railway, including the portions situate in the Native States of Jammu and Kashmir, Bikaner, Patiala, Bahawalpur, Nabha, Jind, Kapurthala, Faridkot, Malerkotla, Baghat and Keonthal.

2. The Rewari-Delhi section, including the Garhaharsaru-Farukhnagar branch, and the Rewari-Kotkapura-Fazilka section of the Rajputana-Malwa Railway, including the portions situate in the Native States of Pataudi, Dujana, Jind, Patiala, Nabha and Faridkot.

3. The Delhi-Ambala-Kalka Railway, including the lands lying within the Native States of Kalsia and Patiala.

4. The East Indian Railway portion lying between the Jumna Bridge and the Delhi Junction Station.

5. The Agra-Delhi Chord Railway portion lying between the Hodal Railway Station and the Delhi Junction Station.

6. The Jodhpur-Bikaner Railway from Bhatinda to the Bikaner frontier including the portion situate in the Native State of Patiala, and from Hissar to the Bikaner frontier.

[*Gazette of India*, 1912, Pt. I, p. 1589.]

Indian Railways Act,
1890.

(a) Rules for working open lines of railway and lines under construction, and regarding accidents.

(b) Delegation of powers to the Government of the Punjab in all railway lands in this Division save those in the North-West Frontier Province and the Baluchistan Agency.

Taxes payable to local authorities by the North-Western Railway.

No. 784-I.B, dated the 9th April 1913.—Printed in Appendix XVIII.

No. 232, dated the 24th August 1911.—In pursuance of section 135 of the Indian Railways Act, 1890 (IX of 1890), and in supersession of all previous notifications on the subject, the Governor-General in Council is pleased to declare that the Administration of the North-Western State Railway shall be liable to pay, in aid of the funds of the local authorities set out in the schedule hereto annexed, the taxes specified against each in the second column thereof.

Indian Stamp Act,
1899
Reduction and
remission of duties
on railway lands in
the Punjab.

Page 137.—Before entries relating to
1905, insert the following :—

No. 531-I. B., dated the 7th April
conferred by section 9, clause (a), of the
1899), as applied to Railway lands in
referred to as the said areas) the Govern
reduce, to the extent set forth in each case
said Act, as so applied, in respect of the
under Nos. 21 and 27 and to remit the du
instruments of the other classes hereinafter

A.—Land Re

1. Lease or counterpart thereof execut
directly by the Government with the exist
zamindar or a tenant, and whether self-cult
Provided that no fine or premium is pa

B.—Forest Depa

2. Agreement and security bond requir
to regulate the training and appointments in
by a student and his surety previous to hi
School, Dehra Dun, or the Burma Fores. School, Tharawaddy,
Madras Forest College, Coimbatore.

C.—Medical Department.

3. Security bond taken under the authority of the Governmen
medical student of the Apothecary, Assistant Surgeon, or Hospital
class, and his surety, or from the surety of such student.

purposes to limit the responsibility
declared by the Indian Railways Act, 1890 (IX of 1890), section 72, sub-
section (1), and is in a form approved by the Governor-General in Council
under sub-section (2) of that section.

12. Receipt or bill of lading issued by a Railway Company or Adminis-
tration or an Inland Steamer Company for the fare or the conveyance of
passengers or goods, or both, or animals, or given to such Company or
Administration or Inland Steamer Company for the refund of an over-
charge made in respect of such fare.

13. Receipt given by, or on behalf of, a depositor in State Railway
Provident Institution or in the East Indian Railway Savings Bank for
a sum of money withdrawn from any such Institution or Bank.

14. Debenture bond of the loan of Rs. 20,00,000 raised by the Govern-
ment of His Highness the Maharaja of Mysore for the construction of a
line of railway from Bangalore to Tiptoor, where the said bond is negotiated
in the said areas.

F.—Government Officers and Contractors.

15. Agreement paper passed by a contractor of the Supply and Trans-
port Commission, when the deposit is transferred to a Bank Officer.

16. Instrument in the nature of a memorandum or agreement furnished to, or made or entered into with, a Supply and Transport Officer by a contractor.

17. Agreement or declaration by which a tender made to a Supply and Transport Officer is accepted as a contract, where the deposit of the contractor as security for his contract is made in Government of India Promissory Notes or in cash.

18. Instrument in the nature of a memorandum, agreement or security bond furnished to, or made or entered into with, the Ordnance Department, the Army Clothing Department, the Forest Department, or the Public Works or State Railway Department by a contractor for the due performance of his contracts.

19. Mortgage deed executed by an officer of Government in Civil or Military employ, for securing the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

20. Instrument of reconveyance of mortgaged property executed by Government in favour of an officer in Civil or Military employ on the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

21. Agreement which has been or may be entered into in compliance with the rules prescribed by the Resolution of the Government of India in the Finance Department (Military Finance), No. 2195-Accounts, dated the 25th October 1907, regulating the deposits of regimental funds with private banks or firms or such other rules for that purpose as may hereafter be in force. Duty reduced to the amount payable in respect of a bond for like amount or value or to Rs. 5 whichever shall be less.

G.—Other documents.

22. Bill of exchange drawn in Mysore, on which the full rate of stamp duty has been paid there, where the same is negotiated in the said areas.

23. Cheque drawn in Mysore on which the full rate of stamp duty has been paid there where the same is negotiated in the said areas.

24. Receipt given for payment of interest on Government of India Promissory Notes.

25. Letter of authority or power of attorney executed for the sole purpose of authorising one or more of the joint holders of a Government security to give on behalf of the other or others of them, or any one or more of them, a discharge for interest payable on such security or on any renewed security issued in lieu thereof.

26. Transfer by endorsement of a mortgage of rates and taxes authorised by any Act for the time being in force in the said areas.

27. Instrument evidencing an agreement relating to the hypothecation of moveable property where such hypothecation has been made by way of security for the repayment of money advanced or to be advanced by way of loan, or of an existing or future debt. Duty reduced to the amount chargeable on a bill of exchange under Article No. 13 (b) of Schedule I of the Stamp Act, 1899, for the amount secured, if such loan or debt is repayable on demand or more than three months from the date of the instrument; and to half that amount, if such loan or debt is repayable not more than three months from the date of the instrument.

28. Instrument executed in British India or in the areas mentioned in the schedule hereto attached in respect of which the stamp duty with which it is chargeable under the stamp law for the time being in force in British India or the said areas has been paid in accordance with the said law.

SCHEDULE.

Areas.

1. Agency territories in Baluchistan.
2. Abu and Anadra including the road leading from the Abu Sanitarium to Abu road Railway Station and to the Bazar at Kharari.
3. The Cantonments of Mhow, Neemuch, Nowgong (including the Civil Lines) and Schore, in the Central India Agency, and of Baroda and Deesa.
4. The Indore Residency Bazars.
5. Railway lands within the limits of the Central India and Rajputana Agencies over which the Governor General in Council exercises jurisdiction.
6. The areas in the Hyderabad State in which the Governor General in Council exercises jurisdiction through the Resident at Hyderabad.
7. Bera.
8. The Civil and Military Station of Bangalore.
9. Railway lands in the Mysore State over which the Governor General in Council exercises jurisdiction.
10. Railway lands in the Baroda State and in States in the political control of the Governor of Bombay, over which jurisdiction has been ceded to the British Government and to which the provisions of the Indian Stamp Act, 1899, have been applied.
11. Railway lands in Jammu and Kashmir over which the Governor General in Council exercises jurisdiction.

India, 1914, Part I, p. 849

B.—Forest Department.

2. Agreement and security bond required to be executed, under the rules to regulate the training and appointments in the Subordinate Forest Service, by a student and his surety previous to his entry into the Imperial Forest School, Dehra Dun, or the Burma Forest School, Tharawaddy, or the Madras Forest College, Coimbatore.
10. Agreement or indemnity bond given to a Railway authority or an Inland Steamer Company by a consignee (when the Railway receipt or bill of

26. Transfer by endorsement of a mortgage of rates and taxes authorized by any Act for the time being in force in the said areas.

25. Letter of authority or power of attorney executed for the sole purpose of authorising one or more of the joint holders of a Government security to give on behalf of the other or others of them, or any one or more of them, a discharge for interest payable on such security or on any renewed security issued in lieu thereof.

Schedule.

Local Authorities.	Taxes.
1	2
Durgai Cantonment. * * *	Conservancy tax. * * *

[*Gazette of India*, 1911, Pt. I, p. 704.]

No. 33.

Page 137.—After notification No. 531-I. B., dated the 7th April 1914 (see *Addendum No. 11*), insert the following :—

No. 927-I. B., dated the 9th June 1914.—In exercise of the powers conferred by section 9, clause (a), of the Indian Stamp Act, 1899 (11 of 1899), as applied to railway lands in Jammu and Kashmir (hereinafter referred to as the said areas), the Governor General in Council is pleased to reduce, to the extent set forth in each case, the duties chargeable under the said Act as so applied, in respect of the instruments hereinafter described under Nos. 21 and 27, and to remit the duties so chargeable in respect of instruments of the other classes hereinafter described.

Reduction and remission of duties on railway lands in Jammu and Kashmir.

A.—Land Revenue.

1. Lease or counterpart thereof executed at the time of settlement made directly by the Government with the existing occupant of land, whether a zamindar or a tenant, and whether self-cultivating or not :

Provided that no fine or premium is paid in consideration of the lease.

B.—Forest Department.

2. Agreement and security bond required to be executed, under the rules to regulate the training and appointments in the Subordinate Forest Service, by a student and his surety previous to his entry into the Imperial Forest School, Dehra Dun, or the Burma Forest School, Tharawaddy, or the Madras Forest College, Coimbatore.

in case of accident or injury.

10. Agreement or indemnity bond given to a Railway authority or an Inland Steamer Company by a consignee (when the Railway receipt or bill of lading of articles carried at half-

F.—Government Officers and Contractors.

15. Agreement paper passed by a contractor of the Supply and Transport Corps where his security deposit is transferred to a Post Office Savings Bank.

16. Instrument in the nature of a memorandum or agreement furnished to, or made or entered into with, a Supply and Transport Officer by a contractor.

17. Agreement or declaration by which a tender made to a Supply and Transport Officer is accepted as a contract, where the deposit of the contractor as security for his contract is made in Government of India Promissory Notes or in cash.

18. Instrument in the nature of a memorandum, agreement or security bond furnished to, or made or entered into with, the Ordnance Department, the Army Clothing Department, the Forest Department, or the Public Works or State Railway Department by a contractor for the due performance of his contracts.

19. Mortgage deed executed by an officer of Government in Civil or Military employ, for securing the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

20. Instrument of reconveyance of mortgaged property executed by Government in favour of an officer in Civil or Military employ on the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

21. Agreement which has been or may be entered into in compliance with the rules prescribed by the Resolution of the Government of India in the Finance Department (Military Finance), No. 2195-Accounts, dated the 25th October 1907, regulating the deposits of regimental funds with private banks or firms or such other rules for that purpose as may hereafter be in force. Duty reduced to the amount payable in respect of a bond for like amount or value or Rs. 5, whichever shall be less.

G.—Other documents.

22. Bill of exchange drawn in Mysore, on which the full rate of stamp duty has been paid there where the same is negotiated in the said areas.

23. Cheque drawn in Mysore on which the full rate of stamp duty has been paid there where the same is negotiated in the said areas.

24. Receipt given for payment of interest on Government of India Promissory Notes.

25. Letter of authority or power of attorney executed for the sole purpose of authorising one or more of the joint holders of a Government security to give on behalf of the other or others of them, or any one or more of them, a discharge for interest payable on such security or on any renewed security

Schedule.

Local Authorities.	Taxes.
1	2
Durgai Cantonment. * * *	Conservancy tax. * * *

[*Gazette of India*, 1911, Pt. I, p. 704.]

27

27. Instrument evidencing an agreement relating to the hypothecation of moveable property where such hypothecation has been made by way of security for the repayment of money advanced or to be advanced by way of loan, or of an existing or future debt. Duty reduced to the amount chargeable on a bill of exchange under article No. 13 (b) of schedule 1 of the Stamp Act, 1899, for the amount secured, if such loan or debt is repayable on demand or more than three months from the date of the instrument; and to half that amount, if such loan or debt is repayable not more than three months from the date of the instrument.

28. Instrument executed in British India or in the areas mentioned in the schedule hereto attached in respect of which the stamp duty with which it is chargeable under the stamp law for the time being in force in British India or the said areas has been paid in accordance with the said law.

Schedule.

1. Agency territories in Baluchistan.
2. Abu and Anadra including the road leading from the Abu Sanitarium to Abu Road Railway Station and to the Bazar at Kharari.
3. The Cantonments of Mhow, Neemuch, Nowgong (including the Civil Lines) and Sehore, in the Central India Agency, and of Baroda and Deesa.
4. The Indore Residency Bazars.
5. Railway lands within the limits of the Central India and Rajputana Agencies over which the Governor General in Council exercises jurisdiction.
6. The areas in the Hyderabad State in which the Governor General in Council exercises jurisdiction through the Resident at Hyderabad.
7. Berar.
8. The Civil and Military Station of Bangalore.
9. Railway lands in the Mysore State over which the Governor General in Council exercises jurisdiction.
10. Railway lands in the Baroda State and in States in the political control of the Governor of Bombay, over which jurisdiction has been ceded to the British Government and to which the provisions of the Indian Stamp Act, 1899, have been applied.
11. Railway lands in States in the Punjab over which the Governor General in Council exercises jurisdiction.

[*Gazette of India*, 1914, Pt. I, p. 1118.]

Schedule.

Local Authorities.	Taxes.
I	2
Durgai Cantonment. • • •	Conservancy tax. • • •

[*Gazette of India*, 1911, Pt. I, p. 704.]

No. 802, dated the 24th March 1905.—Printed in Appendix XVIII.

Authority to the Secretary to the Railway Board to sign documents.
Epidemic Diseases Act, 1897.

No. 5041-I. C, dated the 20th December 1906.—Printed in Appendix XVI.

Delegation of powers.

Code of Criminal Procedure, 1898.

No. 278, dated the 26th December 1884.—Under the provisions of section 4, clause (o) of the Code of Criminal Procedure, 1882,¹ the Honourable the Lieutenant-Governor is pleased to declare that the following posts shall be deemed to be police-stations for the purposes of the said Code, namely, on the Rewari-Ferozapore Railway :—

Location and definition of limits of police stations on the Raewind-Bhatinda Branch of the North-Western Railway and the Rewari-Bhatinda Branch of the Rajputana-Malwa Railway.

Ferozapore. Bhatinda. Kot Kapura. Bhatinda.

Such police stations shall include such portions of railway (including the lands occupied as stations and out-buildings and for other railway purposes) as many from time to time be attached to them by the Assistant Inspector General of Railway Police.

[*Punjab Gazette*, 1885, Pt. I, p. 8.]

See slip no 11.
Indian Railway Board Act, 1905.
Powers of the Railway Board.

No. 801, dated the 24th March 1905.

No. 9940, dated the 7th December 1906.

No. 2972, dated the 5th April 1907.

No. 2140, dated the 28th February 1908.

—Printed in Appendix XVIII.

Code of Criminal Procedure, 1898 (Act V of 1898). Printed General Acts, Vol.

No. 51.

Page 137.—After the entries relating to the Indian Railway Board Act, 1905, insert the following :—

Foreigners Ordinance, 1914.

Delegation of powers to civil and military authorities.

Entry and departure of foreigners.

No. 1667-I.B, dated the 28th August 1914.

No. 1668-I.B, dated the 28th August 1914.

} Printed in Appendix XX.

WESTERN DIVISION.¹

Orders under Acts locally applied.

No. 52. + 67.

Page 139.—Insert the following before the entry relating to the Indian Arms Act :—

Foreigners Act,
1864.

Period of applica-
tion of section 5
and subsequent
sections.

Exemptions.

No. 1443-I.B, dated the 14th August 1914.

and
No. 1103 D, dated the 26th February 1915

No. 1444-I.B, dated the 14th August 1914.

Printed in Appendix XX.

in Kathiawar.

No. 923, dated the 10th July 1908.—In exercise of the powers conferred by section 2, sub-sections (1) and (2) of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied, and in supersession of previous notifications the Governor-General in Council is pleased—

Police Act, 1888.

Inclusion of the Kotri-Rabri branch of the North-Western Railway, including the length in Khairpur in a general Police District.

(a) to create a general police district embracing all the lands for the

The sections of the North-Western State Railway running on either side of the Indus, from Kinnari to the Punjab frontier near Reti, with their branches.

The line between Ruk and the Baluchistan frontier near Jhatpat.

The line between Hyderabad and the ¹ Jodhpur frontier, near Khokhropar.

The ¹ line from Hyderabad to Badin.

² The line from Jamrno Junction to Jhudo.

³ The line from Mirpurkhas Junction to Khadro.

time being occupied by the railways specified in the margin, including all lands occupied by stations, by out-buildings and for other railway purposes, and to direct the enrolment under the Police Act, 1861 (V of 1861), of a police force for service therein, and

(b) to appoint the Governor of Bombay in Council to discharge within the general police district aforesaid the functions of the Local Government under the Police Act, 1861 (V of 1861), the Code of the Criminal Procedure, 1898 (V of 1898), and any other enactment relating to police for the time being in force in the lands aforesaid or in any part thereof.

[*Gazette of India*, 1908, Pt. I, p. 607.]

¹ According to the classification on p. 3, *supra*.

² Inserted by notification No. 1125, dated the 31st December 1909. *Gazette of India*, 1909, Pt. I, p. 1713.

³ Inserted by notification No. 1036, dated the 5th July 1912. *Gazette of India*, 1912, Pt. I, p. 734.

Inclusion of the other railways in the north of the Division, except lines in Kathiawar other than the Bombay, Baroda and Central India Railway, in a general police district

No. 922, dated the 10th July 1908.—In exercise of the powers conferred by section 2, sub-sections (1) and (2), of the Police Act, 1888 (III of 1888), in force in British India or as locally applied, and in supersession of previous notifications the Governor-General in Council is pleased—

The main line of the Bombay, Baroda and Central India Railway from Colába to Virangám.

* The Tánti Valley Railway.

* The Rájpipla State Railway.

1 * * * *

* The Baroda-Godhra Chord of the Bombay, Baroda and Central India Railway

* The Anand-Godhra branch of the Bombay, Baroda and Central India Railway.

* The section of the Godhra-Rutlám Nágda Railway from Godhra to the western end of the bridge over the Anas river.

* The Anand-Táápúr Railway.

* The Tárapúr Cambay Railway.

* The Ahmedabad Pránti Railway.

* The Ahmedabad-Dholka Railway.

† The Virangám-Khá ághoda branch of the Bombay, Baroda and Central India Railway.

* The Mehána-Virangám section of the Gaekwar's Mehána Railway.

† The Virangám-Wadhván branch of the Bombay, Baroda and Central India Railway.

The main line of the Rajputana-Malwa Railway from Sabarmati to the Rajputana frontier near Roho.

† The Páleppur-Daceo Railway.

(a) to create a general police district embracing all the lands for the time being occupied by the railways specified in the margin, including all lands occupied by stations, by out-buildings and for other railway purposes, and to direct the enrolment under the Police Act, 1861 (V of 1861), of a police force for service therein

No. 34.

Page 140.—After the last item in the margin of notification No. 922, dated the 10th July 1908, insert the words "the Godhra-Lunavada Railway."

(Notification No. 855, dated the 28th August 1914.)

[*Gazette of India*, 1914, Pt. I, p. 1374.]

1898 (V of 1898), and any other enactment relating to police for the time being in force in the lands aforesaid or in any part thereof.

[*Gazette of India*, 1908, Pt. I, p. 607.]

¹ Omitted by notification No. 233, dated the 4th March 1909. *Gazette of India*, 1909, Pt. I, p. 186.

* Railways of class A, see p. 25 *supra*.

† Railways of class C, see p. 56 *supra*.

‡ Railways of class B, see p. 39 *supra*.

No. 921, dated the 10th July 1908.—In exercise of the powers conferred by section 2, sub-sections (1) and (2) of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied and in supersession of previous notifications the Governor-General in Council is pleased —

* The main line of the Madras and Southern Maratha Railway from the Portuguese frontier near Castle Rock to the Tungabhadra River.

* The West Deccan line or Poona branch from Londa to Poona.

* The East Deccan line or Bijapur branch from Gadag to Hotgi.

* The Harihar branch from Hubli to the frontier of Mysore near Harihar.

† The Kolhapur Railway.

‡ The Samli Branch Railway.

The main line of the Great Indian Peninsula Railway from Bombay to the frontier of the Central Provinces.

* The line from Kalyan to the frontier of Hyderabad near Duddhi.

* The line from Dhond to Manmad.

The Balingaon-Dhulia branch.

The Amalner-Jalgaon branch.

The section of the Nagpur branch from Bhusawal to the frontier of Berar.

The Khopoli branch from Palasdhari to Khopoli.

* The Narai Light Railway.

(a) to create a general police district embracing all the lands now occupied by the railways specified in the margin including all lands occupied by stations, by out-buildings, and for other railway purposes, and to direct the enrolment under the Police Act, 1861 (V of 1861), of a police force for service therein, and

(b) to appoint the Governor of Bombay in Council to discharge, with respect to the general police district aforesaid, the functions of the Local Government under the Police Act, 1861 (V of 1861), the Code of Criminal Procedure, 1898 (V of 1898), and any other enactment relating to police for the time being in force in the lands aforesaid or in any part thereof.

[*Gazette of India, 1908, Pt. I., p. 606.*]

No. 784-I.B., dated the 9th April 1913.—Printed in Appendix XVIII.

No. 221, dated the 24th August 1911.—In pursuance of section 135 of the Indian Railways Act, 1890 (IX of 1890), and in supersession of all previous notifications on the subject the Governor-General in Council is pleased to declare that the Administration of the Bombay, Baroda and Central India (including Rajputana-Malwa) Railway shall be liable to pay in aid of the funds of the local authorities set out in the schedule hereto annexed, the taxes specified against each in the second column thereof.

Indian Railways Act, 1890.

(a) Rules for working open lines of railway and lines under construction and regarding accidents.
(b) Delegation of powers to Local Governments.

Taxes payable to local authorities by the Bombay, Baroda and Central India Railway.

* Railways of class A see p. 85 *supra*.

† Railways of class B, see p. 89 *supra*.

Schedule.

Local authorities.	Taxes.
1	2
* * * * *	* * * *
Wadhwan Municipality.	Water tax.

[*Gazette of India*, 1911, Pt. I, p. 69.]

Taxes payable to local authorities by the Jetalsar-Rajkot Railway.

No. 228, dated the 24th August 1911.—In pursuance of section 135 of the Indian Railways Act, 1890 (IX of 1890), and in supersession of all previous notifications on the subject the Governor-General in Council is pleased to declare that the Administration of the Gondal-Porbandar (including the Jetalsar-Rajkot) Railway shall be liable to pay in aid of the funds of the local authorities set out in the schedule hereto annexed, the tax specified in the second column thereof.

Schedule.

Local authority.	Tax.
1	2
Rajkot Civil Station Municipality.	Conservancy tax.

[*Gazette of India*, 1911, Pt. I, p. 699.]

Authority to the Secretary to the Railway Board to sign documents.

No. 802, dated the 21th March 1913.—Printed in Appendix XVIII.

Epidemic Diseases Act, 1897.

Delegation of powers to Local Government.

No. 5041-I.C., dated the 20th December 1906.—Printed in Appendix XVI.

Code of Criminal Procedure, 1898.

Location, and definition of limit of police stations on the Kotri-Rohri Branch.

No. 1408, dated the 27th July 1897.—In exercise of the power delegated to him by Government notification No. 5937, dated the 21st August 1895, the Commissioner in Sind is pleased to declare that the following station on

the Kotri-Railway shall be a police station within the meaning of section 4 (o) of Act X of 1882¹:—

Name of Police Station.	Limits of Police Station.
Hyderabad.	The whole of the Kotri-Rohri Railway line.

[*Sind Gazette*, 1897, Pt. I, page 291.]

No. 7000, dated the 30th September 1912.—In supersession of all previous notifications on the subject; the Governor in Council is pleased to declare the following to be police stations under clause (s) of section 4 of the Code of Criminal Procedure, 1898, in the general police district embracing the lands

Location and definition of limits of police stations on other railways in the north of the Division except lines in Kathiawar other than the Bombay, Baroda and Central India railway.

Government of India, Home Department, notification No. 922, dated the 10th July 1908, as amended by Home Department notification No. 233, dated the 4th March 1909 (republished at pages 1027 and 440 of the *Bombay Government Gazette* of 23rd July 1908 and 18th March 1909, respectively, Part I).

Government of India, Home Department, notification No. 434, dated the 5th March 1912 (republished at page 400 of the *Bombay Government Gazette* of the 21st March 1912, Part I).

for the time being occupied by the Bombay, Baroda and Central India, Rájputána-Málwa and other branch railway lines traversing the Bombay Presidency as specified in the marginally noted notifications of the Government of India. Each police station shall include the areas and sections of

the lines specified against its name:—

Police stations on the Bombay, Baroda and Central India Railway.

