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GOVERNMENT OF BIHAR AND ORISSA
LEGISLATIVE DEPARTMENT

THE
CHOTA NAGPUR TENANCY ACT,
1908.

(BENGAL ACT 6 OF 1908)

[As modified up to the 1st November 1935.]



SUPERINTENDENT, GOVERNMENT PRINTING,
BIHAR AND ORISSA, PATNA.
1935.

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PREFACE.

THE Chota Nagpur Tenancy Act, 1908 (Ben. Act 6 of 1908), has been amended by the Bihar and Orissa Public Demands Recovery Act, 1914 (B. & O. Act 4 of 1914), the Devolution Act, 1920 (38 of 1920), the Chota Nagpur Tenancy (Amendment) Act, 1920 (B. & O. Act 6 of 1920), the Chota Nagpur Tenancy (Amendment) Act, 1923 (B. & O. Act 5 of 1923), and the Chota Nagpur Tenancy (Amendment) Act, 1929 (B. & O. Act 3 of 1929).

In this reprint of the Act—

- (1) repealed matter has been omitted, explanatory notes being inserted;
- (2) the amendments made by later Acts have been inserted in their proper places with explanatory foot-notes;
- (3) some further foot-notes have been added for convenience of reference; and
- (4) an appendix containing provisions of the Chota Nagpur Tenancy (Amendment) Act, 1920 (B. & O. Act 6 of 1920), not incorporated in the text has been added.

J. A. SAMUEL,

Deputy Secretary to Government.

The 1st November, 1935.

Statement of Repeals and Amendments.

Section 1	... Amended	... B. & O. Act 6 of 1920, s. 8.
Section 8	... Amended	... B. & O. Act 6 of 1920, ss. 2 and 4. B. & O. Act 5 of 1923, s. 8.
Section 9A	... Inserted	... B. & O. Act 6 of 1920, s. 5.
Section 14	... Amended	... B. & O. Act 6 of 1920, s. 6.
Section 16	... Amended	... B. & O. Act 6 of 1920, s. 7.
Section 18	... Amended	... B. & O. Act 6 of 1920, s. 8.
Section 20	... Substituted	... B. & O. Act 6 of 1920, s. 9.
Section 23A	... Inserted	... B. & O. Act 6 of 1920, s. 10.
Section 26	... Amended	... B. & O. Act 6 of 1920, s. 2.
Section 29	... Amended	... B. & O. Act 6 of 1920, s. 11.
Section 35	... Amended	... B. & O. Act 6 of 1920, s. 12.
Section 43	... Amended	... B. & O. Act 6 of 1920, s. 13.
Section 46	... Amended	... B. & O. Act 6 of 1920, s. 14.
Section 47	... Amended	... B. & O. Act 4 of 1914, s. 69 and Schedule III, part III. B. & O. Act 6 of 1920, s. 15.
Section 49	... Amended	... B. & O. Act 6 of 1920, s. 16. B. & O. Act 3 of 1929, s. 2.
Section 50	... Substituted	... B. & O. Act 3 of 1929, s. 3.
Section 51A and sub- heading thereto	... Inserted	... B. & O. Act 6 of 1920, s. 18.
Section 61	... Amended	... B. & O. Act 6 of 1920, s. 19.
Section 63 and sub- heading thereto	... Substituted	... B. & O. Act 6 of 1920, s. 20.
Section 64	... Amended	... B. & O. Act 6 of 1920, s. 21.
Section 73	... Amended	... B. & O. Act 6 of 1920, s. 22.
Section 74A	... Inserted	... B. & O. Act 6 of 1920, s. 23.
Section 79	... Amended	... B. & O. Act 6 of 1920, s. 24.
Section 80	... Repealed in part	... B. & O. Act 6 of 1920, s. 2.
Section 81	... Amended	... B. & O. Act 6 of 1920, s. 25.
Section 85	... Amended	... B. & O. Act 6 of 1920, s. 26.
Section 87	... Amended	... B. & O. Act 6 of 1920, s. 27.
Section 87A	... Inserted	... B. & O. Act 6 of 1920, s. 28.
Section 89	... Amended	... B. & O. Act 6 of 1920, s. 29.