Railway District.	Names of police stations.	Number of out-posts under each police station.	Area of length of line under each police station.	Limits of each police station.	Section of line under each police station.
1	2	3	4	5	6
The main line of the B., B. & C. I. Railway from Colába to Yvámgam.	1. Grant Road (double line broad gauge).	10	38½ miles.	Colába to Virár (inclusive).	The main line of the B., B. & C. I. Railway.
The Tapti Valley Railway.	2. Balsár (double line broad gauge).	4	110½ ..	Virár (exclusive) to Naysari (inclusive).	The main line of the B., B. & C. I. Railway.
The Rajpipra State Railway.	3. Nandurbar (single line broad gauge).	3	156½ ..	Kankarshadi (exclusive) to Amalner (exclusive).	The Tapti Valley Railway.
The Amalner-Godhra branch of the B., B. & C. I. Railway.	4. Branch (double line broad gauge and metre gauge).	6	117½ ..	Naysari (exclusive) to Miyacum (inclusive) with Rajpipra State Railway (metre gauge) (Ankleshwar to Nanded).	The main line of the B., B. & C. I. Railway and the Rajpipra State Railway.
The section of the Godhra-Ratlam-Nagda Railway, from Godhra to the western end of the bridge over the Amravati.					

¹ See now the Code of Criminal Procedure, 1898 (Act V of 1898). Printed General Acts, Vol. V, Ed. 1909, p. 14.

Police stations on the Bombay, Baroda and Central India Railway—contd.

Railway District.	Names of police stations.	Number of out-posts under each police station.	Area of length of line under each police station.	Lines of each police station.	Section of line under each police station.
1	2	3	4	5	6
The A'nand-Tarápur Railway.	5. A'nand (double and single line broad gauge).	5	105 miles.	Miyagam (exclusive) to A'nand (inclusive) with A'nand to Cambay and A'nand to Sewalia (inclusive).	The main line of the B., B. & C. I. Railway, the A'nand-Tarápur Railway, the Tarapur-Cambay Railway and the A'nand-Godhra branch.
The Tarapur-Cambay Railway.	6. Godhra (broad gauge).	3	117½ "	Baroda (exclusive) to Anas (inclusive) with Sewalia (exclusive) to Godhra.	The A'nand Godhra branch, the section of the Godhra-Batl.-Nagd Railway, from Godhra to the western end of the bridge over the Anas river and the Baroda-Godhra Chord.
The Ahmedabad-Dholka Railway.	7. Ahmedabad (broad gauge double track).	2	79½ "	A'nand (exclusive) to Virangam (exclusive).	The main line of the B., B. & C. I. Railway.
The Virangam-Kharaghoda branch of the B., B. & C. I. Railway.	8. Virangam (broad gauge and metre gauge).	3	102½ "	M-hans (exclusive) to Wadhwan (inclusive) Virangam Station included, and Virangam-Kharaghoda branch.	The main line of the B., B. & C. I. Railway, the Virangam-Wadhwan branch, the Virangam-Kharaghoda branch and the Mehsana-Virangam section of the Gaskwar's Mehsana Railway.
The Mehsana-Virangam section of the Gaskwar's Mehsana Railway.	9. Asarwa (metre gauge).	4	121½ "	Dholka to Ahmedabad (exclusive) and Ahmedabad exclusive to Khed Brahma.	The Ahmedabad-Prantij Railway, including the Idar Road-Brahma Khed extension and the Ahmedabad-Dholka Railway.
The Virangam-Wadhwan branch of the B., B. & C. I. Railway.	10. Mehsana (metre gauge).	6	121½ "	Ahmedabad (exclusive) to Roho with Talanpur-Deesa branch.	The main line of the Rajputana-Malwa Railway from Sabarmati to the Rajputana Frontier near Roho and the Palanpur-Deesa Railway.
The main line of the Rajputana-Malwa Railway, from Sabarmati to the Rajputana Frontier near Roho.					
The Palanpur-Deesa Railway.					

[Bombay Government Gazette, 1912, Pt. I, page 1670.]

No. 6185, dated the 14th December 1883—The Right Honourable the

Location, and definition of limits of police stations on the Bhavnagar Railway and the Dhasa-Dhoraji section of the Gondal-Porbandar Railway.

Governor in Council is pleased to declare that the following Police Posts on the Bhavnagar-Gondal Railway line shall be Police Posts within the meaning of section 4, clause (1) of Act X of 1882¹ :—

No.	Name of Police Station.	Local area to be included in Police Station.
1	Ranpur	From (chainage 64.93) inclusive of the line of Railway including all stations on the main line to the distant signal semaphore of the Bhavnagar-Gondal Railway and Wadhwan station.
2	Lathi	From branch line distant signal semaphore of Dholajunction station, including all stations on the branch line, to the Dhoraji station, inclusive.

[Bombay Government Gazette, 1883, Pt. I, p. 1001.]

¹ See now the Code of Criminal Procedure, 1898 (Act V of 1898). Printed General Acts, Vol. V, Ed. 1909, p. 14.

No. 8029, dated the 7th November 1912.—In supersession of all previous notifications on the subject, the Governor in Council is pleased to declare the following to be police stations under clause (a) of section 4 of the Criminal Procedure Code, 1898, in the general police district embracing the lands for the

Government of India, Home Department, notification No. 921, dated the 10th July 1908, as amended by the like notification No. 1466, dated the 7th November 1912.

time being occupied by the G. I. P. and M. and S. M. and other branch railway lines traversing the Bombay Presidency as specified in the marginally-noted notifications of the

Government of India. Each police station shall include the areas and sections of the lines specified against its name:—

Railway District.	Names of police stations.	Number of out-posts under each police station.	Area of length of line under each police station.	Limits of each police station.	Section of line under each police station.
1	2	3	4	5	6
<i>Police stations on the G. I. P. Railway.</i>					
The main line of the G. I. P. Railway from Bombay to the frontier of the Central Provinces.	1. Bombay	7	26 miles	From Victoria Terminus to Thána (inclusive), Colába and the Bombay Harbour Branch of the G. I. P. Railway from Tank Bunder to Kuria.	The main line of the G. I. P. Railway from Bombay to the frontier of the Central Provinces. The Bombay Harbour Branch of the G. I. P. Railway.
The line from Kalyán to the frontier of Hyderabad near Dudhni.	2. Kalyán	3	106 "	From Thána (exclusive) to Bore Ghat reversing and catch siding No. 3 on the Thul Ghat reversing with Khopoli Branch—from Khopoli to Palasdhari.	The line from Kalyán to the frontier of Hyderabad near Dudhni. The main line of the G. I. P. Railway from Bombay to the frontier of the Central Provinces. The Khopoli Branch from Palasdhári to Khopoli.
The line from Dhond to Manmád.	3. Igatpuri	3	80 "	From catch siding No. 2 on the Thul Ghat (mileage 81½) to Manmád (exclusive).	The main line of the G. I. P. Railway from Bombay to the frontier of the Central Provinces.
The Cháligauon-Dhulia Branch.	4. Cháligauon.	3	122 "	From Manmád (inclusive) to Mhasvad (exclusive) with Cháligauon-Dhulia Branch.	Do. do. The Cháligauon-Dhulia Branch.
The section of the Nagpur Branch from Bhusaval to the frontier of Berar. The Khopoli Branch from Palasdhári to Khopoli.	5. Bhusaval	3	110 "	From Mhasvad (inclusive) to the frontier of the Central Provinces, mileage 305, and Bhusaval to the frontier of Berar, mileage 300, on the Nagpur Branch with the Jalgaon-Amalner Branch, Amalner Station inclusive.	The main line of the G. I. P. Railway from Bombay to the frontier of the Central Provinces. The section of the Nagpur Branch from Bhusaval to the frontier of Berar. The Amalner-Jalgaon Branch.
The Barsi Light Railway	6. Ahmednagar.	3	146 "	From Dhond (exclusive) to Manmád (exclusive).	The line from Dhond to Manmád.
The Bombay Harbour Branch of the G. I. P. Railway.	7. Poona	3	111 "	From Bore Ghat reversing to Laxal (exclusive).	The line from Kalyán to the frontier of Hyderabad near Dudhni.
	8. Barsi Road.	6	100 "	From Dixal (inclusive) to Barsi Road (inclusive) with Barsi Light Railway from Pandharpur to Latur. (This includes Barsi Road to Pandharpur, Barsi Road to Barsi Town, Barsi Town to Tadval and Tadval to Latur.)	The line from Kalyán to the frontier of Hyderabad near Dudhni. The Barsi Light Railway.
	9. Sholapur	3	80 "	From Barsi Road (exclusive) to Dudhni (inclusive), mileage 324.	The line from Kalyán to the frontier of Hyderabad near Dudhni.

Railway District.	Names of police stations.	Number of out-posts under each police station.	Area of length of line under each police station.	Limits of each police station.	Section of line under each police station.
1	2	3	4	5	6
<i>Police Stations on the M. and S. M. Railway.</i>					
The main line of the M. and S. M. Railway from the Portuguese frontier near Castle Rock to the Tungabhadra river.	1. Koregaon	5	113½ miles	From Poona level-crossing gate No. 67 to Karad south distant signal.	The West Deccan line or Poona Branch from Londa to Poona.
The West Deccan line or Poona Branch from Londa to Poona.	2. Miraj	3	121½ "	From Karad south distant signal to Chikodi south distant signal. Miraj to Kolhapur and Miraj to Sangli.	Do. do. Kolhapur Railway. The Sangli Branch Railway.
The East Deccan line or Bijapur Branch from Gadag to Hotgi.					
The Harihar Branch from Hubli to the frontier of Mysore near Harihar. The Kolhapur Railway.	3. Belgaum	4	117½ "	From Chikodi south distant signal to Taver-gatti, mile 39-13, and Londa to the Portuguese frontier.	The west Deccan line or Poona Branch from Londa to Poona. The main line of the M. and S. M. Railway from the Portuguese frontier near Castle Rock to the Tungabhadra river.
The Sangli Branch Railway.	4. Hubli	3	116½ "	From Alnawar, mile 39-13, to Harihar, Mysore frontier, mileage 80-24.	The main line of the M. and S. M. Railway from the Portuguese frontier near Castle Rock to the Tungabhadra river. The Harihar Branch from Hubli to the frontier of Mysore near Harihar.
	5. Gadag		116½ "	From Hubli east distant signal to mile 161-2, Madras frontier, and Gadag to Alur (Mal-prabha bridge, mile 30-15).	The main line of the M. and S. M. Railway from the Portuguese frontier near Castle Rock to the Tungabhadra river. The East Deccan line or Bijapur Branch from Gadag to Hotgi.
	6. Bijapur.		149½ "	From Malprabha bridge (mileage 30-15) to Hotgi south distant signal.	The East Deccan line or Bijapur Branch from Gadag to Hotgi.

Indian Railway Board Act, 1905.

[Bombay Government Gazette, 1912, Pt. I, p. 2006.]

See also

No. 801. Dated the 21st March 1905

No. 53.

Page 146.—After the entries relating to the Indian Railway Board Act 1905, insert the following:—

Foreigners Ordinance, 1914. Delegation of powers to civil and military authorities.

No. 1667-I.B, dated the 28th August 1914.

Printed in Appendix XX.

Indian Registration Act, 1908.
Formation of districts and sub-districts, and appointment of Inspector-General, Registrars and Sub-Registrars.

No. 6148-A (Poll.), dated the 24th October 1914.—With reference to sections 3, 5, 6 and 7 of the Indian Registration Act, 1908 (XVI of 1908), as applied to the lands lying within the Baroda and Palanpur States occupied by the Palanpur-Deesa, Rajputana-Malwa and Sabarmati-Roho Railways under the notification of the Government of India in the Foreign Department, No 779-I.B,¹ dated the 9th April 1913, the Governor in Council is pleased to declare as follows :—

- (1) All the powers and duties conferred and imposed by the Act upon the Inspector-General of Registration shall be exercised and performed within the said lands by the Inspector-General of Registration of the Bombay Presidency.
- (2) For the purposes of this Act the said lands shall form a district and also a sub-district.
- (3) The Political Agent, Palanpur, for the time being, shall be the Registrar, and the Assistant Political Agent, Palanpur, for the time being, the Sub-Registrar of the said district and sub-district, respectively.
- (4) The office of the Political Agent, Palanpur, for the time being, shall be the office of the Registrar, and the office of the Assistant Political Agent, Palanpur, for the time being, that of the Sub-Registrar.

(Bombay Government Gazette, 1914, Part I, p. 2598.)

No. 7130-A (Poll.), dated the 9th December 1914.—With reference to sections 3, 5, 6 and 7 of the Indian Registration Act, 1908 (XVI of 1908), as applied to the lands lying within the Kolhapur, Miraj (Senior), and Sangli States occupied by the Kolhapur and Sangli State Railways under the notification of the Government of India in the Foreign Department, No. 779-I.B,¹ dated the 9th April 1913, the Governor in Council is pleased to declare as follows :—

- (1) All the powers and duties conferred and imposed by the Act upon the Inspector-General of Registration shall be exercised and performed within the said lands by the Inspector-General of Registration of the Bombay Presidency.
- (2) For the purposes of this Act the said lands shall form a district and also a sub-district.
- (3) The Resident, Kolhapur, and Political Agent, Southern Maratha Country States, for the time being, shall be the Registrar, and the Assistant Resident, Kolhapur, for the time being, the Sub-Registrar of the said district and sub-district, respectively.
- (4) The office of the Resident, Kolhapur, and Political Agent, Southern Maratha Country States, for the time being, shall be the office of the Registrar, and the office of the Assistant Resident, Kolhapur, for the time being, that of the Sub-Registrar.

(Bombay Government Gazette, 1914, Part I, p. 3007.)

Ordinance, 1914.
Delegation of powers to civil and military authorities.

No. 1667-I.B, dated the 28th August 1914.

Printed in Appendix XX.

No. 54.

Page 146.—After notification No. 392-I.B, dated the 17th March 1914, [see *Addendum No. 13*], insert the following:—

No. 315-D., dated the 19th November 1914.—In exercise of the powers conferred by section 9, clause (a), of the Indian Stamp Act, 1899 (II of 1899), as applied to railway lands in States in the political control of the Government of Bombay (hereinafter referred to as the said areas) over which jurisdiction has been ceded to the British Government, the Governor General in Council is pleased to reduce, to the extent mentioned in each case, the duties chargeable under the said Act, as so applied, in respect of the instruments hereinafter described under Nos. 3, 4, 10, 32, 42, 43 and 47, and to remit the duties so chargeable in respect of instruments of the other classes hereinafter described.

Reduction and remission of duties on railway lands in Native States in the Bombay Presidency.

A.—LAND REVENUE.

General.

1. Lease or counterpart thereof executed at the time of settlement made directly by the Government with the existing occupant of land, whether a zamindar or a tenant, and whether self-cultivating or not :

.. Provided that no fine or premium is paid in consideration of the lease.

2. Agreement of the kind described in the Dekkhan Agriculturists' Relief Act, 1879 (XVII of 1879), section 43.

3. Promissory note payable on demand to a certain person, and not to order or bearer, when such note is executed by an agriculturist, and is attested at the time of execution by a Village Registrar, under section 57 of the Dekkhan Agriculturists' Relief Act, 1879 (XVII of 1879). Duty reduced to one anna.

4. Promissory note payable otherwise than on demand, and not payable at more than one year after date or sight, to a certain person, and not to order or bearer, when such note is executed by an agriculturist, and is attested at the time of execution by a Village Registrar, under section 57 of the Dekkhan Agriculturists' Relief Act, 1879 (XVII of 1879). Duty reduced to the amount chargeable under Article No. 13 (b) of Schedule I of the Stamp Act, 1899, on a bill of exchange for the same amount.

5. Instrument executed for the purpose of securing the repayment of a loan made, or to be made, under the Land Improvement Loans Act, 1883 (XIX of 1883), or the Agriculturists' Loans Act, 1884 (XII of 1884), including an instrument whereby a landlord binds himself to consent to the transfer, in the event of default in such repayment, of any land, or interest in land, on the security of which any such loan is made to his tenant.

6. Receipt given by a person for advances exceeding Rs. 20 received by him from the Government under the Agriculturists' Loans Act, 1884 (XII of 1884).

7. Agreement respecting the occupancy of land, whether surveyed or not and the payment of the land revenue therefor, executed under the Bombay Land Revenue Code, 1879 (Bombay Act V of 1879), or any rules made under that Act.

9. Lease granted by the Government under rules made under the Indian Forest Act, 1878 (VII of 1878), section 31, or purporting to be so granted, of land situated in a protected forest in any of the following villages in the Akola Taluka of the district of Ahmednagar in the Presidency of Bombay, namely:—Ambit, Ghatghar, Kumshed, Lohali, Kotul, Pachnai, Panjare, Samrad, Shinganwadi and Uddavne.

10. Agreement or memorandum of an agreement whereby the owner or occupier of land in a village in the said areas agrees to relinquish his rights therein to the Government, and to accept rights in other land in exchange for the rights so relinquished. Duty reduced to four annas.

11. Instrument executed by an Inamdar in the said areas whereby he undertakes to suspend or remit rent due from a tenant or tenants in consideration of a suspension or remission granted by the Government in respect of his own *judi* or quit rent.

B.—FOREST DEPARTMENT.

12. Agreement and security bond required to be executed under the rules to regulate the training and appointments in the Subordinate Forest Service, by a student and his surety previous to his entry into the Imperial Forest School, Dehra Dun, or the Burma Forest School, Tharrawaddy, or the Madras Forest College, Coimbatore.

13. Instrument in the nature of a conveyance by the Government of standing trees in a Government forest.

C.—MEDICAL DEPARTMENT.

14. Security bond taken under the authority of the Government from a medical student of the Apothecary, Assistant Surgeon, or Hospital Assistant class, and his surety, or from the surety of such a student.

D.—POST OFFICE AND TELEGRAPH DEPARTMENT.

15. Letter which a person depositing money in a Post Office Savings Bank, as security to the Government or a local authority for the due execution of an office or for the fulfilment of a contract or for any other purpose, is required to address to the Postmaster in charge of the Post Office Savings Bank agreeing to special conditions with respect to the application and withdrawal of the money deposited and the payment of interest accruing due thereon.

16. Receipt given by, or on behalf of, a depositor in a Post Office Savings Bank for a sum of money withdrawn from any such Bank.

17. Receipt endorsed by the payee on a Postal Money Order.

18. Receipt given by the addressee for a deposit exceeding twenty rupees, made for the payment of a reply to a telegraphic message.

(Bombay Government Gazette, 1914, Part I, F
... the 28th August 1914.

E.—RAILWAYS AND INLAND STEAMER COMPANIES.

19. Agreement made with a Railway Company or Administration or an Inland Steamer Company for the conveyance of goods.

20. Agreement or indemnity bond given to a Railway authority or an Inland Steamer Company by a passenger permitted to travel without payment of fare, indemnifying such authority or Company from any claim for damages in case of accident or injury.

21. Agreement or indemnity bond given to a Railway authority or an Inland Steamer Company by a consignee (when the Railway receipt or bill of lading is not produced) in respect of the delivery of articles carried at half parcels rates or at goods rates, namely, fresh fish, fruits, vegetables, bazar baskets, bread, meat, ice, and other perishable articles.

22. Agreement made with a Railway Company or Administration which purports to limit the responsibility of the Company or Administration as declared by the Indian Railways Act, 1890 (IX of 1890), section 72, sub-section (1), and is in a form approved by the Governor General in Council under sub-section (2) of that section.

23. Receipt or bill of lading issued by a Railway Company or Administration or an Inland Steamer Company for the fare for the conveyance of passengers or goods or both, or animals, or given to such Company or Administration or Inland Steamer Company for the refund of an overcharge made in respect of such fare.

24. Receipt given by, or on behalf of, a depositor in State Railway Provident Institution or in the East Indian Railway Savings Bank for a sum of money withdrawn from such Institution or Bank.

25. Debenture bond of the loan of Rs. 20,00,000 raised by the Government of His Highness the Maharaja of Mysore for the construction of a line of railway from Bangalore to Tiptoor, where the said bond is negotiated in the said areas.

F.—GOVERNMENT OFFICERS AND CONTRACTORS.

26. Agreement paper passed by a contractor of the Supply and Transport Corps where his security deposit is transferred to a Post Office Savings Bank.

27. Instrument in the nature of a memorandum or agreement furnished to, or made or entered into with, a Supply and Transport Officer by a contractor.

28. Agreement or declaration by which a tender made to a Supply and Transport Officer is accepted as a contract, where the deposit of the contractor as security for his contract is made in Government of India Promissory Notes or in cash.

29. Instrument in the nature of a memorandum agreement or security bond furnished to, or made or entered into with, the Ordnance Department, the Army Clothing Department, the Forest Department, or the Public Works or State Railway Department by a contractor for the due performance of his contracts.

30. Mortgage deed executed by an officer of Government in Civil or Military employ for securing the repayment of an advance received by him

from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

31. Instrument of reconveyance of mortgaged property executed by Government in favour of an officer in Civil or Military employ on the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

32. Agreement which has been or may be entered into in compliance with the rules prescribed by the Resolution of the Government of India in the Finance Department (Military Finance), No. 2195-Accts., dated the 25th October 1907, regulating the deposits of regimental funds with private banks or firms or such other rules for that purpose as may hereafter be in force. Duty reduced to the amount payable in respect of a bond for like amount or value or to Rs. 5, whichever shall be less.

G.—OTHER DOCUMENTS.

33. Receipt given for payment of interest on Government of India Promissory Notes.

34. Letter of authority or power-of-attorney executed for the sole purpose of authorising one or more of the joint-holders of a Government security to give on behalf of the other or others of them, or any one or more of them, a discharge for interest payable on such security or on any renewal security issued in lieu thereof.

35. Power-of-attorney furnished to a relative, servant or dependent under the Dekkhan Agriculturists' Relief Act, 1879 (XVII of 1879), section 68.

36. Copy of an instrument which a Village Registrar has to deliver to a party under the Dekkhan Agriculturists' Relief Act, 1879 (XVII of 1879), section 58.

37. Agreement executed under the Indian Emigration Act, 1908 (XVII of 1908), section 31, sub-section (1).

38. Arrangement entered into under the Indian Income Tax Act, 1886 (II of 1886), section 9, sub-section (2).

39. Sanad of jagir or other instrument conveying land granted to an individual by the Government otherwise than for a pecuniary consideration.

40. Instrument of exchange executed by a private person where land is given by him for public purposes in exchange for other land granted to him by the Government.

41. Transfer by endorsement of a mortgage of rates and taxes authorised by any Act for the time being in force within the said areas.

42. Trust deed entered into in compliance with the rules for the time being in force within the said areas regulating grants-in-aid made by the Government for building purposes to schools and colleges in those areas. Duty reduced to the amount payable in respect of a bond for like amount or value, or to Rs. 15, whichever shall be less.

43. Agreement executed for service or for performance of work in any estate not less than ten acres in extent, whether held by one person, or by more persons than one as co-owners, and whether in one or more blocks, and situated in British India or in Mysore which is being prepared for the production of, or actually produces, tea, coffee, rubber, pepper, cardamom or

vinchona, where the advance given under such agreement does not exceed fifty rupees. Duty reduced to one anna.

44. Apprenticeship-deed whereby a person is bound apprentice to the Superintendent of Government Printing, India, to learn the business of a distributor or of a compositor.

45. Instrument of transfer of shares registered in a branch register in the United Kingdom under the provisions of sections 41 and 42 of the Indian Companies Act, 1913 (VII of 1913), which has paid the stamp duty leviable thereon in accordance with the law for the time being in force in the United Kingdom.

46. Receipt given by a gangman on a famine relief work in the said areas in respect of sums exceeding Rs. 20 paid to him on account of the wages of relief workers.

47. Instrument evidencing an agreement relating to the hypothecation of moveable property where such hypothecation has been made by way of security for the repayment of money advanced or to be advanced by way of loan, or of an existing or future debt. Duty reduced to the amount chargeable on a bill of exchange under Article No. 13 (b) of Schedule I of the Stamp Act, 1899, for the amount secured, if such loan or debt is repayable on demand or more than three months from the date of the instrument; and to half that amount, if such loan or debt is repayable not more than three months from the date of the instrument.

48. Instrument executed in British India or in the areas mentioned in the schedule hereto attached in respect of which the stamp duty with which it is chargeable under the stamp law for the time being in force in British India or the said areas has been paid in accordance with the said law.

Schedule.

1. Agency territories in Baluchistan.
2. Abu and Apadra including the road leading from the Abu sanitoriam to Abu Road Railway Station and to the Barar at Kharari.
3. The Cantonments of Mhow, Neemuch, Nowgong (including the Civil lines) and Schore, in the Central India Agency, and of Baroda and Deesa.
4. The Indore Residency Bazars.
5. Railway lands within the limits of the Central India and Rajputana Agencies over which the Governor General in Council exercises jurisdiction.
6. The areas in the Hyderabad State in which the Governor General in Council exercises jurisdiction through the Resident at Hyderabad.
7. Berar.
8. The Civil and Military Station of Bangalore.
9. Railway lands in the Mysore State over which the Governor General in Council exercises jurisdiction.
10. Railway lands in the Baroda State, over which jurisdiction has been ceded to the British Government and to which the provisions of the Indian Stamp Act, 1899, have been applied.
11. Railway lands in Jammu and Kashmir and in States in the Punjab over which the Governor General in Council exercises jurisdiction.

Orders under Local Laws.

Kathiawar Agency.
Police Law, 1896.

No. 80, dated the 20th November 1900.—Section 52 of the Kathiawar Agency Police Law, 1896, is hereby extended to the following Railway Stations on the Railway line :—

- | | |
|----------------------------|-----------------------------------|
| 1. Rajkot Junction. | 10. Dhoraji. |
| 2. Rajkot (Morvi Railway). | 11. Wadhwan City. |
| 3. Bhavnagar Terminus. | 12. Limbdi. |
| 4. Junagarh. | 13. Jetpur. |
| 5. Dhrangadhra. | 14. Chital. |
| 6. Veraval. | 15. Ranpur. |
| 7. Jamnagar. | 16. Songadh. |
| 8. Porbandar. | 17. Sihor. |
| 9. Gondal. | 18. Wadhwan Camp (Morvi Railway). |

[*Kathiawar Gazette.*]

No. 42, dated the 6th August 1907.—Section 52 of the Kathiawar Agency Police Law, 1896, is hereby extended to the following stations on the Bhavnagar-Gondal-Junagarh-Porbandar Railway Line :—

Ditto.

1. Dhola Junction Station.
2. Jetalsar Junction Station.

[*Kathiawar Gazette.*]

Page 116.—Before insert the following :—

No. 392-I. B., dated the 17th March 1914.—In exercise of the powers conferred by Section 9, clause (a), of the Indian Stamp Act, 1899 (II of

Indian Stamp Act,
1899.
Reduction and
remission of duties
on railway lands in
the Baroda State.

1899), as applied to the Railway lands in the Baroda State over which the Governor General in Council exercises jurisdiction (hereinafter referred to as the said areas), the Governor General in Council is pleased to reduce to the extent set forth in each case, the duties chargeable under the said Act, as so applied in respect of the instruments hereinafter described under Nos. 21 and 29 and to remit the duties so chargeable in respect of instruments of the other classes hereinafter described.

A.—Land Revenue.

1. Lease or counterpart thereof executed at the time of settlement made directly by the Government with the existing occupant of land, whether a Zamindar or a tenant and whether self-cultivating or not :

Provided that no fine or premium is paid in consideration of the lease.

B.—Forest Department.

2. Agreement and security bond required to be executed, under the rules to regulate the training and appointments in the Subordinate Forest Service, by a student and his surety previous to his entry into the Imperial Forest School, Dehra Dun, or the Burma Forest School, Tharrawady [or the Madras Forest College, Coimbatore]¹.

C.—Medical Department.

3. Security bond taken under the authority of the Government from a Medical student of the Apothecary, Assistant Surgeon or Sub-Assistant Surgeon class, and his surety, or from the surety of such a student.

D.—Post Office and Telegraph Department.

4. Letter which a person depositing money in a Post Office Savings Bank, as security to the Government or a local authority for the due execution of an office or for the fulfilment of a contract or for any other purpose, is required to address to the Postmaster in charge of the Post Office Savings Bank agreeing to special conditions with respect to the application and withdrawal of the money deposited and the payment of interest accruing due thereon.

5. Receipt given by, or on behalf of, a depositor in a Post Office Savings Bank for a sum of money withdrawn from any such Bank.

6. Receipt endorsed by the payee on a Postal Money Order.

7. Receipt given by the addressee for a deposit exceeding twenty rupees made for the payment of a reply to a telegraphic message.

E.—Railways and Inland Steamer Companies.

8. Agreement made with a Railway Company or Administration or an Inland Steamer Company for the conveyance of goods.

9. Agreement or indemnity bond given to a Railway authority or an Inland Steamer Company by a passenger permitted to travel without payment of fare indemnifying such authority or Company from any claim for

10. Agreement or indemnity bond given to a Railway authority or an Inland Steamer Company by a consignee (when the Railway receipt or bill of lading is not produced) in respect of the delivery of articles carried at half parcels rates or at goods rates, namely, fresh fish, fruits, vegetables, bazar baskets, bread, meat, ice and other perishable articles.

11. Agreement made with a Railway Company or Administration which purports to limit the responsibility of the Company or Administration as declared by the Indian Railways Act, 1890 (IX of 1890), Section 72, sub-section (1), and is in a form approved by the Governor-General in Council under Sub-Section (2) of that section.

12. Receipt or bill of lading issued by a Railway Company or Administration or an Inland Steamer Company for the fare for the conveyance of passengers or goods, or both, or animals, or given to such Company or Administration or Inland Steamer Company for the refund of an overcharge made in respect of such fare.

13. Receipt given by, or on behalf of, a depositor in State Railway Provident Institution or in the East Indian Railway Savings Banks for a sum of money withdrawn from any such Institution or Bank.

14. Debenture bond of the loan of Rs. 20,00,000 raised by the Government of His Highness the Maharaja of Mysore for the construction of a line of railway from Bangalore to Tiptoor, where the said bond is negotiated in the said areas.

F.—Government Officers and Contractors.

15. Agreement paper passed by a contractor of the Supply and Transport Corps where his security deposit is transferred to a Post Office Savings Bank.

16. Instrument in the nature of a Memorandum or agreement furnished to, or made or entered into with, a Supply and Transport Officer by a contractor.

17. Agreement or declaration by which a tender made to a Supply and Transport Officer is accepted as a contract, where the deposit of the contractor as security for his contract is made in Government of India Promissory Notes or in cash.

18. Instrument in the nature of a Memorandum or agreement furnished to, or made or entered into with, the Ordnance Department, the Army Clothing Department, the Forest Department, or the Public Works or State Railway Department, by a contractor for the due performance of his contracts.

19. Mortgage deed executed by an Officer of Government in Civil or Military employ for securing the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

20. Instrument of reconveyance of mortgaged property executed by Government in favour of an Officer in Civil or Military employ on the repayment of an advance received by him from the Government for the purpose of constructing or purchasing a dwelling house for his own use.

21. Agreement which has been or may be entered into in compliance with the rules prescribed by the Resolution of the Government of India in

the Finance Department (Military Finance) No. 2195-Accts., dated the 25th October 1907, regulating the deposits of regimental funds with private banks or firms or such other rules for that purpose as may hereafter be in force. Duty reduced to the amount payable in respect of a bond for like amount or value or to Rs. 5 whichever shall be less.

G.—Other Documents.

22. Bill of exchange drawn in Mysore on which the full rate of stamp duty has been paid there, where the same is negotiated in the said areas.

23. Cheque drawn in Mysore on which the full rate of stamp duty has been paid there, where the same is negotiated in the said areas.

24. Receipt given for payment of interest on Government of India Promissory Notes.

25. Letter of authority or power-of-attorney executed for the sole purpose of authorizing one or more of the joint-holders of a Government security to give on behalf of the other or others of them, or any one or more of them, a discharge for interest payable on such security or on any renewed security issued in lieu thereof.

26. Sanad of Jagir or other instrument conveying land granted to an individual by the Government, otherwise than for a pecuniary consideration.

27. Instrument of exchange executed by a private person where land is given by him for public purposes in exchange for other land granted to him by the Government.

28. Transfer by endorsement of a mortgage of rates and taxes authorized by any Act for the time being in force in the said areas.

29. Instrument evidencing an agreement relating to the hypothecation of moveable property where such hypothecation has been made by way of security for the repayment of money advanced or to be advanced by way of loan, or of an existing or future debt. Duty reduced to the amount chargeable on a bill of exchange under Article No. 13 (b) of Schedule 1 of the Stamp Act, 1899, for the amount secured, if such loan or debt is repayable on demand or more than three months from the date of the instrument; and to half that amount, if such loan or debit is repayable not more than three months from the date of the instrument.

30. Instrument executed in British India or the areas mentioned in the schedule hereto attached in respect of which the stamp duty with which it is chargeable under the stamp law for the time being in force in British India or the said areas has been paid in accordance with the said law.

Schedule.

AREAS.

1. Agency territories in Baluchistan.
2. Abu and Anadra including the road leading from the Abu Sanitarium to Abu Road Railway Station and to the Bazar at Kharari.
3. The Cantonments of Mhow, Neemuch, Nowgong (including the Civil Lines) and Schore in the Central India Agency, and of Baroda and Deesa.
4. The Indore Residency Bazars,

5. Railway lands within the limits of the Central India and Rajputana Agencies over which the Governor General in Council exercises jurisdiction.

6. The areas in the Hyderabad State in which the Governor General in Council exercises jurisdiction through the Resident at Hyderabad.

7. Berar.

8. The Civil and Military Station of Bangalore.

9. Railway lands in the Mysore State over which the Governor General in Council exercises jurisdiction.

10. Railway lands in States in the political control of the Government of Bombay, over which jurisdiction has been ceded to the British Government and to which the provisions of the Indian Stamp Act, 1899, have been applied.

11. Railway lands in Jammu and Kashmir and in States in the Punjab over which the Governor General in Council exercises jurisdiction.

(*Gazette of India*, 1914, Pt. I, p. 779.)

[]¹ *Added by Notification No. 528-I. B., dated the 7th April 1914.*

(*Gazette of India*, 1914, P. I, p. 849.)

BY THE SECRETARY TO THE GOVERNMENT OF INDIA

[*Kathiawar Gazette.*]

Orders under Local Laws.

Kathiawar Agency.
Police Law, 1896.

No. 80, dated the 20th November 1900.—Section 52 of the Kathiawar Agency Police Law, 1896, is hereby extended to the following Railway Stations on the Railway line :—

Extension of section
52 to certain
Railway Stations.

- | | |
|----------------------------|-----------------------------------|
| 1. Rajkot Junction. | 10. Dhoraji. |
| 2. Rajkot (Morvi Railway). | 11. Wadhwan City. |
| 3. Bhavnagar Terminus. | 12. Limbdi. |
| 4. Junagarh. | 13. Jetpur. |
| 5. Dhrangadhra. | 14. Chital. |
| 6. Veraval. | 15. Ranpur. |
| 7. Jamnagar. | 16. Songadh. |
| 8. Porbandar. | 17. Sihor. |
| 9. Gondal. | 18. Wadhwan Camp (Morvi Railway). |

[*Kathiawar Gazette.*]

No. 42, dated the 6th August 1907.—Section 52 of the Kathiawar Agency Police Law, 1896, is hereby extended to the following stations on the Bhavnagar-Gondal-Junagarh-Porbandar Railway Line :—

Ditto.

1. Dhola Junction Station.
2. Jetalsar Junction Station.

[*Kathiawar Gazette.*]

Page 149.—Insert the following as the first entry :—

No. 1443-I.B., dated the 14th August 1914.
No. 1103 D, dated the 26th February 1915.
No. 1444-I.B., dated the 14th August 1914. } Printed in Appendix XX.

No. 193-J., dated the 13th November 1878.—Printed *supra*, page 50.

Foreigners Act,
 1864.
 Period of application
 of section 5 and
 subsequent sections.
 Exemptions.
 transport or salt.

No. 22-J., dated the 14th February 1879.—Whereas His Highness the Maharaja of Jaipur, His Highness the Maharaja of Kisbargarh, His Highness the Maharaja of Bharatpur, His Highness the Maha Rao Raja of Alwar, His Highness the Raja of Nabha¹ and His Highness the Nawab of Pataudi have granted to the British Government full jurisdiction within those portions of land forming the Rajputana State Railway (including lands occupied as stations, out-buildings and for other purposes connected with the Railway) which lie within their respective territories.²

Powers under
 Act on the
 Rajputana State
 Railway.³

In exercise of such jurisdiction, and of the power conferred by section 31 of Act VIII of 1875 (the Indian Customs Act), the Governor General in Council is pleased to invest all Traffic Managers, Assistant Traffic Managers, Station Masters, Assistant Station Masters and Goods Clerks and also all Superintendents, Assistant Superintendents and Inspectors of Police on the said Rajputana State Railway, within the aforesaid portions of land, with all the powers of stoppage and seizure conferred on Customs officers under the said Act.

[*Gazette of India*, 1879, Pt. I, p. 111.]

Police Act, 1888.

No. 1153, dated the 31st December 1909.—Printed *supra*, page 130.

Inclusion of the
 Bhopal-Itarsi and
 Bhopal-Ujjain
 Railways, the
 Bhopal-Bina
 length of the
 Midland section of
 the Great Indian
 Peninsula Railway,
 and the Bina-Guna-
 Baran and Baran-
 Kotah Railways in a
 general police
 district with the
 Chief Commissioner
 of the Central
 Provinces as Local
 Government.

¹ In the Punjab.

² Now the Rajputana-Malwa Railway main line Ajmer-Delhi, Sambhar (Kuchaman) Branch and Agra (Bandikui) Branch.

Inclusion of the Midland section of the Great Indian Peninsula Railway in this Division,¹ except the length from Bhopal to Bina, in a general police district with the Lieutenant-Governor of the United Provinces as Local Government.

No. 447, dated the 6th March 1912.—Printed *supra*, page 133.

Inclusion of all other railway lands in this Division¹ in a general police district with the Agent to the Governor General in Rajputana as Local Government.

No. 2817-I.B., dated the 10th July 1908.—In exercise of the powers conferred by section 2, sub-sections (1) and (2), of the Police Act, 1888 (III of 1888), as in force in British India or as locally applied, the Governor General in Council is pleased—

- (a) to create a general police district embracing all the lands, situate within the United Provinces of Agra and Oudh, the Punjab, ³Ajmer-Merwara, the Rajputana and Central India Agencies, and the Native States referred to in the list appended hereto, which are, or may hereafter be, occupied by the Railways enumerated in that list, inclusive of all lands occupied by stations, by outbuildings and for other railway purposes ;
- (b) to direct the enrolment under the Police Act, 1861 (V of 1861), of a police force for service therein ; and
- (c) to appoint the Agent to the Governor General in Rajputana to discharge, with respect to the general police district and police force aforesaid, the functions of the Local Government under the Police Act, 1861 (V of 1861), the Code of Criminal Procedure, 1898 (Act V of 1898), and any other enactment relating to police for the time being in force in the lands above mentioned or in any part thereof.

List of Railways.

- (1) The main line of the Rajputana-Malwa Railway from the frontier of the Bombay Presidency near Roho to the west distance signal at Rewari Junction, including the lands lying within the

¹ According to the classification on p. 4, *supra*.

² Inserted by notification No. 1280-I. B., dated the 29th June 1909. *Gazette of India*, 1909, Pt. I, p. 525.

Native States of Sirohi, Jodhpur, Kishangarh, Jaipur, Alwar and ¹Nabha.

- (2) The Sambhar Branch of the Rajputana-Malwa Railway from Phulera to Kuchaman Road with the extension to Japog, including the lands lying within the Native States of Jaipur and Jodhpur.
- (3) The Rewari-Phulera Chord Railway from the south distance signal at Rewari Junction to Phulera, including the lands lying within the Native States of ¹Nabha, Alwar, ¹Patiala, Jaipur and Jodhpur.
- (4) The Agra Branch of the Rajputana-Malwa Railway from Bandikui to the west distance signal at Achner², including the lands lying within the Native States of Jaipur, Alwar and Bharatpur.
- ²(5) The Malwa Section of the Rajputana-Malwa Railway (including the Holkar State Railway) from Ajmer to the Narbada river³ (exclusive) near Mortakka with the branch from Fatehabad to the south distance signal at Ujjain, including the lands lying within the Native States of Mewar, Tonk, Gwalior, Dhar, Jaora, Ratlam, Sailana and Indore.

~~(6)~~ * * * * *

No. 14.

Page 151.—In the “List of Railways” appended to Notification No. 2817-I. B., dated the 10th July 1908 *re-number* entry No. (7) as (6) and for entry No. (8) *substitute* the following :—

“(7) The Nagda-Muttra Railway from Nagda to Muttra (exclusive) with the Bayana-Agra Branch from Bayana Railway Station to the distant signal to the south of Fatehpur Sikri Station, including the lands lying within the Native States of Gwalior, Dewas (Junior Branch), Dewas (Senior Branch) Jhalawar, Indore, Kotah, Bundi, Jaipur, Karauli and Bharatpur.”

(Notification No. 408 I.B., dated the 19th March 1914.)

(Gazette of India, 1914, Part I, p. 781.)

¹ Substituted by notification No. 1280-I. B., dated the 29th June 1908. *Gazette of India*, 1908, Pt. I, p. 525.

² Cancelled by notification No. 551-D., dated the 27th February 1913. *Gazette of India*, 1913, Pt. I, p. 160.

Indian Railways
Act, 1890.

- (a) Rules for working open lines of railway and lines under construction and regarding accidents.
- (b) Delegation of powers to the Agents to the Governor General.

No. 784-I.B., dated the 9th April 1913.—Printed in Appendix XVIII.

Magistrate to take action in regard to accidents on lines of the Bombay, Baroda and Central India Railway system in Central India.

No. 748-B.—6307, dated the 17th May 1907.—In exercise of the powers conferred by the notification¹ of the Government of India in the Foreign Department, No. 534-I.B., dated the 5th February 1907, the Agent to the Governor General in Central India hereby appoints the Superintendent of Police, Rajputana-Malwa Railway, being a Magistrate of the 1st class to be the Magistrate who shall take action² in regard to accidents occurring on those portions of the Rajputana-Malwa and other Railways which run through the Central India Agency and on which³ the said Superintendent⁴ exercises the powers of a Magistrate of the 1st class.

[*Gazette of India*, 1907, Pt. II, p. 818.]

Magistrate to take action in regard to accidents on lines of the Bombay, Baroda and Central India Railway system in Rajputana.

No. 2177, dated the 16th June 1911.—Printed *supra*, page 105.

Taxes payable to local authorities by Rajputana-Malwa Railway.

No. 221, dated the 21st August 1911.—In pursuance of section 135 of the Indian Railways Act, 1890 (IX of 1890), and in supersession of all previous notifications on the subject, the Governor General in Council is pleased to declare that the Administration of the Bombay, Baroda and Central India (including Rajputana-Malwa) Railway shall be liable to pay, in aid of the funds of the local authorities set out in the schedule hereto annexed, the taxes specified against each in the second column thereof.

¹ See now notification No. 784-I.B., dated the 9th April 1913. Printed in Appendix XVIII.

² Cf. Rules 16—21 published in notification No. 81, dated the 7th March 1902, as applied by notification quoted in footnote 1 *supra*.

³ *Viz.*, the Godhra-Ratlam-Nagda, the Nagda-Ujjain, the Rajputana-Malwa and the Nagda-Muttra Railways, cf. notification No. 961-I. B., dated the 10th February 1913, printed *supra*, p. 96.

⁴ This Superintendent has been replaced as Magistrate by the Railway Magistrate at Ajmer.

SCHEDULE.

Local Authorities.	Taxes.
1	2
Mhow Cantonment	Water Tax.

[*Gazette of India*, 1911, Pt. I, p. 691.]

No. 802, dated the 21th March 1905.—Printed in Appendix XVIII.

Authority to the Secretary to the Railway Board to sign documents.

No. 5041-I.C., dated the 20th December 1906.—Printed in Appendix XVI.

Epidemic Diseases Act, 1897.

Delegation of powers to the Agents to the Governor General.

Dated the 18th February 1897.—In exercise of the powers conferred on him by Foreign Department notifications ¹Nos. 443-I.A. and 444-I.A., dated the 4th February 1897, the Agent to the Governor General in Central India prescribes the following regulations for the inspection of persons travelling by railway in and through Central India, and the segregation in hospital, temporary accommodation or otherwise, of persons suspected by the inspecting officer of being infected with the plague or bubonic fever :—

¹Rules for railways in Central India.

1. Any medical officer or qualified medical practitioner may, at any railway station in the Central India Agency, compel any person or all the persons in any train stopping at such station to alight from that train and undergo such inspection of body or property as the said medical officer or the said qualified medical practitioner may consider necessary for determining whether the said person or persons travelling by train is or are suffering from or is or are likely to be infected with bubonic fever or plague.

2. If any such traveller is found to be so suffering, or if the aforesaid inspection shows that he is likely to be infected with bubonic fever, it shall be competent for the person making the inspection to direct the removal,

¹ These rules are applied from time to time to stations by separate notification as occasion requires.

Notification No. 443-I.A. is printed in Appendix XVI, together with notification No. 5041-I.C., dated the 20th December 1906, which has superseded notification No. 444-I.A.

segregation in hospital, temporary accommodation or otherwise, of any person so suffering or likely to be infected.

3. It shall be competent for the person making the said inspection, or for the person in medical charge of the place to which any such traveller is removed or in which he is segregated, to order the destruction by fire or otherwise of any of that traveller's property which he considers likely to spread infection of bubonic fever.

4. It is obligatory on every traveller referred to in any of the foregoing sections to answer all questions put to him by the person making such inspection or in medical charge of the traveller, and such traveller is bound to answer any such question fully and truthfully to the best of his information, knowledge and belief.

5. Any person taking action under any of the foregoing sections without authority from his official superior or from some officer of Government shall not be entitled to protection under section 4 of Act III of 1897, but such authority may be given by the Local Government indicated in Foreign Department notification¹ No. 443-I.A., dated 4th February 1897, subsequently to such action being taken.

6. Any action such as is contemplated in the first three sections of these regulations which may have been taken before these regulations come into force shall be held to have been taken under these regulations.

7. These regulations shall have effect from the time and date of their receipt in any place by any person authorised to act under them.

[*Gazette of India*, 1897, Pt. II, p. 220.]

No. 1783-G.—17.A.-IV, dated the 11th April 1902.—In exercise of the

powers conferred on him by the notifications of the Government of India cited in the margin, the Hon'ble the Agent to the Governor General in Rajputana and Chief Commissioner, Ajmer-Merwara, is pleased to prescribe, in supersession of all previous regulations and orders relating to the subject, the following Regulations under section 2; sub-sections 1 and 2 (b), of Act III of 1897, for the Districts of Ajmer

and Merwara, and for all lands occupied by Railways within the limits of Rajputana :—

PART I.

GENERAL ADMINISTRATION.

1. The general supervision of the arrangements for dealing with plague in the District of Ajmer-Merwara, and those connected with the observation

Rules (so far as Native States are concerned) for the Cantonment of Deoli and railways in Rajputana over which jurisdiction has been ceded.

1. Foreign Department notification No. 444-I. A., dated 4th February 1897.

2. Home Department notification No. 510, dated the 16th February 1897.

3. Home Department notification No. 834, dated the 6th March 1897.

¹ See footnote 2 on page 153, *supra*.

and examination of travellers by Railway in Rajputana, is in the hands of the Residency Surgeon and Chief Medical Officer in Rajputana, under the control of, and subject to report to, the Agent to the Governor General in Rajputana and Chief Commissioner, Ajmer-Merwara.

2. Under the direction of the Commissioner, the Assistant Commissioners, Ajmer and Merwara, and the Cantonment Magistrates, Nasirabad and Deoli, are generally responsible for the plague arrangements of their respective Districts and Cantonments.

An Assistant Commissioner or Cantonment Magistrate may, within the limits of his jurisdiction, issue such orders as may appear necessary ; provided that they do not conflict with the general principles of these rules, and that an immediate report is made to the head of the department concerned in any important case in which such order affects any officer not immediately subordinate to him.

3. Subject to the general control of the Commissioner, the Civil Surgeon of Ajmer, as Chief Health Officer of the District, is directly responsible for the conduct of plague arrangements. He is Inspecting Medical Officer in respect of the arrangements relating to travellers by railway within the limits of the district.

Within the limits of the Nasirabad and Deoli Cantonments the conduct of plague arrangements rests with the Staff Surgeon, Nasirabad, and the Agency Surgeon, Deoli, respectively.

4. The term " Medical Officer " in these rules means and includes—

- (a) the Civil Surgeon, Ajmer, the Staff Surgeon, Nasirabad, the Agency Surgeon, Deoli, the Assistant Surgeon, Beawar ;
- (b) a Plague Inspecting Medical Officer at a Railway Inspecting Station, who is a Medical Officer appointed for the examination of railway passengers and connected precautions against the importation of plague ;
- (c) any other person appointed by the Agent to the Governor General in Rajputana, and Chief Commissioner, Ajmer-Merwara, to be a Medical Officer for the purposes of these rules.

5. The term " Medical Assistant " includes all other medical practitioners in Government employ.

6. All the above officers are invested with powers to enforce the rules made by the Government of India and the Agent to the Governor General, Rajputana, and Chief Commissioner, Ajmer-Merwara, under the Epidemic Diseases Act, and to issue such orders in any particular case as may be necessary for the carrying out of these rules.