Section 90	... Amended	... B. & O. Act 6 of 1920, s. 30.
Section 91	... Amended	... B. & O. Act 6 of 1920, s. 31.
Section 94	... Amended	... B. & O. Act 6 of 1920, s. 32.
Section 100A	... Inserted	... B. & O. Act 6 of 1920, s. 33.
	Amended	... B. & O. Act 5 of 1923, s. 4.
Section 106	... Repealed in part	... B. & O. Act 6 of 1920, s. 2.
Section 118	... Amended	... B. & O. Act 6 of 1920, s. 34.
Section 127	... Amended	... B. & O. Act 6 of 1920, ss. 2 and 35.
Section 132	... Amended	... B. & O. Act 6 of 1920, s. 36.
Section 137	... Amended	... B. & O. Act 6 of 1920, s. 37.
Section 139	... Amended	... B. & O. Act 6 of 1920, s. 38.
		B. & O. Act 5 of 1923, s. 5.
Section 189A	... Inserted	... B. & O. Act 6 of 1920, s. 39.
Section 151	... Amended	... B. & O. Act 6 of 1920, s. 40.
Section 163	... Amended	... B. & O. Act 6 of 1920, s. 41.
Section 164	... Repealed in part	... B. & O. Act 6 of 1920, s. 42.
Section 166	... Amended	... B. & O. Act 6 of 1920, s. 43.
Section 170	... Repealed in part	... B. & O. Act 6 of 1920, s. 44.
Section 177	... Amended	... B. & O. Act 6 of 1920, s. 45.
Section 181	... Amended	... B. & O. Act 6 of 1920, s. 46.
Section 181A	... Inserted	... B. & O. Act 6 of 1920, s. 47.
Section 199	... Amended	... B. & O. Act 6 of 1920, s. 48.
Section 209	... Amended	... B. & O. Act 6 of 1920, s. 49.
Section 210	... Amended	... B. & O. Act 6 of 1920, s. 50.
Section 211	... Amended	... B. & O. Act 6 of 1920, s. 51.
Section 212	... Amended	... B. & O. Act 6 of 1920, s. 52.
Section 213	... Amended	... B. & O. Act 6 of 1920, s. 53.
Section 213A	... Inserted	... B. & O. Act 6 of 1920, s. 54.
Section 214	... Substituted	... B. & O. Act 6 of 1920, s. 55.
Section 215	... Amended	... B. & O. Act 6 of 1920, s. 56.
Section 218	... Amended	... B. & O. Act 6 of 1920, s. 57.
Section 224	... Amended	... B. & O. Act 6 of 1920, s. 58.
Section 229	... Amended	... B. & O. Act 6 of 1920, s. 59.
Chapter XVIIA	... Inserted	... B. & O. Act 6 of 1920, s. 60.
Section 230	... Amended	... B. & O. Act 6 of 1920, s. 2.
Section 230A	... Inserted	... B. & O. Act 6 of 1920, s. 61.
Section 238	... Amended	... B. & O. Act 6 of 1920, s. 62.
Section 241	... Amended	... B. & O. Act 6 of 1920, s. 63.

V

Section 244	...	Substituted	...	B. & O. Act 4 of 1914, s. 69 and Schedule III, Part III.
Section 249	...	Amended	...	B. & O. Act 4 of 1914, s. 69 and Schedule III, Part III. B. & O. Act 6 of 1920, s. 64.
Section 256	...	Amended	...	B. & O. Act 6 of 1920, s. 65.
Section 258 and sub. heading thereto	...	Amended	...	B. & O. Act 6 of 1920, s. 66.
Section 261	...	Substituted	...	B. & O. Act 6 of 1920, s. 67.
Section 264	...	Amended	...	B. & O. Act 6 of 1920, s. 68. B. & O. Act 5 of 1923, s. 6.
Section 265	...	Repealed in part	...	Act 88 of 1920, s. 2 and Schedule I, Part V.
		Amended	...	B. & O. Act 6 of 1920, s. 69.
Section 267	...	Repealed in part	...	B. & O. Act 6 of 1920, s. 2.

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APPENDIX.

[PROVISIONS OF THE CHOTA NAGPUR TENANCY (AMENDMENT) ACT, 1920,
NOT INCORPORATED IN THE TEXT.]

Transitional
revisions.

70. Notwithstanding anything contained in this Act, a Court shall continue to exercise jurisdiction—

- (1) in a suit instituted, an application made or a proceeding taken before the commencement of this Act, in accordance with the law for the time being in force and pending in such Court at such commencement;
- (2) in proceedings with reference to a decree or order (including proceedings by way of execution thereof)—
 - (a) passed or made after the commencement of this Act in a suit, application or proceeding referred to in (1), or
 - (b) passed or made by such Court before the commencement of this Act in any other suit, application or proceeding,

and the provisions of Chapter XVI of the Chota Nagpur Tenancy Act, 1908, shall continue to apply to all proceedings with reference to any such decree or order passed under that Act, as if this Act had not been passed.

Amendment
of section
26(4) of the
Bihar and
Orissa
Public
Demands
Recovery
Act, 1914.

71. For sub-section (4) of section 26 of the Bihar and Orissa Public Demands Recovery Act, 1914, the following shall be substituted, namely:—

- “(4) In areas in which the Chota Nagpur Tenancy Act, 1908, is in force—
- (a) the Commissioner may by order, in any case in which he may consider it desirable so to do—
 - (i) prohibit the sale of any tenure or portion thereof;
 - (ii) stay any such sale for any period specified in the order;
 - (b) when a tenure or holding is sold in execution of a certificate for arrears of rent due in respect thereof, sub-section (1) shall not apply, but the purchaser shall acquire such right therein, as if he had purchased at a sale thereof under sub-section (1) of section 208 of the Chota Nagpur Tenancy Act, 1908, in execution of a decree for such arrears.”

KMS

GOVERNMENT OF ORISSA.
LAW AND COMMERCE DEPARTMENT.

ORISSA ACT IV OF 1938.
THE MADRAS ESTATES LAND
(ORISSA AMENDMENT) ACT, 1938.

[*The assent of the Governor to the Act
was published in the Orissa Gazette
(Extraordinary) of the 30th March
1938.*]

AN ACT TO AMEND THE MADRAS ESTATES
(AMENDMENT) ACT, 1934, IN ITS
APPLICATION TO ORISSA.

WHEREAS it is expedient to amend
the Madras Estates Land (Amend-
ment) Act, 1934, in its application to
Orissa for the purpose hereinafter
appearing;

Madras Act
VIII of
1934.

It is hereby enacted as follows:—

Short title and
commencement.

1. (1) This Act may be called the
Madras Estates Land (Orissa Amendment)
Act, 1938.

(2) It shall come into force at once.

Amendment of
section 127 of
Madras Act VIII
of 1934.

2. In sub-section (2) of section 127 of
the Madras Estates Land (Amendment)
Act, 1934, for the expression "1st day of
April 1938" in all the places where it
occurs the expression "1st day of April
1939" shall be substituted and shall be
deemed always to have been substituted.

Madras Act
VIII of
1934.

[*Price—6 pies.*]