7. Every effort must be made to enlist the services of influential non-official representatives of the native community. It is not only in the actual carrying out of plague measures but in the discussion of what measures ought to be taken that their co-operation is required. Such discussion must, if the choice of members has been judicious, tend greatly to lessen the risk of popular misunderstanding. At the same time it affords an opportunity for explanation to the authorities of difficulties in the way of proposed action which might not otherwise be foreseen. When a particular line of action has once been adopted, it is most undesirable that there should be any hesitation in pursuing it, or any drawing back. The best means of avoiding such contingencies is to be found in the real and practical, not merely nominal, association of natives of ability and standing with the work of officials.

8. Any orders issued or action taken of special importance or general application by any person exercising authority under these rules shall be immediately reported to the Residency Surgeon and Chief Medical Officer in Rajputana, and the Agent to the Governor General in Rajputana, and Chief Commissioner, Ajmer-Merwara.

9. Any general orders issued by the Residency Surgeon and Chief Medical Officer in Rajputana to the Civil Surgeon of Ajmer in connection with plague operations shall be forwarded through the Commissioner, and a copy shall at the same time be sent to the Chief Commissioner.

10. All expenses incurred in carrying out these rules shall, in the first instance, be paid in the case of Ajmer-Merwara, if in a Municipality or Cantonment, from the Municipal or Cantonment Fund, otherwise from the District Fund or from any general allotment or special grant made for the purpose by the Government of India. In the case of railway lands in Native States, either by the Darbar concerned or from any special fund or allotment to which the amount may, by order, be made debitable.

PART II.

PRECAUTIONS AGAINST IMPORTATION OF PLAGUE BY RAILWAY.

11. The Inspection Stations at present established are—

Name.	For persons arriving from direction of
Ahmedabad	Bombay.
Ajmer	Bombay.
Bandikui	Agra and Delhi.
Bharatpur	Agra .
Abu Road	Bombay and Ajmer.
Marwar Junction	Bombay.
Alwar	Delhi.
Atru ¹	Guna. ¹

¹Inserted by notification No. 1157, dated the 27th March 1908. *Gazette of India*, 1908, Part II, page 502.

At each of these Inspecting Stations Plague Inspecting Medical Officers have been posted.

12. The Railway Surgeon and Chief Medical Officer in Rajputana will supply to all officers concerned a list of the areas which may from time to time be declared infected, and also notify all changes which may from time to time be made in such list.

13. Every train coming from the direction of any area which may be notified from time to time as infected for the purpose of this rule shall be detained at the abovenamed stations so long as may be necessary for the medical examination of the passengers. The railway authorities shall detain the train so long as the Medical Officer may consider necessary for the purpose. On the arrival of the train at these stations, no passenger shall alight from the train without the permission of a Railway Police or Medical Official.

14. Every passenger shall, on being requested to do so, by any Railway Police or Medical Official, alight from the train, and proceed for the purpose of medical inspection to any spot that may be indicated by such official.

15. A passenger shall not depart from the spot so indicated without the permission of the Medical Officer.

16. The examination of females shall be effected under the orders of the Medical Officer by women only.

17. If, on inspection, and after due observation, the Medical Officer is satisfied that a passenger is suffering from plague, the Medical Officer shall immediately remove such person to a temporary hospital established for the purpose, and shall arrange for the detention, dieting and medical treatment of such person therein, for so long as he (the Medical Officer) may consider necessary.

Passengers who have travelled in the same compartment as the patient shall be detained for observation in a segregation hut or tent (other than the observation shed provided under rule 18, or the hospital established under the first paragraph of this rule) until the Medical Officer considers it safe to allow them to proceed on their journey: provided that when plague is indigenous and well-established in a place it will no longer be necessary to enforce the detention of persons found travelling in the same railway carriage with persons suffering from plague, surveillance being substituted therefor. But such detention must not exceed a period of ten days.

18. Subject to any instructions issued by the Agent to the Governor General and Chief Commissioner, the Medical Officer has authority to detain any passenger who after a summary medical examination is found to be

suffering from any suspicious symptoms. The Medical Officer shall remove any person so detained to the observation shed erected in the vicinity of the railway station, and shall arrange for the detention, dieting and medical treatment of such person in the observation shed for so long as he (the Medical Officer) may consider necessary.

19. If, in any case, a person removed to a temporary hospital is accompanied by a companion or attendant, the Medical Officer shall require such companion or attendant to live in the immediate neighbourhood of the temporary hospital in a segregation hut or tent provided for the purpose, and to remain in such place until he receives permission from the Medical Officer to depart.

20. If a person is attacked with plague while so segregated, the Medical Officer shall remove such person to the temporary hospital, and shall keep under observation in a segregation hut, tent or other suitable structure for a period of ten days from the date of such removal, any companion or attendant who has been with such person.

21. Upon the death of the sick person the Medical Officer shall, for the ten days immediately following, detain under observation all persons who have been in attendance on him, in segregation huts, tents, or other suitable structures established for the purpose in the neighbourhood.

22. A person dealt with under the foregoing rules shall comply with any directions that may be given to him by the Medical Officer with regard to his removal to, and his detention and treatment in, an observation shed, temporary hospital, or place of segregation, and with respect to the disinfecting or burning of his personal effects, or with respect to the disposal of any corpse, or any other similar matters : he shall not depart from any such place of detention without the permission of the Medical Officer.

23. The luggage and clothing of passengers detained under rules 18 and 20 (travelling from areas in which the plague prevails) shall be disinfected in accordance with Annexure I; or, instead of articles being boiled, they may be steeped in a solution of perchloride of mercury and sun-dried.

24. Except as provided for above, the persons and personal effects of passengers are on no account to be disinfected, whether they come from an infected area or not.

25. In cases where it is considered necessary that the clothes or bedding, etc., of a traveller should be burnt, the Medical Officer may, if the person is poor or for other sufficient reason, arrange for providing other articles in their place at the expense of Government, or for payment of compensation

26. Persons other than those mentioned above, who alight from the train, and who come from an infected area, as denoted by their having punch-marked tickets, shall be brought under surveillance.

In Ajmer-Merwara their names and addresses will be recorded by the Railway Police and communicated to District Superintendent of Police and officer in charge of Police Station of the circle, who will arrange to have their health enquired into daily for ten days, reporting at once to the Commissioner and District Magistrate, and if in Cantonments, to the Cantonment Magistrate, the development of any suspicious symptoms.

Elsewhere, their names and addresses shall be ascertained, and they shall be ordered to report themselves daily for ten days to such officer as the Medical Officer under the instructions of the Residency Surgeon and Chief Medical Officer may direct. The officer will be furnished by the Medical Officer with a daily list of persons ordered to report themselves to him. He shall record in a register the daily attendance of such persons, and shall at once bring any case of failure to attend to the notice of the Resident or Political Agent concerned, who shall thereupon take necessary action to have the case promptly investigated.

27. Railway Police and Station Masters, at places where there is no Inspecting Officer, will watch trains and persons who alight, and in case of discovering cases of plague or dangerous symptoms amongst the passengers will allow them to proceed to the nearest station where there is a Medical Officer, and communicate with the latter by telegraph. Corpses discovered in the train or near the line should be at once removed and kept apart in a convenient place, until they have been inspected by a Medical Officer, who should be telegraphed for for that purpose, and who will arrange for the proper disposal of the body. In the case of a European or Muhammadan, the body shall be buried at least six feet deep; the place of burial, if not an authorized cemetery, should be well away from habitations and sources of water-supply. In the case of a Hindu, the body shall be completely and thoroughly burnt in an isolated locality in the presence of a responsible official.

28. Every case of suspected plague or of a death occurring in a case where the existence of plague was known or suspected, or of a corpse being found in a train, shall be telegraphed urgent and direct by the Medical Officer, Railway Police, or Station Master, to whose knowledge it comes, to the First Assistant to the Agent to the Governor General, and the Residency Surgeon and Chief Medical Officer, and also, in Ajmer-Merwara, to the Commissioner, and to the Magistrate of the District in which the case occurs, and

in the Native States, to the Resident or Political Agent, and the Residency or Agency Surgeon.

29. Cases of persons alighting and re-booking to avoid plague measures will be reported by telegraph by the Station Master or Railway Police to the Medical Officer or Railway Police of the Station to which the last booking is made, who will bring them under surveillance as in rule 26 above.

30. The importation into Ajmer-Merwara or to Railway lands in Rajputana of used apparel and bedding (except personal baggage), rags, and waste papers from infected areas, is forbidden.

31. It is imperative that Railway vehicles in which suspected or declared cases of plague have occurred should be stopped at and not allowed to run further than either the station at which such cases are removed from the carriage or the nearest medical inspection station ; and that such vehicles shall be disinfected in accordance with the instructions contained in Annexure III.*

PART III.

RULES RELATING TO MUNICIPAL TOWNS AND CANTONMENTS.

(1) *Preventive Action.*

32. The employment of volunteer agency for discovering cases of plague is to be resorted to as far as possible, though caution must be used in the acceptance of the result arrived at by it. Owners and occupiers of houses, resident heads of families, employers of factory labour, and medical practitioners should be encouraged to bring to the notice of the authorities cases of suspected plague and the arrival of persons from an infected area. In towns the practice of dividing into circles or wards and of arranging for the working in each of prominent inhabitants of that quarter as volunteers may, as a rule, usefully be adopted. House-holders and medical practitioners will sometimes give to such persons information which they would hesitate to communicate to a Government official. The case of employers of factory labour is different. It may often be found more convenient for them to work directly with the authorities. Compulsory notification is not to be enforced, but voluntary notification must in every possible way be encouraged. Where volunteer agency is available, it must not be allowed to work spasmodically ; on the contrary, it is of the first importance that arrangements should be made for its systematic employment.

33. For the purpose of checking the occurrence of deaths, the Assistant Commissioner or Cantonment Magistrate may post Police Officers or other

* Not reprinted.

officials at burial and burning grounds. Such officials may enquire of the mourners the place and the cause of death, but shall not delay or interfere with the cremation or burial in any way. Compulsory corpse inspection by Medical Officers should not be resorted to; but during an outbreak of plague all deaths, the cause of which cannot be determined not to be plague, should be treated as deaths from plague. It will be open to any persons to voluntarily submit a dead body to the examination of a Medical Officer if they wish to avoid the death being treated as due to plague.

34. The Civil Surgeon, or authorised Medical Officer shall issue to the owner and occupier of a house such instructions as he may consider necessary with regard to the disinfection and cleaning of the buildings, the disinfection or destruction of personal effects, the disposal of any corpses, the improvement of the sanitary condition of the premises, and with regard to other similar matters. Where such instructions are in writing a copy of them should be sent to the Assistant Commissioner. The Medical Officer shall, if he considers it necessary, himself take measures for the disinfection of a house and for the other matters referred to in this rule.

35. When plague appears in a town or cantonment as a first or fresh infection, and before it is believed to have obtained a footing, the owner and occupier of any house shall permit the Medical Officer to enter his premises and examine any person whom he has reason to suspect to be infected with the disease. If the person be a female, the examination shall be made by a female Hospital Assistant or other female agency.

36. If, under the above circumstances, on examination of any person the Medical Officer suspects that such person is suffering from, or infected with plague, he may cause such person to be removed to a hospital, and may arrange for his detention, dieting, and medical treatment therein: provided that no person in a moribund condition shall be removed to hospital, save at the express wish of the friends of the patient. He may also cause the other occupants of the house in which such person resides to be removed to a segregation camp, and to be detained under observation for ten days: provided that any member of the family of the person so removed, who wishes to accompany him to the hospital, shall be allowed to do so.

Instead of causing the occupants to be so removed the Medical Officer may direct any or all of them to present himself or themselves daily for inspection for the next ten days at any place or before any officer named by him. Any person to whom such an order is given shall be bound to obey it.

37. When plague has obtained a thorough footing, or is believed to be a recrudescence of a previous outbreak, the measures prescribed in rules 35 and 36 are not to be carried out compulsorily, although every effort should be

made to induce the persons concerned to submit to them as likely to be attended with partial, if not complete, beneficial effect.

(2) *Action to be taken when an outbreak of plague has occurred or is likely to occur.*

38. When there is reason to believe that cases of plague are occurring in a town, or are likely to occur owing to its proximity to an infected area, the town should be divided into quarters or circles of a size convenient for effective supervision, and each quarter should be placed, as far as possible, under the charge of an European official, to be called the Superintendent, who may be a Civil officer taken from any department, a Military or a Medical Officer according to circumstances.

39. The quarter under each officer should be sub-divided into defined areas, which may consist of a street, a portion of a street or group of houses and each of these sub-divisions should be placed under the charge of a district or local subordinate, who will be called a supervisor. With each supervisor will be associated one or more residents of the sub-division, who will assist the Supervisor in obtaining information regarding sickness and mortality in the areas respectively allotted to him. Under each Supervisor will be a gang of coolies, varying in numbers to suit the requirements of each locality.

40. While the use of search parties, paid spies and informers is prohibited the system of house-to-house visitation, with the object of discovering cases of plague, by Medical Officers or subordinates is not open to objection, provided the measure is carried out with tact and discretion. Such discretion may find expression in one way among others in consultation with ward members and other influential residents. Either they should, wherever possible, be associated in the task, or, as may in some cases be expedient, the duty may be entirely committed to them. House-to-house visitation is one of the matters in regard to which the exercise of tact is eminently necessary. It should be clearly understood that on no account should any house be entered without the consent of the occupiers, except in the particular circumstances referred to in rule 35.

41. As a sound system of surveillance is one of the most useful means of preventing a healthy place from becoming infected, people should be encouraged everywhere to carry out the work themselves, but the exact methods to be adopted will be determined by the authorities on the spot, with reference to local conditions and the resources at their disposal.

42. The Superintendent should be provided with a suitable office in his own circle, where he should remain the whole day, except at intervals for meals. The office will be his head-quarters, to which all communications

should be sent and at which the supervisors will make their daily reports. He will exercise a general supervision over all the operations and will issue orders for the necessary action to be taken by each section of the gang of coolies.

43. On a report being received by a Superintendent of the occurrence of a case of plague, he shall at once proceed to the house or other place where it is reported to have occurred. If the case is an undoubted case of plague, and is admitted to be such, he shall endeavour to arrange for the immediate removal of the patient to the Plague Hospital. If the case is of a suspicious nature, he shall at once send for a Medical Officer or Assistant, and shall endeavour to arrange for the removal of the patient either to a Plague Hospital or Plague Observation Ward according to the opinion formed of the case by the Medical Officer or Assistant. The removal of the patient to hospital or to an observation ward shall be compulsory only where it can be carried out so completely as to render it an effectual precaution, and in the case of persons with no one to look after them or no home.

44. The other occupants of the place where the persons suffering from plague or suspected of plague reside must not be compulsorily removed to a Segregation Camp, but if any such camp or any suitable place of segregation exists, they may be encouraged to go there. All such persons must be kept under observation as far as possible. Until the period of incubation has elapsed they are not to be detained, but arrangements must be made for maintaining a watch over them; and in the event of any such person moving to a place outside the circle of, the Superintendent to whom the case was reported, he must take every precaution to prevent his being lost sight of, and for promptly communicating information regarding him to the authority into whose jurisdiction he proceeds. The Superintendent may direct any such person to present himself daily for inspection for the next ten days at any place or before any officer named by him. Any person to whom such an order is given shall be bound to obey it.

45. No houses vacated on account of plague may be re-occupied without the Superintendent's sanction, and he may cause a notice to that effect to be affixed to each vacated house. He should place a seal on boxes containing valuable property left in houses which have been evacuated on account of plague. Such property may be removed by the owner, but if he declines to remove it, it will remain at his risk. Property of any value belonging to the poorer classes which it may be considered necessary or advisable to destroy as being infected, should be appraised by two or more respectable natives, and the value paid to the owner by the Superintendent of the Circle. Compensation should also be given without delay to the very poor for the destruction o

clothes, etc., which, although they may be of no market value, yet serve a useful purpose to the owners.

46. Each Supervisor shall keep a list of all residents in each house in his sub-division. He shall inspect all new arrivals, and shall obtain information from them as to their previous place of residence. He shall associate in his work as intimately as possible ward members or other respectable inhabitants of his sub-division. He should, in company with one or more of the local residents associated with him, visit all the houses in his sub-division, and obtain information regarding the health of the different inmates, and shall, on the conclusion of his rounds, report verbally to his Superintendent the occurrence of all cases of sickness and death, and any information regarding arrivals from infected localities. Any case of plague and all doubtful ones of sickness should be at once reported to the Superintendent at his office by day and at his house by night. The stock of disinfectants, padlocks and all surplus appliances for divisional use shall be kept in or near the office.

47. The inhabitants of an evacuated house should be allowed to remove sufficient grain for their personal consumption after it has been exposed to the sunlight so as to remove all danger of infection. If in any case it is desired to remove grain for sale from an infected area, it must first be spread out, under the direction of the Superintendent, and exposed to air and sunlight for 48 hours. In neither case must bags or sacks be removed until they have been boiled or disinfected and sun-dried.

48. After evacuation of a house under rules 35 and 37, the walls and floors of all rooms with their contents except articles of food which it is not intended to destroy, and of all enclosures, should be disinfected in the manner indicated in Annexure I.* All rags and refuse found in the house or enclosure should be burned in the presence of the Supervisor. It is often prudent to disinfect not only one house in which a case of sickness has occurred or dead rats have been found, but those in the immediate neighbourhood as well. Where the Superintendent thinks such disinfection advisable it should be carried out under his orders.

49. When disinfection by chemical agency cannot be carried out effectively the roof, if not a *pakka* one, should be removed, and holes should be made in the walls to admit freely air and light to the smaller rooms and enclosures.

50. The coolies engaged in the work of disinfection, etc., should be provided with boots or shoes, to protect their feet from the danger of infection through abraded surfaces.

51. Experience has abundantly proved that the evacuation of an infected house or houses is seldom in itself sufficient to stamp out the disease. When Plague manifests itself in one house in an indigenous form, those in the neighbourhood have, as a rule, already become infected, and it usually follows that cases subsequently appear in them. It is therefore always a wise and prudent course on the occurrence of an indigenous case, to evacuate not only the one house, but also all those in the immediate neighbourhood.

52. It may be advisable owing to the occurrence of several cases in one area, and while there is still some hope of stamping out the outbreak to vacate a group of houses or a whole sub-division, and to segregate the inhabitants. The whole or any portion of the population vacating may be removed to the segregation camp, but ordinarily inhabitants of non-infected houses should be allowed the option of going where they please. Disinfection and unroofing of the houses should then be carried out in due course.

53. On the evacuation of the houses in the infected area, all the inhabitants of the non-infected portion of the town should be encouraged to leave the town, and any obstacles which may tend to delay their departure should, if possible, be removed.

54. A person dealt with under the foregoing rules shall comply with and directions that may be given to him by the Medical Officer with regard to his removal to, and his detention and treatment in, an observation shed, temporary hospital or place of segregation, and with respect to the disinfecting or burning of his clothing and personal effects, the disposal of any corpse or with respect to any other similar matter. He shall not depart from any such place of detention without the permission of the Medical Officer.

55. In the event of a death occurring from plague, the disposal of the body shall be arranged for in accordance with the religious practices of the deceased, and the instructions in Annexure I.* In the case of a European or Muhammadan, the body shall be buried at least six feet deep; the place of burial, if not an authorised cemetery, should be well away from habitations and sources of water-supply. In the case of a Hindu, the body shall be completely and thoroughly burned in an isolated locality in the presence of a responsible official.

56. The Assistant Commissioner of the District, or the Cantonment Magistrate, in the case of a Cantonment, shall provide suitable conveyances for the free carriage of persons suffering, or suspected to be suffering, from plague, and it shall be lawful to drive or carry such conveyances through any public or private thoroughfare.

57. Any conveyance, public or private, used for the carriage of a person infected with plague or suspected of being infected, shall be thoroughly disinfected and exposed to air and sunlight for seven days previous to being again brought into general use.

(3) *General Sanitary Precautions.*

58. In any Municipality or Cantonment the Assistant Commissioner of any Magistrate authorised by him in this behalf, or the Cantonment Magistrate, may issue general orders that by a certain specified date certain sanitary precautions of a simple nature, such as the free ventilation and lime-washing of houses, cleaning of latrines, the removal of filth and rubbish and of partitions which obstruct light and ventilation shall be carried out within any specified area, and all persons residing within such area shall be bound to give effect to these orders.

59. If within such time such persons fail to carry out the operations specified in the notice the Medical Officer may, with the sanction of the Assistant Commissioner or of the Cantonment Magistrate, enter upon the premises at any time between sunrise and sunset, after giving such notice of his intention as shall under the circumstances appear to him to be reasonable, and carry out the measures specified above, provided that when an apartment is occupied by a female who, according to the customs of the country, does not appear in public, the Medical Officer shall give at least one hour's notice of his intention to enter such apartment and shall afford her every reasonable facility for withdrawing from such portion of the apartment as he may desire to enter. The expenses incurred may be recovered from the persons who in the opinion of the Assistant Commissioner or Cantonment Magistrate may fairly be held responsible.

60. When any premises or any block of huts are in such an insanitary state as, in the opinion of the Medical Officer, to make the inmates thereof specially liable to an attack of plague, he may require the owner by notice to have the whole or any portion of such premises cleansed within a specified time in such manner as may appear to him necessary, and may in consultation, if necessary, with a competent Engineer, direct the owner to remove all structures, partitions, erections or portions of house-walls which obstruct light and ventilation. If within such time the owner fails to carry out the operations specified in the notice, the Medical Officer may, with the sanction in writing of the Assistant Commissioner or of the Cantonment Magistrate, enter upon the premises at any time between sunrise and sunset,

after giving such notice of his intention as shall, under the circumstances, appear to him to be reasonable, and carry out the measures specified above : provided that when an apartment is occupied by a female who, according to the customs of the country, does not appear in public, the Medical Officer shall give at least one hour's notice of his intention to enter such apartment and shall afford her every reasonable facility for withdrawing from such portion of the apartment as he may desire to enter. The expenses incurred may be recovered in the manner provided in rule 59 above.

61. In a town or place where cases of plague have occurred, all grain godowns or places where grain is stored or sold for consumption, shall be open at all times for inspection by the Medical Officer, or officer deputed by him.

62. When a grain godown is found improperly ventilated or in such an insanitary condition from damp or otherwise as to be unwholesome for storage of grain, the proprietor shall be required to remove the grain to a properly constructed godown.

63. All grain godowns in which dead rats have been found shall be declared unwholesome and unfit for use until thoroughly disinfected. The grain found in such godowns may be turned over and properly aired or destroyed as unfit for food, and any bags in which infected grain is found stored shall also be destroyed.

64. No person, except Municipal or Cantonment servants, shall pick up rags or other refuse in the streets or elsewhere. The Assistant Commissioner or Cantonment Magistrate may disinfect or, at his discretion, destroy any collection of rags in rag pickers' houses or rag stores.

PART IV.

RULES RELATING TO NON-MUNICIPAL TOWNS AND VILLAGES.

65. In villages and non-municipal towns it is the duty of every Patwari, Bhumia, Lambardar, Patel, Court of Wards Official, Kamdar or Havildar to at once report any suspected death or suspected case of plague to the nearest Police Station, and the Officer in charge of the Police Station on receiving report of a death, shall carefully inquire whether the deceased had symptoms of plague as described in ¹ Annexure I.

66. The Officer in charge of the Police Station shall report immediately to the Tahsildar, the District Superintendent of Police, the Assistant Commissioner, the nearest Medical Subordinate and the Civil Surgeon, any case

¹ Not re-printed.

of plague, actual or-suspected, brought to his notice. The Civil Surgeon will inform the Residency Surgeon and Chief Medical Officer and First Assistant to the Agent to the Governor-General and Chief Commissioner by telegram.

67. On receipt of a report of a case of plague from the police under the preceding rule, the Tahsildar, or, in his absence, the Naib Tahsildar, shall at once proceed to the spot, and if he finds that the death was due to plague, and that no other persons in the house in which the death occurred are ill, he shall proceed to dispose of the body (if not already disposed of), and to disinfect the house, clothes, and bedding of the deceased, as directed in¹ Annexure I, at the same time reporting the result of his inquiry to the Assistant Commissioner.

68. If he finds that any person in the house is ill with fever, he shall, with the assistance of the Lambardar or Patel of the village, in anticipation of orders from the Civil Surgeon or Assistant Commissioner, see that all the precautions specified in¹ Annexure I are rigorously observed. He will take similar action on learning of the occurrence of a case of plague at any wayside railway station in his Tahsil.

69. Officers of other Departments when on tour shall, if they have reason to think that any case of plague has occurred, at once inform the Tahsildar, and send a copy of their report to the Assistant Commissioner.

70. The nearest Medical Subordinate to receive information of cases of plague from the Officer in charge of a Police Station will ordinarily be the Hospital Assistant of a Branch Dispensary. The Hospital Assistant on receiving a report of a case shall, if possible, at once visit the spot in co-operation with the Tahsildar, and see that the necessary sanitary measures are taken. He shall communicate the result forthwith to the Civil Surgeon.

71. In places in which a Branch Dispensary is situated, Hospital Assistants shall themselves watch all arrivals and report sickness, with a description of the symptoms, to the Civil Surgeons of the district. The Officer in charge of the station in whose circle the dispensary is situated shall at once communicate to such Hospital Assistant all particulars received by him under rule 26.

72. The Civil Surgeon will arrange to proceed, as soon as possible, to places from which cases are reported. On arrival, the Civil Surgeon shall be guided in his action by the instructions in Part III and Part V, so far as they are applicable to the circumstances of the case.

73. Should the Civil Surgeon consider it necessary that the inhabitants of a village in which plague has broken out should temporarily camp out in the open or under trees at a distance from the village, he shall make a report

¹ Not re-printed.

to that effect to the Assistant Commissioner, and the latter may direct the inhabitants to vacate their houses accordingly. The houses shall in this case be not again occupied till they are thoroughly ventilated and disinfected.

74. For the purpose of segregation, the Assistant Commissioner, or officer specially authorised by him in this behalf, may take possession of and occupy any vacant ground or building, such compensation being afterwards made to the owner or occupier thereof as may be fixed under rule 94.

75. The Civil Surgeon may require any building to be vacated on suspicion of its being infected by plague, or on the ground of its being in a dangerously insanitary condition, and such building shall not be re-occupied without his permission.

76. In the case of villages badly infected, the whole of the inhabitants should be turned out. Villagers are accustomed to erecting shelters for themselves, but if necessary, materials for hutting should be supplied. The sick and suspected villagers should be carefully separated from the healthy, so far as is possible, without breaking up families, and an officer should be appointed to examine the daily health of the population and prevent migration to other villages.

PART V.

RULES RELATING TO PLAGUE HOSPITALS AND CAMPS.

77. A site for the hospital should be selected as near as possible to the infected population, but a permanent building, suitable in all respects for a hospital, may sometimes be obtained either inside or on the outskirts of the town. It can be easily disinfected when it is no longer required for a hospital, and such a building would be more popular and convenient than huts erected at a distance from the town.

78. If a suitable building is not available, it will be necessary to erect huts for plague patients, for convalescents, and for the observation of doubtful cases, on the nearest site. The hospital huts intended for females should be some distance apart from those intended for males. Moveable mat screens should be provided between the beds to secure as much privacy as is possible to each patient. Every patient should be supplied with a cheap substitute for a spittoon, and both it and the vessels used as bed pans, should contain a sufficient quantity of an effective disinfecting solution. The floor of the hospital huts should be freely watered daily with the perchloride of mercury solution, and vessels containing the same solution should always be available for the disinfection of the hands and feet of the native attendants.

The disinfection solution is described in ¹ Annexure I.

¹ Not re-printed.

79. Relations and friends of patients are to be permitted to attend upon them (so far as is consistent with the maintenance of discipline and order), and a stated time should be set apart for the visits of all other relatives and friends of the patients.

80. On the arrival of the patient at the hospital, all his clothing should be removed, and, if of little value, burnt in the presence of the Medical subordinate; otherwise they should be thoroughly disinfected. Hospital clothing should then be supplied. On recovery, the patient may be transferred to the convalescent ward or discharged. In either case, he should be given a warm bath and supplied with new clothes.

81. Huts for the segregation of individuals removed from infected houses and of all suspected persons should, if possible, be erected at a convenient distance from the hospital compound, and should be surrounded by a bamboo, or other fence. Individuals brought for admission into this camp may, if necessary, for the purpose of cleanliness, be bathed in a solution of carbolic acid—one to a hundred parts of water—and their clothing disinfected.

82. All the inmates should be inspected daily either by the Medical Officer or a Medical subordinate, and any case of plague detected should be removed at once to hospital, and doubtful cases of fever to the observation ward. If no case occurs amongst them after an interval of 15 to 30 days, they may be allowed to return to their houses, if such houses have been cleaned and disinfected, and if the local authority considers that they are fit for re-occupation, or be admitted into the camp for healthy individuals, after a second disinfection of their clothing.

83. Both the hospital compound and the segregation camp should be guarded by Police for the purpose of maintaining order and preserving property.

84. The establishment of separate hospitals and segregation camps for the reception of private families or for members of special castes and religions should be encouraged, and every assistance should be given by the local authority for their erection and supervision. The treatment of the patients admitted into these hospitals may, if desired, be placed in the hands of *vaidis* and *hakims*, and the internal management of both hospitals and camps may be conducted by members of the caste or religion concerned, subject, however, to the general supervision of a European doctor, in sanitary matters, where possible, and control of the local authorities, and to the usual arrangements as regards guards.

85. If it is found that the healthy, *i.e.*, people from houses not infected, wish or are willing to vacate their homes, a separate camp for their accommodation should be arranged for. In this case, the inmates should be allowed

to pursue their daily employments on condition that they sleep in camp, as a return to their own houses at night should render the effect of the voluntary evacuation futile.

The huts should be numbered, inmates registered and a daily inspection made of all the residents. If no case of plague has occurred in a hut for 15 to 30 days, the inmates may be allowed to return to their houses, if such houses have been ventilated and cleaned, and if the local authority considers that they are fit for re-occupation.

86. Should a case of plague occur in a hut, the patient should be removed to hospital, and the other inmates to the segregation camp. The hut should be at once burned and the site disinfected with the perchloride of mercury solution.

87. The method of arranging a plague camp is given in Annexure II¹ to these rules.

88. The Commissioner may close a private hospital if it appears to him that the management of such hospital is not satisfactory.

89. Every effort should be made to render plague camps and hospitals as attractive as possible, by studying the comfort and meeting the reasonable wants of the inmates, in order to induce the people to resort to them voluntarily.

To this end the establishment of private and caste hospitals is to be encouraged: hospitals should be located near infected quarters: the size of hospitals should be limited so that patients may receive sufficient individual attention and accommodation may be readily made available for their families and friends. Care must be taken to provide an adequate number of medical attendants and nurses: ample and comfortable accommodation is to be set apart for patients, and at least two friends should be permitted to be in attendance on each patient, so that no patient who has friends willing to attend him need ever be left alone.

PART VI.

MISCELLANEOUS.

Inoculation.

90. On an outbreak of plague occurring the Residency Surgeon and Chief Medical Officer should at once place himself in communication with the Officer in charge of the Plague Research Laboratory in Bombay, with a view to obtaining a supply of lymph and syringes for inoculation, and instructions for their use. Inoculation should then be started under the personal supervision of the Civil Surgeon or a trained medical subordinate, and inocula-

¹ Not re-printed.

furnished with a certificate giving name, caste, age, occupation, address, destination, time of detention and date of departure, and signed by the Observing Officer.

93. Persons travelling from an infected area who hold a certificate signed by a Medical Officer of having undergone detention in an observation camp for the prescribed period need not be again detained for observation unless it appears that since they were discharged from the Observation Camp they have halted at some place *en route* where they may have contracted infection.

COMPENSATION.

94. The Commissioner may, in his discretion, pay compensation to any person who has sustained substantial loss or damage by reason of anything done under the powers conferred by these regulations, provided, however, that no person shall be entitled as of right to claim any compensation whatsoever.

[*Gazette of India*, May 1902, Pt. II, p. 608.]

Indian Stamp Act,
1899.

No. 442-B., dated the 10th March 1913.—Printed Vol. II, page 172.

Appointment of
Collector under the
Act in railway
lands in Central
India.

No. 2567-I. B., dated the 30th December 1910.—Printed Vol. II, page 172.

[Reduction and
remission of duties
in railway lands]
in Central India.
[Ditto]
in Rajputana.

No. 910-I. B., dated the 13th May 1910.—Printed Vol. III, page 757.

No. 3098-I. B., dated the 9th August 1907.—Printed Vol. II, page 176.

[Rules as to the use
of impressed and
adhesive stamps, etc.
in railway lands]
in Central India.

No. 2972-I.B., dated the 2nd August 1907.—In exercise of the powers conferred by the Indian Stamp Act, 1899 (II of 1899), as applied to the railway lands in Rajputana by the notification of the Government of India in the Foreign Department, ¹No. 3777-I.B, dated the 7th September 1906, the Governor General in Council is pleased to make the following rules under the said Act as so applied for the aforesaid areas, with effect from the 1st October 1907 :

[Ditto] of the
Great Indian
Peninsula Railway,
Midland section,
the Bina-Guna-
Baran Railway and
the Rajputana-
Malwa Railway in
Rajputana.

Rules under the Indian Stamp Act, 1899.

CHAPTER I.

Preliminary.

1. In these rules, the expression "the Act" shall mean the Indian Stamp Act, 1899 as applied to the areas aforesaid.

Definition.

¹ See now notification No. 262-I. B., dated the 10th February 1913. Printed *supra*, p. 83.

Kinds of stamps. 2. There shall be two kinds of stamps for indicating the payment of duty on instruments chargeable with duty under the Act, namely :

- (a) impressed stamps, and
- (b) adhesive stamps.

CHAPTER II.

Of Impressed Stamps.

3. (1) Hundis, other than hundis which may be stamped with an adhesive stamp under section 11 of the Act, shall be written as follows, namely :

Hundis.

- (a) A hundi payable otherwise than on demand, but not at more than one year after date of sight, and for an amount not exceeding rupees thirty thousand in value, shall be written on paper on which the necessary stamp bearing the word "Hundi" has been engraved or embossed.
- (b) A hundi for an amount exceeding rupees thirty thousand in value, or payable at more than one year after date or sight, shall be written on paper, supplied for sale by the Government, to which a label has been affixed by the Superintendent of Stamps at Bombay and impressed by that officer in the manner hereinafter prescribed by rule 10.

(2) Every sheet of such paper shall be of a size not less than $8\frac{5}{8}$ × $5\frac{1}{2}$ inches, and no plain paper shall be joined to it.

(3) The provisions of sub-section (1) of rule 6 shall apply also in the case of hundis.

4. A promissory note or bill of exchange shall, except as provided by section 11 of the Act, and by these rules, be written on paper on which the necessary stamp, with or without the word "Hundi," has been engraved or embossed.

5. Every other instrument chargeable with duty shall, except as provided by section 11 of the Act, [and rule 12] be written on paper, on which the necessary stamp, not bearing the word "Hundi," has been engraved or embossed.

6. (1) Where two or more sheets of paper on which stamps are engraved

or embossed are used to make up the amount of duty chargeable in respect of any instrument, a portion of such instrument shall be written on each sheet so used.

(2) Where a single sheet of paper, not being paper bearing an impressed hundi stamp, is found insufficient to admit of the entire instrument being written on the side of the paper which bears the stamp, so much plain paper may be subjoined thereto as may be necessary for the complete writing of such instrument :

Provided that in every such case the side of the sheet which bears the stamp shall be covered by a substantial part of the instrument before any part of the latter is written on plain paper joined to such sheet.

7. The duty payable on any instrument which is chargeable with a duty of one anna under the Act¹[or of two annas under Articles 5 and 47 of Schedule I thereof] may be denoted by a coloured impression marked on a skeleton form of such instrument by the Superintendent of Stamps at Bombay.

One anna impressed stamps.

8. The Superintendent of Stamps, Bombay, is empowered to affix and impress labels, and shall be deemed to be "the proper officer." "The proper officer." for the purposes of the Act and of these rules.

9. (1) Labels may be affixed and impressed by the proper officer in the case of any of the instruments mentioned in Appendix A, and of the counterparts thereof.

Affixing and impressing of labels by proper officer permissible in certain cases.

(2) Labels may likewise be affixed and impressed by the proper officer in the case of any of the instruments mentioned in Appendix B, when written in any European language, and accompanied, if the language is not English, by a translation into English.

10. (1) The proper officer shall, upon any such instrument, as is referred to in rule 9, being brought to him before it is executed, and upon application being made to him for that purpose, affix thereto a label or labels of such value as the applicant may desire and pay for, and impress such label or labels by means of a stamping-machine, and also stamp or write on the face of the label or labels the date of impressing the same before returning the instrument to the applicant. In the case of instruments written on parchment, the labels shall be further secured by means of metallic eyelets.

(2) On affixing any label or labels under this rule, the proper officer shall, where the duty amounts to rupees five or upwards, write on the face of the label or labels his initials, and, where the duty amounts to rupees twenty

¹ Inserted by notification No. 853-I.B., dated 28th April 1911, *Gazette of India*, 1911, Pt. I, p. 306.

or upwards, shall also attach his usual signature to the instrument immediately under the label or labels.

(3) Any principal assistant of the proper officer, if empowered by the Agent to the Governor-General in Rajputana in this behalf, may discharge the functions of the proper officer under sub-section (2) of this rule.

11. (1) Instruments (other than instruments which, under section 11 of the Act, may be stamped with adhesive stamps) executed out of British India or the areas to which these rules apply and requiring to be stamped after their receipt in the said areas shall be stamped with impressed labels.

(2) Where any such instrument as aforesaid is taken to the Collector under section 18, sub-section (2), of the Act, the Collector shall send the instrument to the proper officer, remitting the amount of duty paid in respect thereof; and the proper officer shall stamp the instrument in the manner prescribed by rule 10 and return it to the Collector for delivery to the person by whom it was produced.

CHAPTER III.

Of Adhesive Stamps.

¹[12. The following instruments may be stamped with adhesive stamps :—

- (a) Bills of exchange payable otherwise than on demand and drawn in sets, when the amount of duty does not exceed one anna for each part of the set.
- (b) Transfers of debentures of Public Companies and Associations.
- (c) Copies of maps and plans and printed copies when chargeable with stamp duty under Article 24 of Schedule I of the Act.
- (d) Instruments chargeable with stamp duty under Articles 5 and 43 of Schedule I of the Act, when the amount of duty does not exceed 2 annas.]

13. When any instrument of transfer of shares in a Company or Association is written on a sheet of paper on which the necessary stamp is engraved or embossed and the value of the stamp so engraved or embossed is subsequently, in consequence of a rise in the market value of such shares, found to fall short of the amount of duty chargeable under Article No. 62 (a) of Schedule I to the Act, one or more adhesive stamps bearing the words "Share Transfer," as hereinafter prescribed, may be used to make up the amount required.

¹ Substituted by notification No. 853-I.B., dated the 28th April 1911, *Gazette of India*, 1911, Pt. I, p. 306.

14. Except as otherwise provided by these rules, the adhesive stamp or stamps used to denote the duty of one anna shall bear the words "One Anna" or "Half Anna," as the case may be, and the adhesive stamp used to denote the duty of half an anna shall bear the words "Half Anna"; and such stamp or stamps may be superscribed either for postage or for revenue or for both postage and revenue.

Adhesive stamp or stamps denoting duty of one anna or half an anna.

Special adhesive stamps to be used in certain cases.

15. The following instruments, when stamped with adhesive stamps, shall be stamped in the manner hereinafter prescribed, that is to say:

- (a) Bills of exchange, cheques, and promissory notes drawn or made out of British India or the areas to which these rules apply and chargeable with a duty of more than one anna shall be stamped with adhesive stamps bearing the words "Foreign Bill."
- ¹[(b) Transfers of shares and debentures of Public Companies and Associations shall be stamped with adhesive stamps bearing the words 'Share Transfer.']
- (c) Notarial acts shall be stamped with adhesive foreign bill stamps bearing the word "Notarial."
- (d) Copies of maps or plans ²[and printed copies] certified to be true copies shall be stamped with adhesive court-fee stamps.

CHAPTER IV.

Miscellaneous.

When an instrument bears a stamp of sufficient amount, but of improper description, the Collector may, on payment of the duty with which the same is chargeable certify by endorsement on the instrument that it is duly stamped.

Provision for cases in which improper description of stamp is used.

Provided that if application is made within three months of the execution of the instrument, and the Collector is satisfied that the improper description of stamp was used solely because of the difficulty or inconvenience of procuring one of proper description, he may remit the further payment of duty prescribed in this rule.

17. The Collector may require any person claiming a refund or renewal under Chapter V of the Act or his duly authorized agent, to make an oral deposition on oath or affirmation, or to file an affidavit, setting

Evidence as to circumstances for claim to refund or renewal.

¹ Substituted } by notification No. 853-I. B., dated the 20th April 1911. *Gazette of India*
² Inserted } 1911, Pt. I, p. 806.

forth the circumstances under which the claim has arisen, and may also, if he thinks fit, call for the evidence of witnesses in support of the statement set forth in any such deposition or affidavit as aforesaid.

When an application is made for the payment, under Chapter V of the Act, of an allowance in respect of a spoiled or misused stamp, or on the renewal of a debenture and an order is passed by the Collector sanctioning the allowance or calling for further evidence in support of the application then if the amount of the allowance of the stamp given in lieu thereof is not taken, or if the further evidence required is not furnished as the case may be, by the applicant within one year of the date of such order as aforesaid, the application shall be struck off and the spoiled or misused stamp (if any) sent to the Superintendent of Stamps, Bombay, for destruction.

18. Where the Collector makes a refund under section 55 of the Act, he shall cancel the original debenture by writing on or across it the word "Cancelled" and his usual signature with the date thereof.

Mode of cancelling original debenture in case under section 55 of Act.

19. On the conviction of any offender under Chapter VII of the Act, the Collector may grant to any person who appears to him to have contributed thereto a reward within a limit to be fixed by the Agent to the Governor-General in Rajputana.

Rewards.

APPENDIX A.

List of instruments referred to in rule 9 (i) of the rules.

	No. of Article in Schedule I of the Act.
(a) Administration-bonds	2
(b) Affidavits	4
(c) Appointments made in execution of a power	7
(d) Articles of Association of a Company	10
(e) Articles of clerkship	11
(f) Bills-of-lading	14
(g) Charter-parties	20
(h) Declarations of trust	64A
(i) Instruments evidencing an agreement relating to (1) the deposit of title-deeds or instruments constituting or being evidence of the title to any property whatever (other than a marketable security), or (2) the pawn or pledge or hypothecation of movable property	6
(j) Leases printed or lithographed in an oriental language, when the written matter filled in does not exceed one-fourth of the printed matter	35
(k) Memorandum of Association of Companies	39

List of instruments referred to in rule 9 (1) of the rules.

	No. of Article in Schedule I of the Act.
(l) Mortgages of crops	41
(m) Notes of protest by Masters of Ships	44
(n) Policies of insurance	47
(o) Revocations of trust	64B
(p) Share-warrants issued by a Company in accordance with section 30 of the Indian Companies Act, 1882 (VI of 1882), other than share-warrants issued before the fourteenth day of November, 1890, with adhesive stamps bearing the words "Share Transfer" and denoting the full amount of duty payable thereon, which share-warrants shall be held to have been duly stamped	59
(q) Warrants for goods	65
¹ (r) Note or memorandum when the duty payable exceeds 2 annas	43(b)

APPENDIX B.

List of instruments referred to in rule 9 (2) of the rules.

	No. of Article in Schedule I of the Act.
(a) Agreements or memoranda of agreements which, in the opinion of the proper officer, cannot conveniently be written on sheets of paper on which the stamps are engraved or embossed	5
(b) Instruments engrossed on parchment and written in the English style, which, in the opinion of such officer, cannot conveniently be written on sheets of paper on which the stamps are engraved or embossed
(c) Award	12
(d) Bills-of-exchange payable otherwise than on demand and drawn in the areas to which the foregoing rules apply	13 (b) and (c)
(e) Bonds	15, 16, 26, 34, 56 and 57.
(f) Certificates of sale	18
(g) Composition deeds	22
(h) Conveyances	23
(i) Instruments imposing a further charge on mortgaged property	32
(j) Instruments of apprenticeship	9
(k) Instruments of co-partnership	46A
(l) Instruments of dissolution of partnership	46B
(m) Instruments of exchange	31
(n) Instruments of gift	23
(o) Instruments of partition	45
(p) Leases	35

¹ Added by notification No. 553-I. B., dated the 28th April 1911. *Gazette of India*, 1911, Pt. I, p. 306.

List of instruments referred to in rule (9) 2 of the rules—contd.

(g) Letters of license	83
(r) Mortgage-deeds	40
(s) Powers-of-attorney	48
(t) Reconveyances of mortgaged property	54
(u) Releases	55
(v) Settlements	58
(w) Transfers of the description mentioned in Article 62, clauses (c), ^a (d), and (e) of Schedule I of the Act	62, (c) (d) and (e).

[*Gazette of India*, 1907, Pt. I, p. 657.]

Indian Railway
Board Act, 1906.

Powers of the Rail-
way Board.

No. 801, dated the 24th March 1905.

No. 9940, dated the 17th December 1906.

No. 2972, dated the 8th April 1907.

No. 2140, dated the 28th February 1908.

} Printed in Appendix XVIII.

Code of Criminal
Procedure, 1898.

Location and limits
of police stations on
railways in
Central India.

No. 60, dated the 3rd February 1910.—Under the provisions of section 4 (s) of Act V of 1898, the Code of Criminal Procedure, the Chief Commissioner is pleased to declare that, with effect from the 1st January 1910, the undermentioned railway police posts, which have been transferred from the United Provinces to the Central Provinces Government Railway Police, shall be police stations of the Central Provinces Railway police district and shall include the railway areas attached to them as shown in the lists maintained in the Office of the Superintendent, Government Railway Police, Central Provinces (Nagpur):—

1. Bhopal.

2. Bina.

3. Guna.

[*Central Provinces Gazette*, 1910, Part I, page 77.]

Indian Registration
Act, 1908.

Formation of Dis-
tricts and Sub-Dis-
trict and appoint-
ment of Inspector
General, Registrars
and Sub-Registrars
in Railway lands,
Rajputana.

No. 244-I.B., dated the 25th January 1912.—With reference to sections 3, 5, 6 and 7 of the Indian Registration Act, 1908 (XVI of 1908), as applied to the railway lands in the Rajputana Agency mentioned in the schedule hereto annexed, and in supersession of the notification of the Government of India in the Foreign Department, No. 1435-I. B., dated the 12th July 1911, the Governor General in Council is pleased to make the following orders:—

1. All powers and duties conferred and imposed by the Act upon the Inspector General of Registration shall be exercised and

performed within the railway lands mentioned in column 1 of the schedule as lie in the States mentioned in column 2 thereof by the officer mentioned in the fifth column.

2. For the purposes of the Act, the railway lands lying in the States mentioned in the second column of the schedule shall form a district and also a sub-district.
3. Every officer mentioned in the third and fourth columns of the schedule shall be Registrar and Sub-Registrar of the said district and sub-district, respectively.
4. The office of the officers mentioned in the third and fourth columns of the schedule shall, respectively, be the office of the Registrar and of the Sub-Registrar in question.

SCHEDULE.

Railway.	District and Sub-District.	Sub-Registrar.	Registrar.	Inspector-General.
1	2	3	4	5
Rajputana Malwa Railway.	Mowar .	The Cantonment Magistrate, Nasira- bad.	The Assistant Commis- sioner, Ajmer.	The Agent to the Governor General in Raj- putana.
	Tonk .			
	Bharatpur .	The Sub-Registrar for the time being of Ajmer.	The Political Agent, Eastern Rajputana States.	
	Alwar .			
	Jaipur .	Ditto . . .	The Resident, Jaipur .	
Kishengarh .				
Jodhpur .	The Sub-Registrar for the time being of Bewar.	The Assistant, Commis- sioner, Ajmer . . .	The Commis- sioner of Ajmer-Mer- wara.	
Sirohi .				
Rowari Phulera Chord	Jaipur .	The Sub-Registrar for the time being	The Resident, Jaipur . The Political Agent, Eastern Rajputana States.	
	Alwar .			

No. 15.

Page 181.—In the schedule to notification No. 244-I. B., dated the 25th January 1912, in the entries relating to the Nagda-Muttra Railway, for the words "The Political Agent, Haraoti" in column 4, opposite Bundi, substitute the words "The Political Officer, Bundi."

(Notification No. 4026—1269, dated the 7th August 1913.)

[Gazette of India, 1913, Pt. II, p. 1546.]

Land Rail- way.	Kottah .	Ditto . . .	The Political Agent, Haraoti.
Agra Delhi Chord Rail- way.			

[Gazette of India, 1912, Pt. I, p. 74.]

Fees in Railway
lands in Rajputana.

No. 509-C.—1269, dated the 29th March 1913.—With the approval of the Governor General in Council, and in exercise of the powers conferred on him by the notification of the Government of India in the Foreign Department, ¹No. 262-I. B., dated the 10th February 1913, the Agent to the Governor General in Rajputana is pleased to prescribe, with effect from the 1st April 1913, the following table of fees for the registration of documents, etc., under Act XVI of 1908, in respect of the Railway areas under British jurisdiction in Rajputana as detailed in the Foreign Department notification ²No. 244-I. B., dated 25th January 1912, with the exception of the Agra-Delhi Chord Railway which has been affiliated to the Muttra District by the like notification ³No. 1947-I. B., dated 16th September 1912.

TABLE OF FEES LEVIABLE UNDER THE INDIAN REGISTRATION ACT, XVI OF 1908.

ARTICLE I.

The Act divides documents into two classes :—

Class 1st.—Those the registration of which is obligatory under section 17.

Class 2nd.—Those the registration of which is optional under section 18.

First Class.

I.—Instruments of gift of immoveable property :—

		Rs. A. P.
When the value of gift expressed in the instrument does not exceed Rs. 100		0 8 0
Exceeding Rs. 100 but not exceeding Rs. 500		2 0 0
Ditto " 500 ditto " 5,000		4 0 0
Ditto " 5,000 ditto " 10,000		6 0 0
Ditto " 10,000 ditto " 25,000		8 0 0
Ditto " 25,000 ditto " 50,000		10 0 0
Ditto " 50,000 ditto " 75,000		12 0 0
Ditto " 75,000 ditto " 1,00,000		16 0 0
Over " 1,00,000		20 0 0
When the value is not expressed		10 0 0

II.—Lease of immoveable property from year to year or reserving a yearly rent :—

		Rs. A. P.
When the rent per annum entered in the lease does not exceed Rs. 100		0 2 0
Exceeding Rs. 100, but not exceeding Rs. 500		0 4 0
Ditto " 500		0 8 0
When the rent is not stated		2 0 0

III.—Other non-testamentary instruments which purport or operate to create, declare, assign, limit, or extinguish, whether in present or in future, any right, title, or interest, whether vested or contingent, of the value of

¹ Printed *supra* p. 88.

² Printed *supra* p. 180.

³ Printed *supra* p. 11.

one hundred rupees and upwards, to or in immoveable property :—

		Rs. A. P.
When the value of the right, title or interest, as stated in the instrument, does not exceed Rs. 200		1 0 0
Exceeding Rs. 200 but not exceeding Rs. 500		2 0 0
Ditto	" 500 ditto " 2,500	4 0 0
Ditto	" 2,500 ditto " 5,000	6 0 0
Ditto	" 5,000 ditto " 10,000	8 0 0
Ditto	" 10,000 ditto " 50,000	10 0 0
Ditto	" 50,000 ditto " 1,00,000	16 0 0
Over	" 1,00,000	20 0 0
When the value is not expressed		10 0 0

IV.—Non-testamentary instruments which acknowledge the receipt or payment of any consideration on account of the creation, declaration, assignment, limitation, or extinction of any such right, title, or interest —

		Rs. A. P.
When the consideration-money, as stated in the instrument, does not exceed Rs. 200		1 0 0
Exceeding Rs. 200 but not exceeding Rs. 500		2 0 0
Ditto	" 500 ditto " 2,500	4 0 0
Ditto	" 2,500 ditto " 5,000	6 0 0
Ditto	" 5,000 ditto " 10,000	8 0 0
Ditto	" 10,000 ditto " 50,000	10 0 0
Ditto	" 50,000 ditto " 1,00,000	16 0 0
Over	" 1,00,000	20 0 0
V.—Written authorities to adopt not conferred by Will		4 0 0

Second Class.

I.—Instruments (other than instruments of gift and Wills) which purport or operate to create, declare, assign, limit, or extinguish, whether in present or in future, any right, title, or interest, whether vested or contingent, of a value less than Rs. 100, to or in immoveable property :—

		Rs. A. P.
When the value of the right, title, or interest, as stated in the instrument, does not exceed Rs. 50		0 4 0
Exceeding Rs. 50		0 8 0

II.—Instruments acknowledging the receipt or payment of any consideration on account of the creation, declaration, assignment, limitation or extension of any such right, title or interest :—

		Rs. A. P.
When the consideration-money, etc., does not exceed Rs. 5		0 4 0
Exceeding Rs. 5		0 8 0

III.—Leases of immoveable property for any not exceeding one year and leases exempted under section 17 :—

		Rs. A. P.
When the rent per annum entered in the lease does not exceed Rs. 100		0 2 0
Exceeding Rs. 100, but not exceeding Rs. 500		0 4 0
Ditto	" 500, ditto " 1,000	0 8 0
Ditto	" 1,000	1 0 0
When the rent is not stated		4 0 0

IV.—Instruments which purport or operate to create, declare, assign, limit, or extinguish any right, title or interest to or in moveable property :—

		Rs. A. P.
When the value of the property is expressed in the instrument and does not exceed Rs. 50		0 2 0
Exceeding Rs.	50, but not exceeding Rs. 100	0 4 0
Ditto	„ 100, ditto „ 200	0 8 0
Ditto	„ 200, ditto „ 500	1 0 0
Ditto	„ 500, ditto „ 2,500	2 0 0
Ditto	„ 2,500, ditto „ 5,000	4 0 0
Ditto	„ 5,000, ditto „ 10,000	6 0 0
Ditto	„ 10,000, ditto „ 50,000	8 0 0
Ditto	„ 50,000, ditto „ 1,00,000	10 0 0
Over	1,00,000	16 0 0
When the value is not expressed		10 0 0

V.—Wills—

On deposit of sealed cover under Section 42, Act XVI of 1908	2 0 0
On application under section 44 for withdrawal of sealed cover deposited under section 42	2 0 0
On application under section 45 for opening a deposited sealed cover	2 0 0

NOTE.—A charge at the rate prescribed in Article IX is to be made for copying into the register book the contents of such sealed cover.

	Rs. A. P.
On the registration of Wills	2 0 0

VI.—

(a) For safe custody of any non-testamentary document in the iron-safe of a Registrar	2 0 0
(b) For return of any such document deposited for safe custody in the iron-safe of a Registrar	2 0 0

VII.—Deed bonds, contracts, or other documents:—

When the amount is expressed and does not exceed Rs. 50		0 2 0
Exceeding Rs.	50, but not exceeding 100	0 4 0
Ditto	„ 100 ditto 200	0 8 0
Ditto	„ 200 ditto 500	1 0 0
Ditto	„ 500 ditto 2,500	2 0 0
Ditto	„ 2,500 ditto 5,000	3 0 0
Ditto	„ 5,000 ditto 10,000	4 0 0
Ditto	„ 10,000 ditto 50,000	6 0 0
Ditto	„ 50,000 ditto 1,00,000	8 0 0
Over	1,00,000	16 0 0
When the value is not expressed		10 0 0

VIII.—

For the registration of a power-of-attorney or any other document registerable under clause (f), section 18, Act XVI of 1908, which cannot be brought under the <i>ad valorem</i> scale prescribed by the immediately preceding clause of this table	2 0 0
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ARTICLE II.

For authentication of a power-of-attorney under section 33, Act XVI, 1908:—

	Rs. A. P.
If such power be general	2 0 0
If special	1 0 0

ARTICLE III.

On discretionary registration by a Registrar under section 30, Act XVI, 1903, an additional fee of

Rs.	A.	P.
	4	0 0

NOTE A.—This additional fee is not payable on the deposit of Wills; nor shall it be levied when the instrument is taken for registration to the Registrar in consequence of the Sub-Registrar being unacquainted with the language in which it is written; nor when a deed is registered by the District Registrar in consequence of the Sub-Registrar being a party interested in the transaction to which such deed relates.

ARTICLE IV.

Rs.	A.	P.
	1	0 0

For filing a translation

ARTICLE V.

Searching of Registers.

Rs.	A.	P.
	1	0 0
	0	8 0

For the first hour or part of such hour
For each subsequent hour or part of an hour

NOTE.—When a Registering Officer is called upon by a Judicial Officer to search registers in order to ascertain whether a particular property is encumbered or not, he shall do so free of charge.

ARTICLE VI.

For the attendance by Registering Officer under sections 31, 33 or 38 at a private residence or a jail, or for the issue of a commission under section 36 or 38, Act XVI of 1908:—

Rs.	A.	P.
	5	0 0
	5	0 0
	16	0 0
	10	0 0

(a) When a satisfactory certificate is produced as to sickness or infirmity, or when the person to be examined is confined in jail, a fee of
(b) When the woman to be examined is exempted from personal appearance under section 132 of the Code of Civil Procedure, a fee of
(c) When the person to be examined is exempted from personal appearance under section 133 of the Code of Civil Procedure a fee of
(d) In all other cases

NOTE A.—In addition to this fee, travelling allowance at the following rates is to be levied for all distances exceeding one mile from the Registration Office:—

In the case of Convenanted and Military Commissioned Officers, three annas a mile by rail and eight annas a mile by road.

In the case of all other Registering Officers, or of Commissioners if appointed, one and a half annas a mile by rail and four annas a mile by road.

NOTE B.—The costs of visit, or of a commission, for the examination of a person exempted under section 133 of the Code of Civil Procedure shall be paid by him, unless the party requiring his evidence pays such costs.

ARTICLE VII.

When, under section 36, Act XVI, 1908, application is made to the Officer or Court appointed by the Local Government to issue a summons, the process fee ordinarily payable on the issue and service of a summons by such Officer or Court is to be levied from the person at whose instance the application is made, and forwarded along with that application.

ARTICLE VIII.

The remuneration of witnesses is to be fixed by the Registering Officer with reference to the rules for the time being in force under order XVI, rule 2 of the Code of Civil Procedure, and must be forwarded with the

application for the issue of summons. When, however, the person summoned is the person who has executed the instrument, remuneration should not be allowed him.

ARTICLE IX.

Making or granting copies of reasons, entries, or documents before, on or after registration :—

Document in the Urdu language if under			Rs. A. P.			Document in English, Hindi, or any other language under			Rs. A. P.		
	100 words	0 1 0		50 words	0 1 0						
"	150 "	0 2 0	"	100 "	0 2 0						
"	250 "	0 3 0	"	200 "	0 4 0						
"	350 "	0 4 0	"	300 "	0 6 0						
"	450 "	0 6 0	"	300 "	0 6 0						
"	500 "	0 7 0	"	400 "	0 8 0						
"	600 "	0 8 0	"	500 "	0 9 0						
"	900 "	0 12 0	"	600 "	0 11 0						
"	1,200 "	1 0 0	"	700 "	0 14 0						
			"	750 "	1 0 0						

Note A.—Copies of reasons granted before registration are those which in cases of refused registration are under section 76, Act XVI, 1908, to be given on application made by any person executing or claiming under the documents.

Note B.—The entering of instruments in the appropriate registers at the time of registration is to be paid for at the rate prescribed in Article IX, and any copies or copying of an instrument necessary under sections 64, 65 and 66, Act XVI, 1908, are to be paid for at that rate at the time of registration of the instrument.

Note C.—When application for a copy under section 57, Act XVI, 1908, necessitates a search, the fee prescribed by Article V is to be levied in addition to that chargeable under Article IX.

Note D.—Government officers who may require to search the registers or take copies of entries in the registers for *bonâ fide* public purposes will be exempted from payment of the fees under Articles V and IX, on a certificate being granted by the Registrar that the information is required solely in the interests of Government.

ARTICLE X.

Unclaimed documents deposited by a Registrar in his iron-safe will be surrendered only on payment of a fee of four annas per mensem, for each month, or portion of a month, during which they have been held in custody.

ARTICLE XI.

When the value of an instrument is expressed in pounds sterling, pounds currency, the value of such money shall be calculated in the currency of British India according to the following scale :—One pound sterling or pound currency is equivalent to fifteen rupees.

[*Gazette of India*, 1913, Pt. II, p. 935.]

No. 510-C.—1269, dated the 29th March 1913.—In exercise of the Rules in Railway
Lands in Rajputana powers conferred on him by notifications of the Government of India in the Foreign Department ¹Nos. 244-I.B. and ²262-I.B., dated respectively the 25th January 1912 and 10th February 1913, the Agent to the Governor General in Rajputana is pleased to issue the following rules under section 69 of the Indian Registration Act, 1908 (XVI of 1908), in respect of the Railway areas mentioned opposite his name in column 1 of the Schedule of the aforesaid notification ¹No. 244-I.B., dated the 25th January 1912, with the exception of the Agra-Delhi Chord Railway which has been affiliated to the Muttra District by the like notification ²No. 1947-I. B., dated 16th September 1912.

These rules will have effect in the aforesaid areas from and after the 1st of April 1913.

Regarding safe custody of records and their destruction.

The office of every Registrar and Sub-Registrar will be supplied with a strong tin-lined box with a Chubb's lock. In this box the Register Books and all papers and instruments connected therewith shall be kept. No money or valuables of any kind shall be deposited in it. The box shall be placed in the room where the Registering Officer transacts his public business, and shall be opened by that officer himself, or in his presence. When locked, the key shall be retained in his own possession. He shall be responsible for the preservation and safe custody of all registration records, including those of previous years, which have accumulated in his office or been transferred to it.

2. Every Registrar shall supply himself with a fire-proof safe. In the safe shall be kept sealed covers of Wills, which may be presented for deposit under section 43, and Wills which may be *opened and redeposited* under section 45 of Act XVI of 1908. Save as provided in rule 3, it shall not be used for any other purpose whatever. The key of the safe shall remain in the personal custody of the Registrar, who alone shall open or close the safe. The safe shall be kept where it cannot be affected by damp, and it shall be opened once a week at least with the view of ascertaining that its contents (if any) are safe, and that the lock is in order.

3. All documents other than those deposited under sections 42 and 43 of Act XVI of 1908, and authorities to adopt, which subsequent to registration in a Registrar's office are not claimed by the persons who presented them for registration, shall, after the expiry of one month, be deposited in the fire-proof safe of the Registrar's office for safe custody and shall be surrendered only

¹ Printed *supra* p. 180.

² Printed *supra* p. 11.

³ Printed *supra* p. 88.

on payment of the fees prescribed by Article X of the Table of Fees. Unclaimed documents presented for registration in the offices of Sub-Registrars, shall, on the expiry of one month, be sent to the Registrar of the District for safe custody in his fire-proof safe and shall only be surrendered on payment of the fees prescribed by the Article above mentioned.

4. Every Sub-Registrar shall, at the close of each official year report to his Registrar the different kinds of records and the periods to which they belong, which he considers may be destroyed, and the Registrar after examining all the reports of his district, and recording his opinion thereon, shall add a report of the same description for his own office, and forward the whole for the orders of the Inspector-General, whom they should reach by the 1st of May. No records shall be destroyed except by the direction of the Inspector-General.

5. Inspections allowed under section 57 of Act XVI of 1908, shall be made in the presence of the Registering Officer, and without writing materials.

6. If the production of a Register Book or of any document in the custody of a Registering officer be required by any Court, it shall be forwarded under charge of a responsible official and application shall be made to the Court for payment of his expenses.

7. *The languages which shall be deemed to be commonly used.*—With reference to section 19 of the Act it is declared that the languages held to be commonly in use in the Registration districts as notified in column 2 of the Schedule to the notification of the Government of India in the Foreign Department, ¹No. 244-I. B., dated 25th January 1912, with the exception of the district consisting of the portion of the Rajputana-Malwa Railway which passes through the Jodhpur and Sirohi States, are English, Urdu, and Hindi, but documents presented for registration may be written in any language commonly in use in a district, in case, however, of the language being other than Urdu and Hindi, they must be accompanied by a true translation into Urdu and Hindi, and also by a true copy. Documents written in English when presented to a European officer or an officer knowing English, need not be accompanied by an Urdu and Hindi translation.

8. *Territorial Divisions.*—The territorial divisions to be recognised under section 21 are the Railway lands notified as sub-districts in column 2 of the schedule mentioned in rule 7 above. The names of those divisions shall be entered in all documents relating to houses and lands, in addition to the name of the Railway station and the adjoining boundaries of the property.

9. *Fines.*—Fines under section 25 shall be levied according to the following scale when, owing to urgent necessity or unavoidable accident, documents are presented for registration after the lapse of the four months

allowed by section 23 or section 24. No registration fees shall be levied in addition to the fines :—

Where the delay has not been more than one month.	}	An amount equal to twice the proper registration fee.
Where the delay has been more than one month, but not exceeding two months.		Three times the amount of the proper registration fee.
More than two months, but not exceeding three months.	}	Six times the amount of the proper registration fee.
More than three months, but not exceeding four months.		Ten times the amount of the proper registration fee.

Additional fines levied under the proviso in section 34, shall be according to the same scale.

10. Applications to the Inspector-General for remission in whole, or in part, of any fine levied under this rule, shall be submitted through the Registrar, who shall endorse his own opinion thereon, and forward them for orders. No such application shall be received or forwarded where the document has not already been registered and the fine or fines paid.

11. *Administration of oaths.*—The discretion vested in Registering Officer by section 63 shall be used with reserve, and oaths administered only in exceptional cases.

12. An oath administered to any person under section 63 includes an affirmation under Section 6 of Act X of 1873.

13. Statements made on oath under section 63 shall not be recorded on the documents, but on separate sheets of paper. They will form a record, and shall be filed in the Registry Office.

14. A note to the effect that recorded evidence has been taken shall be endorsed on the document and entered in the margin of the Register Book in which the document is registered.

15. *Form of memoranda.*—The form, in which memoranda under Sections 64, 65 and 66 shall be prepared, is that given in the Appendix No. 1. Blank lithographed forms will be supplied to each office on application to the Inspector-General.

16. When a Registrar receives copy of an English document, which requires that memoranda be forwarded to Sub-Registrars who do not understand English, the memoranda shall be prepared in Urdu or Hindi.

17. *Authentication of Register Book.*—Every entry made in the Register Books, shall be an exact counterpart of the original, and shall be carefully compared with it; all interlineations, blanks, erasures or alterations, which appear in the original shall be shown in the copy entered in the Register. The Registering Officer shall satisfy himself that this has been done; verifying by his signature or initials any corrections rendered necessary by mere errors of transcription, but no such correction shall be made by an erasure or with a knife. The Registering officer shall also see that the entry has been made in the book to which it properly belongs, that the number affixed to it is that which it ought to bear in order to maintain the consecutive series required by

section 53, and that the book, the volume and the page entered in the certificate of registration are correctly stated ; after which he shall authenticate the entry by legibly affixing his signature in full, together with his official designation at the end of the copy of document registered. Copies of endorsement shall also be initialled or signed by the Registering Officer. The entries shall be authenticated daily as they are made in the Register Books.

18. *Particulars to be contained in Indexes Nos. I, II, III and IV.*— Index No. I is that in which section 55 requires that the names and additions of all persons executing and of all persons claiming under every document entered into, or memorandum filed in Book No. I, shall be entered.

It shall contain the following headings :—

- | | |
|--|--|
| (1) Name of person. | (6) Number of book. |
| (2) Father's name. | (7) Volume of book. |
| (3) Residence. | (8) Page of book. |
| (4) Profession, trade, caste. | (9) Letters under which other persons interested in the transaction have been entered. |
| (5) Interest in the transaction, <i>e.g.</i> ,
buyer, mortgagee, etc. | |

19. Index No. II is that in which by section 55 particulars mentioned in section 21, relating to every document entered or memorandum filed in Book No. I, are to be entered. It shall contain the following headings :—

- | | |
|--|--|
| (1) Name of Railway Station. | (4) Nature of transaction, <i>e.g.</i> , sale of land, lease of house, mortgage of land or house, etc., etc. |
| (2) Name of Sub-district. | (5) Number of book in which document is registered. |
| (3) Name of district and the Railway line. | (6) Volume of book. |
| | (7) Page of book. |

20. Index No. III is that in which section 55 requires the names and additions of all persons executing every Will and authority entered in Book No. III, and of the executors and persons respectively appointed thereunder and after the death of the testator or donor (but not before), the names and additions of all persons claiming under the same shall be entered. It shall contain the headings prescribed for Index No. I.

21. Index No. IV is that in which section 55 requires the names and additions of all persons executing and of all persons claiming under every document entered in Book No. IV to be entered. It shall contain the heading prescribed for Index No. I.

22. A Sub-Registrar, on registering a document of the nature referred to in section 64 or 65, shall enter in his Index No. II, only that portion of the property which is situate in his own sub-district. A Registrar receiving a copy of a document under section 65 or 66 will enter only the property situate in his own district.

23. A Sub-Registrar receiving a memorandum of a document from a Sub-Registrar, or the Registrar of his own district, will enter the particulars relating to it in his Indexes No. I and No. II, but when the memorandum has been received from the Registrar, the entries should be made, in red ink,

with a view to facilitate the omission of such entries in the copy of the Indexes to be furnished to the Registrar.

24. The first letter of the name of person shall be the guide to the letter under which the entry is made, and not of the title or caste and for Europeans, of the surname.

25. Where endorsements or Index entries are made in English, the spelling of vernacular names of places and persons will be regulated by the following table :—

sh	_____	a	_____
s	_____	i	_____
sh	_____	i	_____
s	_____	c	_____
t	_____	u	_____
t	_____	w	_____
z	_____	b	_____
<i>A small' placed above the vowel with } which it is sounded.</i>		p	_____
sh	_____	t	_____
f	_____	t	_____
g	_____	s	_____
k	_____	j	_____
g	_____	ch	_____
t	_____	kh	_____
m	_____	h	_____
n	_____	d	_____
w, o, u, au, (as the case may be)	_____	d	_____
h	_____	z	_____
y, ai, e, (as the case may be)	_____	r	_____
a	_____	s	_____
		r	_____

26. Index entries shall be made on the same day as the document to which they relate is copied or filed in its Register book. They shall be made alphabetically, in Urdu or Hindi on loose sheets of paper, corresponding in size with the sheets of the Register Books, and marked do. do., etc.

Each page shall contain at least 15 entries; and when, under any letter, a sufficient number of entries to fill a sheet, exclusive of those in red ink, have been made in Index No. I or No. II or No. III, the Sub-Registrar shall cause a clearly written copy of them to be made without delay on good paper of the same size as that of the Register Books, and forwarded to his Registrar. The copy so forwarded shall consist of complete sheets, containing at least 60 entries.

27. On the expiration of the calendar year, the remaining entries under each letter shall be copied and forwarded to the Registrar.

28. In forwarding index sheets, Sub-Registrars shall note at the foot of the last page of each sheet the date up to which it contains entries, and shall also attach their signature and the date of despatch.

29. The Registrar, on receipt of such sheets, shall file them under their appropriate letters in his Index file, and on receiving those containing the

remaining entries for the year, shall file them also as above directed, and cause the whole, including those for his own office, to be properly bound into one or more volumes as may be expedient, with reference to volumes being of a convenient size.

30. *Holidays*.—The holidays to be observed in Registration Offices shall be those which may be laid down by the Chief Commissioner, Ajmer-Merwara, for the Civil Courts in Ajmer-Merwara.

GENERAL RULES.

31. *Register Books*.—Book No. 1 is the register of non-testamentary documents relating to immoveable property. This Book and the Indexes relating thereto are open to inspection, and copies of entries in them shall be given to all persons applying for them on payment of the prescribed fees. In this book shall be entered all documents registered under sections 17 and 18 which relate to immoveable property and are not Wills. It shall contain the following headings :—

- (1) Value of stamp and copy of all endorsements made in the Registry Office.
- (2) Serial number of entry, and nature and value of transaction and amount of registration and copying fees and of fines levied.
- (3) Copy of document.
- (4) Note of certified copies of decrees and orders of Civil Courts. Copies of maps shall be pasted on to the first page of the entries to which they appertain.

32. When any document is registered in this book, affecting some other document previously registered in it, a note referring to the later document should be entered in the left hand margin (heading No. 4) of the entry of the earlier document.

33. A supplementary volume of this register in the form of a file book shall be kept up in each office, for the purpose of filling (pasting) in copies and memoranda of instruments received from other officers under sections 64, 65, 66 and 67. This volume shall be called "Supplementary Book No. 1," and shall be so designated in the Indexes in all entries relating to documents filed in it.

34. Book No. 2 is the book in which reasons for refusing to register are to be recorded. It is also open to inspection, and copies of entries in it shall be given to all persons applying for them. When a Sub-Registrar refuses to register a document, on the ground that the property to which it relates is not situate within his sub-district, he need not make an order of refusal, nor record his reasons for refusal. It shall contain the following headings :—

- (1) Serial number and date.
- (2) Nature and value of transaction, and value of stamp.
- (3) Reasons for refusal.

85. Book No. 3 is the register in which Wills and authorities to adopt are to be entered, after they have been registered under section 41, also such Wills as have been opened under section 45. This book is not open to inspection, nor are its Indexes, but copies of entries in it or them shall on payment of prescribed fees be given to persons executing the documents to which the entries relate or to their Agents, and after the death of the Executants (but not before) to any person applying for such copies; the search must be made by the Registering Officer only. When a Will entered in this book affects immoveable property situate in more districts or sub-districts than that where the entry has been made, no copy or memorandum of such Will need be sent to the Registering Officers of those districts or sub-districts. It shall contain the following headings :—

- (1) Value of stamp and copy of all endorsements made in the Registry Office.
- (2) Serial number of entry and nature of document and amount of fees levied.
- (3) Copy of document.

86. To prevent mistakes, it is here explained that every document making posthumous disposition of property is a Will, and should be entered in this book, and that a document which merely declares the fact of having adopted a son, or given a son for adoption, is not an "authority to adopt a son," and should not be entered in this book but in Book No. 4.

87. Book No. 4 is the miscellaneous register in which are to be entered all documents registered under clause (d) and (f) of section 18 which do not relate to immoveable property. It is not open to inspection nor are its Indexes; but copies of entries in it or them shall be given to any person executing or claiming under the documents to which such entries refer, on payment of the prescribed fees. The search must be made by the Registering Officer only. It shall contain the following headings :—

- (1) Value of stamp and copy of all endorsements made in the Registry Office.
- (2) Serial number of entry and nature and value of transaction and amount of fees and fines levied.
- (3) Copy of document.

88. Book No. 5 is the register of deposits of Wills, and is to be kept only in the Offices of Registrar, who alone can receive Wills in sealed cover for deposits. It shall contain the following headings :—

- (1) Serial number.
- (2) Superscription on the sealed cover.
- (3) Inscription on the seal of the cover.
- (4) Time of presentation and receipt of the sealed cover. Year, month, day, hour.
- (5) Name of depositor of the sealed cover.
- (6) Names of persons testifying to the identity of depositor.
- (7) Time of delivery of the sealed cover to applicant for withdrawal. Year, month, day, hour.
- (8) Names of persons testifying to the identity of applicant at the time of delivery.
- (9) Time of opening of the sealed cover. Year, month, day, hour.

39. In addition to the above books, there shall be kept in every Registering Office a Book No. 6 for the purpose of recording brief abstracts of Powers-of-Attorney, authenticated under section 33. It shall contain the following headings :—

- (1) Number (in consecutive series), commencing and terminating with the year.
- (2) Date (year, month, day).
- (3) Name and father's name of principal executing the power.
- (4) Name of Attorney.
- (5) Names of persons identifying the principal.
- (6) Abstract of the contents of the power and amount of fees levied.

Only Powers-of-Attorney to present documents for registration shall be recorded in this book, and this is the only description of Power-of-Attorney which Registering Officers can authenticate under Section 33. General Powers-of-Attorney can be authenticated under this Section, only when they *expressly* contain authority to present documents for registration.

40. If in any Registry Office the number of documents to be registered be so large that there is difficulty in entering them day by day in the appropriate register, the Registering Officer shall be empowered by the Inspector-General to keep up concurrently two volumes of either Register Book No. 1, or No. 4, the document bearing even numbers being entered in one volume, and those bearing odd numbers in the other.

41. All documents shall be presented and registered at the Registration Office at the head-quarters of each district, or sub-district, as the case may be, except in cases specially provided for by the Act.

42. Where Registering Officers have other duties to perform, a certain portion of each day shall be allotted exclusively to registration work. The time so set apart shall be made generally known, and a written notice of it exhibited in a conspicuous and accessible part of the building in which the Registry Office is located. The notice shall state the hours at which documents will be received and returned daily.

43. At the hours appointed in the notice, the Registering Officer shall personally receive all documents for which registration is sought; have them examined in his own presence, and if they are to be admitted, inform each party of the amount he has to pay; and as soon as it is paid, the receipt prescribed in section 52 shall be given to him. If in payment of the fees any party pay more than the exact amount due, the balance shall be returned to him at once.

44. When the necessary endorsements have been recorded, the documents shall be made over to the Registry Moharrir, for the purpose of being entered in their appropriate registers, and as soon as this has been done, the Moharrir shall return the documents to the Registering Officer, who shall retain them

in his own possession until the time appointed for returning documents comes round, and then cause each to be delivered in his own presence to the proper party, the receipt given for it being at the same time taken back. If the party claiming to receive any document be other than the party to whom the receipt was granted, he must have been nominated in writing on the receipt by the original holder of it, as directed in section 61.

45. The receiving of documents or of money, the recording of endorsements and the returning of document shall not be left to any Moharrir, to do at any time, or in the absence of the Registering Officer.

46. Registering Officers shall maintain a vigilant control over their Moharrirs, and not place them in closer contact with the public than is unavoidable.

47. When the Registering Officer is not personally acquainted with executants, he shall require them to produce persons to testify to their identity, who are personally known to him, or to some other person whom he personally knows. He may also, if he think fit, cause descriptive rolls to be recorded of the persons representing themselves as executants; but this procedure must be in addition to, and not take the place of the positive procedure required by section 34, that the Registering Officer shall satisfy himself of their identity, for it must be borne in mind that such descriptive rolls afford in themselves no proof of identity.

48. If the person presenting the document is an agent, he must produce a Power-of-Attorney executed in the presence of and authenticated by a Registering Officer, as required by section 33 of the Act. If he is a representative or assign, he must produce evidence of his status.

49. *Endorsements.*—Endorsements shall be written as far as possible in the language best understood by the party presenting the document for registration: that is to say if he be a European, in English; if a Native, in Urdu or Hindi. The forms for endorsements appended, No. 2 shall be observed by all Registering Officers.

50. Endorsements shall always be written in the presence of the Registering Officer and of the executants of documents, or of the parties authorized to admit execution of them.

51. The fee prescribed for making a copy applied for under the Act shall be paid before the copy is prepared. Before granting an application for a copy the applicant should therefore be informed of the amount of fee leviable under Article IX of the Table of Fees prescribed by the notification of the Agent to the Governor General in Rajputana, ¹No. 509-C.—1269, dated 29th March 1913.

APPENDIX No. 1.

*Memorandum of a document registered by (Registrar or Sub-Registrar
of*

Date of Execution.	Particulars relating to the Executant.	Particulars relating to the person in whose favor executed.	Nature and value of transaction.	Description of the immoveable property to which it relates.	Particulars of Registration.
Year. Month. Date.	Name. Father's name. Caste. Profession. Residence. Railway Station. Sub-District. District and the Railway line. If there be more than one, these particulars shall be given in respect to each of them.	Name. Father's name. Caste. Profession. Residence. Railway Station. Sub-District. District and the Railway line. If there be more than one, these particulars shall be given in respect to each of them.	Whether sale or mortgage, or release. Rupees.	The name of the Station, Railway line, Sub-District and District in which the immoveable property is situate, in addition to its immediate boundaries shall be entered here. Only that portion of the property which is situate in the Sub-District to which the memorandum is sent should be entered.	Register No. Date. Month. Year. In book I. Vol. pages. No.

Forwarded to Sub-Registrar of
under section

Date

Registrar or Sub-Registrar.

APPENDIX No. 2.

Form of Endorsement under section 52, Act XVI of 1908.

This endorsement will be entered on every document presented for registration.

Presented at the office of the Registrar (or Sub-Registrar) of (name of place) on the (day of week), the (day of month) day of (name of month 18) between the hours of _____ A.M. or (P.M.).

Signature of every person presenting } Signature of Registering Officer.
the document.

Form of Endorsement under section 58, Act XVI of 1908.

1. When the person purporting to have executed the document is personally known to the Registering Officer, and admits the execution of the document and the receipt (if any) of the consideration stated in it:

Execution admitted and receipt of consideration acknowledged, (if so),
 by (name), (profession) son of (name), (caste), resident
 of (name of place), Tahsil or Parganah , District
 who is personally known to the Registering officer.

Executant's Signature	...	} Signature of Registering Officer.
Profession	...	
Residence	...	

2. When the person purporting to have executed the document is not personally known to the Registering Officer, but admits the execution of the document and the receipt (if any) of the consideration stated in it:—

Execution admitted and receipt of consideration acknowledged, (if so), by
 (name and profession), son of (caste), resident of (name of place),
 Tahsil or Parganah , District The said (name of
 executant), identified by (name and profession), son of , caste
 resident of , Tahsil , District
 , and by (name and profession), son of
 , caste , resident of Tahsil
 , District ; these witnesses being
 personally known to the Registering Officer or to (name and profession), son of
 caste
 resident of , Tahsil , District
 , the latter being personally known to the Registering Officer.

Signature	...	} of Executant and every other person examined.	} Signature of Re- gistering Officer.
Profession	...		
Residence	...		

(NOTE.—When the executant admits execution of the document, but refuses to sign the endorsement, the Registering Officer will register the document, but endorse a note of such refusal section 58.)

3. When the execution is admitted by an agent.

Execution by (name of executant), admitted by (name of agent), son of
 caste , resident of , Tahsil , District
 , who holds a duly authenticated Power-of-Attorney from (name of
 executant). The said (name of agent), identified by (name of profession)
 son of , caste , resident of
 , Tahsil , District , and
 by (name and profession) resident of , Tahsil
 District ; these witnesses being personally known to the Registering
 Officer, or to (name and profession) , son of , caste
 resident of , Tahsil , District
 the latter being personally known to the Registering Officer.

Signature	...	} of the agent and every other person examined.	} Signature of Registering Officer.
Profession	...		
Residence	...		

4. When the execution is admitted by a representative or assign :—

Execution by (name of executant), admitted by (name of representative or assign), son of _____, caste _____, resident of _____ Tahsil District _____, of whose right to appear as (representative or assign) the Registering Officer is satisfied. The said (name of representative or assign) identified by (name and profession) son of _____, caste _____, resident of _____, tahsil _____, district _____, and by (name and profession), son of _____, caste _____, resident of _____ tahsil _____, district _____; these witnesses being personally known to the Registering Officer, or to (name and profession), son of _____, caste _____, resident of _____, tahsil _____, District _____, who is personally known to the Registering Officer.

Signature	...	} of representative or assign, and of every person examined.	} Signature of Registering Officer.
Profession	...		
Residence	...		

(NOTE.—When the Executant is dead, the fact should be noted in the endorsement.)

5. When the document presented for registration is an instrument executed by any of the officers mentioned in section 88 :—

Having satisfied myself, that this instrument was executed by A. B. Official Trustee (or as the case may be) in his official capacity, his attendance and signature are dispensed with and this instrument is admitted to registration.

Signature of Registering Officer.

Certificate under Section 60.

6. When the document presented for registration is a certified copy of a decree or order of a Civil Court, nothing beyond the endorsement under section 52 and certificate of registration under section 60 will be necessary.

Registered as No. _____ in page or pages _____ of volume _____
of Register Book No. _____ date _____



Signature of Registering Officer.

Form of authentication of Powers-of-Attorney authenticated under section 33.

1. When the principal attends at the Registration Office, or the Registering Officer goes to his house or to a jail.

2. This Power-of-Attorney has been executed in my presence by (name

of executant) who is a resident of my (district or sub-district), and is personally known to me, or is identified by and , who are known to me.



Signature of Registering Officer.

3. When a commission is issued to obtain evidence as to the voluntary nature of the execution —

I have satisfied myself, through (name of person to whom a commission was issued), to whom a commission was issued for the purpose, that this Power-of-Attorney was voluntarily executed by (name of executant), who is a resident of my (district or sub-district).



Signature of Registering Officer.

(NOTE.—When the Registering Officer attends at a private residence or a jail, for the purpose of registering or authenticating a document, or issues a commission to obtain the necessary information to enable him to do so, the fact should be stated in the endorsement.)

REGISTRATION.

Rules under section 69 of Act XVI of 1908.

The following rules which have been prepared under section 69 of the Indian Registration Act, 1908 (XVI of 1908), by the Commissioner, Ajmer-Merwara, as Inspector-General of Registration for the Railway areas mentioned opposite his name in column 1 of the schedule to the notification of the Government of India in the Foreign Department ¹No. 244-I. B., dated the 25th January 1912, and have been approved by the Agent to the Governor General in Rajputana, are hereby published for general information.

These rules will have effect in the aforesaid areas from and after the 1st of April 1913.

Regarding safe custody of records and their destruction.

The office of the Registrar and Sub-Registrar will be supplied with a strong tin-lined box with a Chubb's lock. In this box the Register Books and all papers and instruments connected therewith shall be kept. No money or valuables of any kind shall be deposited in it. The box shall be placed in the room where the Registering Officer transacts his public business, and shall be opened and closed by that officer himself, or in his presence. When locked, the key shall be retained in his possession. He shall be responsible for the preservation and safe custody of all registration records, including those of previous years, which have accumulated in his office, or been transferred to it.

2. The Registrar shall supply himself with a fire-proof safe. In the safe shall be kept sealed covers of Wills, which may be presented for deposit under section 43, and Wills which may be *opened and redeposited* under section 45 of Act XVI of 1908. Save as provided in rule 3, it shall not be used for any other purpose whatever. The key of the safe shall remain in the personal custody of the Registrar, who alone shall open or close the safe. The safe shall be kept where it cannot be affected by damp, and it shall be opened once a week at least, with the view of ascertaining that its contents (if any) are safe, and that the lock is in order.

3. All documents other than those deposited under sections 42 and 43 of Act XVI of 1908, and authorities to adopt, which subsequent to registration in the Registrar's Office are not claimed by the persons who presented them for registration, shall after the expiry of one month be deposited in the fire-proof safe of the Registrar's Office for safe custody and shall be surrendered only on payment of the fees prescribed by Article X of the Table of Fees. Unclaimed documents presented for registration in the office of the Sub-Registrar shall, on the expiry of one month, be sent to the Registrar of the District for safe custody in his fire-proof safe and shall only be surrendered in payment of the fees prescribed by the Article above mentioned.

4. The Sub-Registrar shall, at the close of each official year, report to his Registrar the different kinds of records, and the periods to which they belong, which he considers may be destroyed, and the Registrar, after examining all the reports of his district and recording his opinion thereon, shall add a report of the same description for his own office, and forward the whole for the orders of the Inspector-General, whom they should reach by the 1st of May. No records shall be destroyed except by the direction of the Inspector General.

5. Inspection allowed under section 57 of Act XVI of 1908 shall be made in the presence of the Registering Officer, and without writing materials.

6. If the production of a Register Book, or of any document in the custody of a Registering Officer, be required by any Court, it shall be forwarded under charge of a responsible official and application shall be made to the Court for payment of his expenses.

7. *The languages which shall be deemed to be commonly used.*—With reference to section 19 of the Act it is declared that the languages held to be commonly in use in the Registration district formed by the lands within the Rajputana-Malwa Railway limits in the Jodhpur and Sirohi States, are Urdu and Hindi, but documents presented for registration may be written in any language commonly in use in a district; in case, however, of the language being other than Urdu and Hindi, they must be accompanied by a true trans-

lation into Urdu and Hindi, and also by a true copy. Documents written in English, when presented to a European officer or an officer knowing English, need not be accompanied by an Urdu and Hindi translation.

8. *Territorial Divisions*.—The territorial divisions to be recognised under section 21 are the Railway lands notified as sub-districts in column 2 of the schedule mentioned in rule 7 above. The names of these divisions shall be entered in all documents relating to houses and lands, in addition to the name of the railway station and the adjoining boundaries of the property.

9. *Fines*.—Fines under section 25 shall be levied according to the following scale when owing to urgent necessity or unavoidable accident, documents are presented for registration after the lapse of the four months allowed by section 23 or section 24. No registration fees shall be levied in addition to the fines.

Where the delay has not been more than one month.	{	An amount equal to twice the proper registration fee.
Where the delay has been more than one month, but not exceeding two months.	{	Three times the amount of the proper registration fee.
More than two months, but not exceeding three months.	{	Six times the amount of the proper registration fee.
More than three months, but not exceeding four months.	{	Ten times the amount of the proper registration fee.

Additional fines levied under the proviso in section 34 shall be according to the same scale.

10. Applications to the Inspector-General for remission, in whole or in part, of any fine levied under this rule shall be submitted through the Registrar, who shall endorse his own opinion thereon, and forward them for orders. No such application shall be received or forwarded where the document has not already been registered and the fine or fines paid.

11. *Administrations of oath*.—The discretion vested in Registering Officer by section 63 shall be used with reserve, and oaths administered only in exceptional cases.

12. An oath administered to any person under section 63 includes an affirmation under section 6 of Act X of 1873.

13. Statements made on oath under section 63 shall not be recorded on the documents, but on separate sheets of paper. They will form a record, and shall be filed in the Registry Office.

14. A note to the effect that recorded evidence has been taken shall be endorsed on the document and entered in the margin of the Register Book, in which the document is registered.

15. *Form of memoranda*.—The form in which memoranda under sections 64, 65 and 66 shall be prepared is that given in the Appendix No. 1. Blank lithographed forms will be supplied to each office on application to the Inspector-General.

16. When the Registrar receives copy of an English document, which requires that memoranda be forwarded to Sub-Registrars who do not understand English, the memoranda shall be prepared in Urdu or Hindi.

17. *Authentication of Register Book.*—Every entry made in the Register Books shall be an exact counterpart of the original, and shall be carefully compared with it; all interlineations, blanks, erasures or alterations, which appear in the original shall be shown in the copy entered in the Register. The Registering Officer shall satisfy himself that this has been done, verifying by his signature or initials any corrections rendered necessary by mere errors of transcription, but no such correction shall be made by an erasure or with a knife. The Registering Officer shall also see that the entry has been made in the book to which it properly belongs, that the number affixed to it is that which it ought to bear in order to maintain the consecutive series required by section 53, and that the book, the volume and the page entered in the certificate of registration are correctly stated; after which he shall authenticate the entry by legibly affixing his signature in full, together with his official designation at the end of the copy of document registered. Copies of endorsement shall also be initialled or signed by the Registering Officer. The entries shall be authenticated daily as they are made in the Register Books.

18. *Particulars to be contained in Indexes Nos. I, II, III, and IV.*—Index No. I is that in which section 55 requires that the names and additions of all persons executing, and of all persons claiming under every document entered into, or memorandum filed in Book No. 1, shall be entered.

It shall contain the following headings:—

- | | |
|---|--|
| (1) Name of person. | (6) Number of book. |
| (2) Father's name. | (7) Volume of book. |
| (3) Residence. | (8) Page of book. |
| (4) Profession, trade, caste. | (9) Letters under which other persons interested in the transaction have been entered. |
| (5) Interest in the transaction, <i>e.g.</i> , buyer, mortgagee, etc. | |

19. Index No. II is that in which by section 55 particulars mentioned in section 21, relating to every document entered or memorandum filed in Book No. I, are to be entered. It shall contain the following headings:—

- | | |
|--|---|
| (1) Name of Railway Station. | (5) Number of book in which document is registered. |
| (2) Name of Sub-District. | (6) Volume of book. |
| (3) Name of District and the Railway line. | (7) Page of book. |
| (4) Nature of transaction, <i>e.g.</i> , sale of land, lease of house, mortgage of land or house, etc., etc. | |

20. Index No. III is that in which section 55 requires the names and additions of all persons executing every Will and authority entered in book No. III, and of the executors and persons respectively appointed thereunder, and after the death of the testator or donor (but not before), the names and additions of all persons claiming under the same shall be entered. It shall contain the headings prescribed for Index No. I.

21. Index No. IV is that in which section 55 requires the names and additions of all persons executing and of all persons claiming under every document entered in Book No. IV to be entered. It shall contain the headings prescribed for Index No. I.

22. The Sub-Registrar, on registering a document of the nature referred to in section 64 or 65, shall enter in his Index No. II only that portion of the property which is situate in his own sub-district. The Registrar receiving a copy of a document under section 65 or 66 will enter only the property situate in his own district.

23. The Sub-Registrar receiving a memorandum of a document from a Sub-Registrar or the Registrar of his own district will enter the particulars relating to it in his indexes No. I and No. II, but when the memorandum has been received from the Registrar, the entries should be made in red ink, with a view to facilitate the omission of such entries in the copy of the Indexes to be furnished to the Registrar.

24. The first letter of the name of person shall be the guide to the letter under which the entry is made, and not of the title or caste, and for Europeans, of the surname.

25. Where endorsements or Index entries are made in English, the spelling of vernacular names of places and persons will be regulated by the following table :—

z	_____	a	_____
s	_____	i	_____
sh	_____	i	_____
s	_____	c	_____
s	_____	u	_____
t	_____	u	_____
s	_____	b	_____
		p	_____
<i>A small ' placed above the vowel with which</i>		t	_____
<i>it is sounded.</i>		t	_____
gh	_____	s	_____
f	_____	j	_____
q	_____	ch	_____
h	_____	kh	_____
g	_____	h	_____
t	_____	d	_____
m	_____	d	_____
n	_____	e	_____
v, o, u, au, (as the case may be)		r	_____
h	_____	s	_____
y, ai, e, (as the case may be)		r	_____
a	_____		

26. Index entries shall be made on the same day as the document to which they relate is copied or filed in its Register Book. They shall be made alphabetically in Urdu or Hindi on loose sheets of paper, corresponding in size with the sheets of the Register Books, and marked do. do. etc.

Each page shall contain at least 15 entries; and when under any letter a sufficient number of entries to fill a sheet, exclusive of those in red ink, have been made in Index No. I or No. II or No. III, the Sub-Registrar shall cause a clearly written copy of them to be made without delay on good paper of the same size as that of the Register Books, and forwarded to his Registrar. The copy so forwarded shall consist of complete sheets containing at least 60 entries.

27. On the expiration of the calendar year, the remaining entries under each letter shall be copied and forwarded to the Registrar.

28. In forwarding Index sheets the Sub-Registrar shall note at the foot of the last page of each sheet the date up to which it contains entries, and shall also attach their signature and the date of despatch.

29. The Registrar, on receipt of such sheets, shall file them under their appropriate letters in his Index file, and on receiving those containing the remaining entries for the year, shall file them also as above directed, and cause the whole, including those for his own office, to be properly bound into one or more volumes as may be expedient, with reference to volumes being of a convenient size.

30. *Holidays.*—The holidays to be observed in the Registration Offices shall be those which may be laid down by the Chief Commissioner, Ajmer-Merwara, for the Civil Courts in Ajmer-Merwara.

GENERAL RULES.

31. *Register Books.*—Book No. 1 is the register of non-testamentary documents relating to immoveable property. This book and the Indexes relating thereto are open to inspection, and copies of entries in them shall be given to all persons applying for them on payment of the prescribed fees. In this book shall be entered all documents registered under sections 17 and 18 which relate to immoveable property and are not Wills. It shall contain the following headings :—

- (1) Value of stamp and copy of all endorsements made in the Registry office.
- (2) Serial number of entry, and nature and value of transaction and amount of Registration and copying fees and of fines levied.
- (3) Copy of document.
- (4) Note of certified copies of decrees and orders of Civil Courts. Copies of maps shall be pasted on to the first page of the entries to which they appertain.

32. When any document is registered in this book affecting some other document previously registered in it, a note referring to the later document should be entered in the left hand margin (heading No. 4) of the entry of the earlier document.

33. A supplementary volume of this register in the form of a file book shall be kept up in each office, for the purpose of filling (pasting) in copies and memoranda of instruments received from other offices under sections 64, 65, 66 and 67. This volume shall be called "Supplementary Book No. 1," and shall be so designated in the Indexes in all entries relating to documents filed in it.

34. Book No. 2 is the book in which reasons for refusing to register are to be recorded. It is also open to inspection, and copies of entries in it shall be given to all persons applying for them. When the Sub-Registrar

refuses to register a document, on the ground that the property to which it relates is not situate within his sub-district, he need not make an order of refusal, nor record his reason for refusal. It shall contain the following headings :—

- (1) Serial number and date.
- (2) Nature and value of transaction, and value of stamp.
- (3) Reasons for refusal.

35. Book No. 3 is the register in which Wills and authorities to adopt are to be entered after they have been registered under section 41, also such Wills as have been opened under section 45. This book is not open to inspection, nor are its Indexes, but copies of entries in it or them shall on payment of prescribed fees be given to persons executing the documents to which the entries relate or to their agents, and after the death of the Executants (but not before) to any person applying for such copies; the search must be made by the Registering Officer only. When a Will entered in this book affects immoveable property situate in more districts or sub-districts than that where the entry has been made, no copy or memorandum of such Will need be sent to the Registering Officers of those districts or sub-districts. It shall contain the following headings :—

- (1) Value of stamp and copy of all endorsements made in the Registry office.
- (2) Serial number of entry and nature of document and amount of fees levied.
- (3) Copy of document.

• 36. To prevent mistakes, it is here explained that every document making posthumous disposition of property is a Will, and should be entered in this book, and that a document which merely declares the fact of having adopted a son, or given a son for adoption, is not an "authority to adopt a son," and should not be entered in this book but in Book No. 4.

37. Book No. 4 is the miscellaneous register in which are to be entered all documents registered under clauses (d) and (f) of section 18 which do not relate to immoveable property. It is not open to inspection nor are its Indexes; but copies of entries in it or them shall be given to any person executing or claiming under the documents to which such entries refer, on payment of the prescribed fees. The search must be made by the Registering Officer only. It shall contain the following headings :—

- (1) Value of stamp and copy of all endorsements made in the Registry Office.
- (2) Serial number of entry and nature and value of transaction and amount of fees and fines levied.
- (3) Copy of document.

38. Book No. 5 is the register of deposits of Wills, and is to be kept only in the Office of the Registrar who alone can receive Wills in sealed covers for deposits. It shall contain the following headings :—

- (1) Serial number.
- (2) Superscription on the sealed cover.
- (3) Inscription on the seal of the cover.
- (4) Time of presentation and receipt of the sealed cover. Year, month, day, hour.

- (5) Name of depositor of the sealed cover.
- (6) Names of persons testifying to the identity of depositor.
- (7) Time of delivery of the sealed cover to applicant for withdrawal. Year, month, day, hour.
- (8) Names of persons testifying to the identity of applicant at the time of delivery.
- (9) Time of opening of the sealed cover. Year, month, day, hour.

39. In addition to the above books, there shall be kept in each Registering Office a Book No. 6 for the purpose of recording brief abstracts of Powers-of-Attorney, authenticated under section 33. It shall contain the following headings :—

- (1) Number (in consecutive series), commencing and terminating with the year.
- (2) Date (year, month, day).
- (3) Name and father's name of principal executing the power.
- (4) Name of attorney.
- (5) Names of persons identifying the principal.
- (6) Abstract of the contents of the power and amount of fees levied.

Only Powers-of-Attorney to present documents for registration shall be recorded in this book and this is the only description of Power-of-Attorney which Registering Officers can authenticate under section 33. General Powers-of-Attorney can be authenticated under this section, only when they *expressly* contain authority to present documents for registration.

40. If in any Registry office the number of documents to be registered be so large that there is difficulty in entering them day by day in the appropriate register, the Registering Officer shall be empowered by the Inspector General to keep up concurrently two volumes of either Register Book No. 1 or No. 4, the document bearing even numbers being entered in one volume, and those bearing odd numbers in the other.

41. All documents shall be presented and registered at the Registration Office at the head-quarters of each district or sub-district, as the case may be, except in cases specially provided for by the Act.

42. Where Registering Officers have other duties to perform, a certain portion of each day shall be allotted exclusively to registration work. The time so set apart shall be made generally known, and a written notice of it exhibited in a conspicuous and accessible part of the building in which the Registry Office is located. The notice shall state the hours at which documents will be received and returned daily.

43. At the hours appointed in the notice, the Registering Officer shall personally receive all documents for which registration is sought; have them examined in his own presence, and if they are to be admitted, inform each party of the amount he has to pay; and as soon as it is paid, the receipt prescribed in section 52 shall be given to him. If in payment of the fees any party pay more than the exact amount due, the balance shall be returned to him at once.

44. When the necessary endorsements have been recorded, the documents shall be made over to the Registry Moharrir, for the purpose of being entered

in their appropriate registers, and as soon as this has been done, the Moharrir shall return the documents to the Registering Officer, who shall retain them in his own possession until the time appointed for returning documents comes round, and then cause each to be delivered in his own presence to the proper party, the receipt given for it being at the same time taken back. If the party claiming to receive any document be other than the party to whom the receipt was granted, he must have been nominated in writing on the receipt by the original holder of it, as directed in section 61.

45. The receiving of documents or of money, the recording of endorsements and the returning of documents shall not be left to any Moharrir to do at any time or in the absence of the Registering Officer.

46. Registering Officers shall maintain a vigilant control over their Moharrirs, and not place them in closer contact with the public than is unavoidable.

47. When the Registering Officer is not personally acquainted with executants, he shall require them to produce some persons to testify to their identity who are personally known to him, or to other person whom he personally knows. He may also, if he think fit, cause descriptive rolls to be recorded of the persons representing themselves as executants; but this procedure must be in addition to, and not take the place of, the positive procedure required by section 34, that the Registering Officer shall satisfy himself of their identity, for it must be borne in mind that such descriptive rolls afford in themselves no proof of identity.

48. If the person presenting the document is an agent, he must produce a Power-of-Authority executed in the presence of, and authenticated by a Registering Officer, as required by section 33 of the Act. If he is a representative or assign, he must produce evidence of his status.

49. *Endorsements.*—Endorsements shall be written, as far as possible, in the language best understood by the party presenting the document for registration: that is to say, if he be a European, in English; if a Native, in Urdu or Hindi. The forms for endorsements appended, No. 2, shall be observed by all Registering Officers.

50. Endorsements shall always be written in the presence of the Registering Officer and of the executants of documents, or of the parties authorized to admit execution of them.

51. The fee prescribed for making a copy applied for under the Act shall be paid before the copy is prepared. Before granting an application for a copy the applicant should, therefore, be informed of the amount of fee leviable under Article IX of the Table of Fees prescribed by the notification of the Agent to the Governor-General in Rajputana,¹ No. ^{509-C.} 1269, dated 29th March 1913.

APPENDIX No. 1.

*Memorandum of document registered by (Registrar or Sub-
of*

Date of execution.	Particulars relating to the Executant.	Particulars relating to the person in whose favour executed.	Nature and value of transaction.	Description of the immoveable property to which it relates.	Particulars of registration.
Year.	Name.	Name.	Whether sale or mortgage, or release.	The name of the station, Railway line, sub-district, and district in which the immoveable property is situate, in addition to its immediate boundaries shall be entered here.	Registered No.
Month.	Father's name.	Father's name.	Rupees.		Date.
Date.	Caste.	Caste.		Only that portion of the property which is situate in the sub-district to which the memorandum is sent should be entered.	Month.
	Profession.	Profession.			Year.
	Residence.	Residence.			In Book I.
	Railway Station.	Railway Station.			Vol. Pages No.
	Sub-District.	Sub-District.			
	District and the Railway line.	District and the Railway line.			
	If there be more than one, these particulars shall be given in respect to each of them.	If there be more than one, these particulars shall be given in respect to each of them.			

Forwarded to Sub-Registrar of
under section.

Date

Registrar or Sub-Registrar,

APPENDIX No. 2.

Form of Endorsement under section 52, Act XVI of 1908.

This endorsement will be entered on every document presented for registration.

Presented at the office of the Registrar (or Sub-Registrar) of (name of place) on the (day of week), the (day of month), day of (name of month 18) between the hours of A. M. (or P. M.)

Signature of every person presenting } Signature of Registering Officer.
the document.

Form of Endorsement under section 58, Act XVI of 1908.

1. When the person purporting to have executed the document is personally known to the Registering Officer, and admits the execution of the document and the receipt (if any) of the consideration stated in it:—

Execution admitted and receipt of consideration acknowledged, (if so), by
(name) (profession) son of (name), (caste), resident of
(name of place), Tahsil or Parganah, District
who is personally known to the Registering Officer.

Executant's Signature	} Signature of Registering Officer.
Profession	
Residence	

2. When the person purporting to have executed the document is not personally known to the Registering Officer, but admits the execution of the document and the receipt (if any) of the consideration stated in it:—

Execution admitted and receipt of consideration acknowledged, (if so), by
(name and profession), son of (caste), resident of (name
of place), Tahsil or Parganah, District.

The said (name of executant), identified by (name and pro-
fession), son of

resident of, caste, district
, tahsil

, and by (name and profession), son of
, caste, resident of
tahsil, district; these witnesses
being personally known to the Registering Officer or to (name and pro-
fession) son of

caste, resident of, tahsil
, district, the latter

being personally known to the Registering Officer.

Signature	} of Executant and every other person examined.	} Signature of Regis- tering Officer.
Profession		
Residence		

(NOTE.—When the executant admits execution of the document, but refuses to sign the endorsement, the Registering Officer will register the document, but endorse a note of such refusal, section 58.)

3. When the execution is admitted by an agent.

Execution by (name of executant), admitted by (name of
agent), son of, caste, resident of
, tahsil
, district, who holds a duly authenticated

Power-of-Attorney from (name of executant). The said (name of agent),

identified by (name and profession)

son of _____, caste _____
 resident of _____, tahsil _____, district _____
 _____, and by (name and profession) _____ resident of _____
 tahsil _____ district; these witnesses
 being personally known to the Registering Officer, or to (name and profession) _____

son of _____, caste _____
 resident of _____, tahsil _____, district _____
 the latter being personally known to the Registering Officer

Signature . { of the agent and every } Signature of Register-
 Profession . { other person examined. } ing Officer.
 Residence . { }

4. When the execution is admitted by a representative or assign :—

Execution by (name of executant), admitted by (name of representative
 or assign), son of _____, caste _____, resident of
 tahsil _____, district _____, whose right to appear as
 representative or assign) the Registering Officer is satisfied. The said
 name of representative or assign) identified by (name and profession)
 son of _____, caste _____

resident of _____, tahsil _____,
 _____, district _____, and by (name and profession)
 son of _____, caste _____, resident of
 tahsil _____, district _____; these witnesses being
 personally known to the Registering Officer, or to (name and
 profession), son of _____, caste _____, resident of
 tahsil _____, district _____, who is personally
 known to the Registering Officer,

Signature . { of representative or assign, } Signature of Regis-
 Profession . { and of every person examined. } tering Officer.
 Residence . { }

(NOTE.—When the executant is dead, the fact should be noted in the endorsement.)

5. When the document presented for registration is an instrument
 executed by any of the Officers mentioned in section 88 :—

Having satisfied myself that this instrument was executed by A. B.
 Official Trustee (or as the case may be) in his official capacity, his attendance
 and signature are dispensed with and this instrument is admitted to
 registration.

Signature of Registering Officer.

Certificate under section 60.

6. When the document presented for registration is a certified copy of a decree or order of a Civil Court, nothing beyond the endorsement under section 52, and the certificate of registration, under section 60 will be necessary.

Registered as No.	in page or pages	of volume
of Register Book No.	date	—



Signature of Registering Officer.

Form of authentication of Powers-of-Attorney authenticated under section 33.

1. When the principal attends at the Registration Office or the Registering Officer goes to his house or to a jail.

2. This Power-of-Attorney has been executed in my presence by (name of executant) who is a resident of my (district or sub-district), and is personally known to me, or is identified by _____ and _____, who are known to me.



Signature of Registering Officer.

3. When a commission is issued to obtain evidence as to the voluntary nature of the execution : —

I have satisfied myself, through (name of person to whom a commission was issued), to whom a commission was issued for the purpose, that this Power-of-Attorney was voluntarily executed by (name of executant), who is a resident of my (district or sub-district).



Signature of Registering Officer.

(NOTE.—When the Registering Officer attends at a private residence or a jail, for the purpose of registering or authenticating a document, or issues a commission to obtain the necessary information to enable him to do so, the fact should be stated in the endorsement.)

No. 78.

Page 212.—Insert the following before entries relating to the Foreigners Ordinance, 1914 (see *addendum* No. 57):—

Indian Airships
Act, 1911.
Prohibition of
navigation.

No. 718-B., dated the 6th June 1914.—In exercise of the powers conferred by section 7 of the Indian Airships Act, 1911 (XVII of 1911), as applied to the lands in Central India occupied by the Midland Section of the Great Indian Peninsula Railway, the Agent to the Governor General in Central India is pleased to prohibit the navigation of any airship, other than an airship belonging to the British Military Authorities, over the said lands within a distance of three miles of any of the bridges in the said Section specified in the list hereto annexed:—

List.

Situation of bridge.				River crossed.	Nearest railway station.
Main line	Mile	.	476	Narbada . . .	Hoshangabad.
" "	"	.	551	Betwa . . .	Bhilsa.
" "	"	.	676	Betwa . . .	Basai.
" "	"	.	797	Chambal . . .	Hetampur.
Manikpur Branch	"	.	709	Betwa . . .	Orchha.
" "	"	.	749½	Dhasan . . .	Rora.

[*Gazette of India*, 1914, Pt. II, p. 1598.]

No. 1652-B., dated the 19th December 1914.
(Printed *supra*, page 105.)

Indian Lun
Act, 1912.
Appointme
Magistrate.

No. 1667-I.B., dated the 28th August 1914. }
No. 1668-I.B., dated the 28th August 1914. } Printed in Appendix XX.

Delegation of powers
to civil and military
authorities.
Entry and departure
of foreigners.

Foreigners Act,
1864.

No. 1443-I.B., dated the 14th August 1914.
 + No. 1103 D dated the 26th February 1915.
 No. 1444-I.B., dated the 14th August 1914. } Printed in Appendix XX.

Period of application
of section 5 and
subsequent sections.
Exemptions.

... of the South Central Division which lie in the Hyderabad State form part of the Administered Areas under the administration of the Resident at Hyderabad. Accordingly, the orders in force there under Acts locally applied and under Local Laws are entered *in extenso* in Volume III, Chapter I, and only references to them are given here.

Orders under Acts locally applied.

	Court-fees Act, 1870.
No. 80, dated the 22nd November 1899.—Printed Vol. III, page 1.	Scale of process fees.
No. 46, dated the 3rd August 1901.—Printed Vol. III, page 8.	Payment for stamps to be made in Hali Sikka currency.
No. 2622-I.B., dated the 7th July 1905.—Printed Vol. III, page 9.	Reductions and remissions of fees.
No. 3-J., dated the 8th January 1906.—Printed Vol. III, page 14.	Special Marriage Act 1872.
No. 41, dated the 14th September 1906.—Printed Vol. III, page 41.	Fees.
No. 51, dated the 25th July 1899.—Printed Vol. III, page 41.	Vaccination Act, 1890.
No. 81, dated the 22nd December 1899.—Printed Vol. III, page 45.	Rules.
No. 3610-I.A., dated the 8th December 1899.—Printed Vol. III, page 45.	Probate and Administration Act, 1881.
No. 20, dated the 20th March 1900.—Printed Vol. III, page 45.	Courts authorised to receive applications.
No. 4446-I.B., dated the 25th September 1903.—Printed Vol. III, page 54.	Indian Factories Act, 1881.
No. 1826-I.B., dated the 17th September 1909.—Printed Vol. III, page 56.	Certifying Surgeon.
No. 784-I.B., dated the 9th April 1913.—Printed in Appendix XVIII.	His fees.
	Factory Rules.
	Factory Returns.
	Negotiable Instruments Act, 1881.
	Rules.
	Indian Railways Act, 1890.
	Rules—
	(a) for working open lines and lines under construction, and
	(b) regarding accidents.
	Delegation of powers to the Resident.

Secretary to
Railway Board em-
powered to sign
documents.

No. 802, dated the 24th March 1905.—Printed in Appendix XVIII.

Epidemic Diseases
Act, 1897.

Delegation of
powers to the
Resident.

No. 5041-I.C., dated the 20th December 1906.—Printed in Appendix
XVI.

Rules.

No. 9, dated the 30th January 1905.—Printed Vol. III, page 99.

Reformatory Schools
Act, 1897.

Instructions as to
sending youthful
offenders to
reformatories

No. 349, dated the 7th November 1901.—Printed Vol. III, page 108.

Yarowda
reformatory made
available.

No. 1240, dated the 28th October 1898.—Printed Vol. III, page 108.

Code of Criminal
Procedure, 1893.

Post Mortem
examinations.

No. 65, dated the 11th September 1905. } —Printed Vol. III, pages 110
No. 67, dated the 14th September 1905. } and 111.

Indian Stamp Act,
1899.

Reduction and
remission of duties:

No. 51-I.B., dated the 7th January 1910.—Printed Vol. III, page 111.

Conversion rates
for calculating
Stamp duty.

No. 2993-Ex., dated the 21st May 1908. } —Printed Vol. III, page 116.
No. 943-I.B., dated the 19th May 1910. }

Use of impressed and
adhesive stamps.
First Assistant
Resident to be
Inspector-General
of Stamps.

No. 943-I.B., dated the 19th May 1910.—Printed Vol. III, page 116.

No. 4, dated the 16th January 1904.—Printed Vol. III, page 118.

Indian Petroleum
Act, 1899.

No. 38, dated the 29th June 1909.—Printed Vol. III, page 118.

Calcium carbide
rules.

No. 65, dated the 22nd July 1907.—Printed Vol. III, page 148.

Powers of officers.

No. 37, dated the 29th June 1909.—Printed Vol. III, page 161.

Application of
provisions to
Calcium carbide.

No. 428-I.B., dated the 1st February 1907.—Printed Vol. III, page 162.

No. 20, dated the 7th June 1894.—Printed Vol. III, page 162.

Standardization of
barometer for test
apparatus. |

No. 48-J., dated the 10th May 1910.—Printed Vol. III, page 168.

Poisons Act, 1904.

Rules.

No. 801, dated the 24th March 1905.

No. 9940, dated the 17th December 1906.

No. 2972, dated the 8th April 1907.

No. 2140, dated the 28th February 1908.

} Printed in Appendix XVIII.

Indian Railway
Board Act, 1905.

Powers of the
Railway Board.

Indian Registration
Act, 1908.

No. 5, dated the 16th January 1904.—Printed Vol. III, page 172.

First Assistant
Resident to be
Inspector-General
of Registration.

No. 12, dated the 5th May 1894.

No. 53, dated the 2nd October 1900.

} Printed Vol. III, page 174.

Formation of
Registration District
and Sub-District.

Appointment of
Registrar and Sub-
Registrar.

No. 190, dated the 15th October 1883.—Printed Vol. III, page 175.

Rules.

No. 14, dated the 5th May 1894.—Printed Vol. III, page 221.

Fees.

Cantonments Act,
1910.

No. 2331-I.B., dated the 20th October 1911.—Printed

Vol. III,
page 264.

Exclusion of certain
railway lands from
the operation of the
Act in Secunderabad.

No. 3802-I.B., dated the 14th October 1904.

No. 809-I.A., dated the 11th April 1913.

} Printed Vol. III, page 267.

Indian Lunacy Act,
1912.

Admission of lunatics
to asylums in British
India.

Wild Birds and
Animals Protection
Act, 1913.

No. 102, dated the 23rd November 1912.—Printed Vol. III, page 267.

Close time defined.

No. 59.

Page 215.—After the entry relating to No. 102, dated the 23rd November 1912, insert the following:—

No. 1667-I.B., dated the 28th August 1914.

No. 1668-I.B., dated the 28th August 1914.

} Printed in Appendix XX.

Foreigners
Ordinance, 1914.

Delegation of powers
to civil and military
authorities.
Entry and departure
of foreigners.

Opium Rules, 1903.

Orders under Local Laws.

Disposal of
confiscated articles.

No. 26, dated the 8th May 1903.—Printed Vol. III, page 319.

Rewards.

No. 27, dated the 8th May 1903.— Printed Vol. III, page 320.

Intoxicating Drugs
Law, 1911.

Rules.

No. 65, dated the 21st June 1912.—Printed Vol. III, page 349

1 SOUTHERN DIVISION.

Orders under Acts locally applied.

Police Act, 1861.

No. 1250, dated the 11th March 1904.—The Resident in Mysore is pleased to issue the following rules for the guidance of the police on the portions of the railways in Mysore under the jurisdiction of the British Government in the matter of arrest and prosecution of Railway employes under sections 101 and 131 of the Indian Railways Act, 1890 (Act IX of 1890).

Rules¹ for the guidance of the Police in the arrest and prosecution of Railway employes in Mysore.

ARREST.

The exercise by the Railway Police of the power of arrest without warrant given them in section 131 of the Indian Railways Act (IX of 1890) for offences under section 101 of the same Act, is discretionary. It should be exercised only in extreme cases as for instance when—

- (a) there has been loss of life or serious injury to persons; or
- (b) a person is caught in the commission of a grave offence; or
- (c) the accused is likely to abscond or to continue to endanger the safety of the public.

When arrest is made without warrant, immediate intimation of such arrest must be given to the head of the railway employé's Department.

2. Under ordinary circumstances, no immediate arrest is necessary. A warrant should be applied for in the usual manner, the police maintaining a watch over the movements of the accused, where this precaution is deemed necessary.

3. When arrest is effected by warrant, the warrant should in the absence of any direction to the contrary in the warrant under section 77 of the Code of Criminal Procedure, 1898, be executed by a Police officer of rank superior to that of a Head Constable, First Grade, or by any Station House Officer within his own limits. The officer entrusted with the execution of the warrant will execute it judiciously, and if the arrest is likely to cause risk or inconvenience to the public, make arrangements to prevent the escape of the accused and apply to the head of his department to have him relieved, arrest being deferred till he is so relieved.

¹ According to the classification on p. 5 *supra*.

² Under the terms of notification No. 507-I., dated the 6th February 1896 (printed p. 131 *supra*) orders under Acts in force in the Civil and Military Station of Bangalore are in force in the railway lands in Mysore over which jurisdiction has been ceded, unless declared to the contrary. The orders now printed for Mysore are those which have been specially made for the railway lands.

³ Cf. section 46 (2) (a) of the Police Act, 1861. Printed General Acts, Vol. I, Ed. 1909, p. 378.

No. 802, dated the 24th March 1905.—Printed in Appendix XVIII.

Authority to the Secretary to the Railway Board to sign documents.

Epidemic Diseases Act, 1897.

No. 5041-I. C., dated the 20th December 1906.—Printed in Appendix XVI. Delegation of powers to the Resident.

Code of Criminal Procedure, 1898.

No. 706, dated the 20th February 1897.—The Resident in Mysore is pleased to declare that for the purposes of the Code of Criminal Procedure (Act X of 1882)¹ and section 83 of the Indian Railways Act, IX of 1890, the location and limits of the police stations formed within the Railway lands in Mysore, jurisdiction over which has been ceded to the British Government, shall be as specified in the statement below :—

JURISDICTION.				Where located.	Railway Stations included within the jurisdiction of the Police Stations.
COMMENCING FROM		ENDING AT			
Mile and Telegraph post on the Railway.		Mile and Telegraph post on the Railway.			
Mile.	Telegraph post.	Mile.	Telegraph post.		
210	18	100	18	Bangalore City	Goihalli. Chick Banavar. Yesvantpur Junction. Rajakunti. Yellahanka. Bangalore City.
South distant signal of city station.		On the Bangalore-Harihar Section. 184 On the Bangalore-Hindupur Section. 218	On the Madras Railway Section.		
218	18	183	11	Bangalore Cantonment.	Bangalore Cantonment. Krishnarajapuram. Whitefield. Devangundi. Malur. Tyakal.
Madras Railway					
183	11	163	5	Bowringpett	Bowringpett. Kamasamudram. Hisanatham. Oorgaum. Champion Reefs. Mysore Mines Terminus.
		Mysore Mines Terminus and the whole of the Kolar Gold Fields extension.			

¹ For the application of the Code of Criminal Procedure, 1898, see Vol. I, p. 795.

JURISDICTION.				Where located.	Railway Stations included within the jurisdiction of the Police Stations.
COMMENCING FROM		ENDING AT			
Mile and Telegraph post on the Railway.		Mile and Telegraph post on the Railway.			
Mile.	Telegraph post.	Mile.	Telegraph post.		
199 Bangalore-Harihara Section (Mysore State Railway).	...	139	...	Tumkur	Yelladhagi, Nittur, Gubbi, Tumkur, Hirihalli, Nidvandah, Dodhele.
139	...	93	6	Arsikere	Devanu, Banava, Arsikeril, Konehai, Tiptur, Karodi, Banassandra.
93	...	40	...	Kadur	Holalkere, Ramagiri, Hosdurga Road, Sivani, Ajjampur, Birur, Kadur.
40	...	80 Centre of Bridge over Tungabadra river and boundary stone, Mysore.	9	Birur ¹	Harihar, Davangere, Tholahunsi, Kodaganur, Mayakonda, Sasalu, Chick Jajur.
154 Hindupur Section	...	119 Boundary Stone, Mysore, Anantapur.	13	Dodballapur ¹	Dodkurugod, Goribidnur, Thondebavi, Maklidrag, Dodballapur.

[Gazette of India, 1897, Pt. II, p. 219.]

Conduct of *post mortem* examinations.

No. 5393, dated the 15th December 1897.—Under the provisions of section 174 of the Code of Criminal Procedure, 1882,² the Resident is pleased, with the concurrence of the Mysore Darbar, to direct that the bodies of persons meeting with death, under any of the circumstances mentioned in the said section, within the Railway lands in Mysore territory, jurisdiction over which has been ceded to the British Government, may, when a *post mortem* examination is required, be forwarded either to the Medical Officer in charge of the nearest hospital in the said territory, for such examination, or to the Bowring Civil Hospital at Bangalore, whichever may be the more convenient.

2. Report of the result of *post mortem* examination in such cases will be forwarded to the Railway Magistrate direct.

[Gazette of India, 1897, Pt. II, p. 1417.]

¹ Substituted by notification No. 4651-I., dated the 13th September 1900. *Gazette of India*, 1900, Pt. II, p. 1080.

² See now the Code of Criminal Procedure, 1898 (Act V of 1898), as applied, Vol. I, p. 395.

- No. 52, dated the 19th July 1909.*—Printed Vol. III, page 594. Indian Petroleum Act, 1899.
[Rules to regulate the possession and transport] of petroleum.
- No. 41, dated the 8th July 1907.*—Printed Vol. III, page 621. [Ditto] of carbide of calcium.
- No. 64, dated the 4th October 1909.*—Printed Vol. III, page 633. Grant of powers under section 12.
- No. 1287-I. A., dated the 10th April 1907.*—Printed Vol. III, page 634. Application of certain provisions of the Act to carbide of calcium.
- No. 533-I. A., dated the 8th February 1907.*—Printed Vol. III, page 634. Previous publication of rules.
- No. 801, dated the 24th March 1905.*
No. 9940, dated the 17th December 1906.
No. 2972, dated the 8th April 1907.
No. 2140, dated the 28th February 1908. } Printed in Appendix XVIII. Indian Railway Board Act, 1905. Powers of the Railway Board.

No. 61.

Page 221.—After the entries relating to the Indian Railway Board Act, 1905, insert the following:—

Foreigners
Ordinance, 1914.
Delegation of powers to civil and military authorities.
Entry and departure of foreigners.

- No. 1667-I.B, dated the 28th August 1914.*
No. 1668-I.B, dated the 28th August 1914. } Printed in Appendix XX.

CALCUTTA
SUPERINTENDENT GOVERNMENT PRINTING, INDIA
8, HASTINGS STREET