



SUPPLEMENT
TO THE
BOMBAY GOVERNMENT GAZETTE
CONTAINING
ACTS FINALLY PASSED.

Published by Authority.

FRIDAY, 4TH APRIL 1862.

Separate Paging is given to these Supplements, in continuation from one to the other, that the Acts may be collected into a separate Compilation.

ACTS PASSED BY THE GOVERNMENT OF BOMBAY.

BOMBAY.

Act No. I. of 1862.

An Act for bringing under the Regulations and Acts certain Lands ceded by His Highness the Guicowar for Railway purposes.

[Received the assent of the Governor General on the 22nd day of March 1862, and published by the Governor of Bombay on the 4th day of April 1862.]

Whereas His Highness the Guicowar has ceded to the Government of India certain lands for the construction of a Railway through his Territories and it is necessary that those lands should be annexed to the Presidency of Bombay and made subject to the Laws and Regulations of that Presidency it is enacted as follows:—

1. All such parts of Villages mentioned in the Schedule annexed to this Act as have been delivered over by His Highness the Guicowar to the Government of India for the construction of the Bombay

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Baroda &c. Railway to form part of the Zillah of Surat and to be subject to the Regulations and Acts in force in the Bombay Presidency.

Baroda and Central India Railway shall from and after the passing of this Act form part of the Zillah of Surat and be subject to

the Regulations and Acts which are or shall be in force within the Territories subject to the Presidency of Bombay.

SCHEDULE.

Baroda Purgunnah.

- 1 Hulderwa
- 2 Tostrod
- 3 Wullun
- 4 Dethan (Inamee)
- 5 Lakodra
- 6 Wurwa
- 7 Meeagaum
- 8 Kurjun
- 9 Kundaree
- 10 Kairda
- 11 Surar (Inamee)
- 12 Kassipoora
- 13 Etola
- 14 Wursula
- 15 Wurnama
- 16 Dulleepoor
- 17 Maritha

- 18 Manaja
 19 Wursur (Inamee)
 20 Mazulpoor (Inamee)
 21 Nagurwarra
 22 Akota
 23 Jetulpoor
 24 Gorwa
 25 Kurodia
 26 Oondera
 27 Bajwa
 28 Kurchia
 29 Runnolee
 30 Puddumla
 31 Nundesree
 32 Fazulpoor (up the river Mahee).

Surat Attawsee Pergunnah.

- 33 Sukhpoor-oorf Rond, Pergunnah Gullet.
 34 Pellotha, Pergunnah Wesrance
 35 Choowacha ditto ditto
 36 Koosoomha ditto ditto
 37 Tursalee ditto ditto
 38 Hatoorua ditto ditto
 39 Warrudla ditto ditto
 40 Murolee Kusha
 41 Posra, Pergunnah Morolee
 42 Morwar, Pergunnah Telaree
 43 Chinum ditto ditto
 44 Tuvree ditto ditto
 45 Nowsaree Kusha
 46 Sagura, Pergunnah Nowsaree (luamee)
 47 Kudolee ditto ditto
 48 Danoda, Pergunnah Gundavee
 49 Billimora ditto ditto
 50 Desra ditto ditto

BOMBAY.

Act No. II of 1862.

An Act for extending the powers of Municipal Commissioners appointed under Act XXVI of 1850.

[Received the assent of the Governor General on the 22nd day of March 1862 and published by the Governor of Bombay on the 4th day of April 1862.]

Whereas by Act XXVI of 1850 it was enacted that the Taxes raised from the inhabitants of

Preamble.

any Town or Suburb under the said Act should be applied to the making repairing cleaning lighting or watching any public Streets Roads Drains or Tanks or to the prevention of Nuisances or for improving the said Town or Suburb in any other manner.

And whereas it is expedient that in addition to the above purposes the Commissioners appointed for putting the said Act in force should be authorized to apply the said Taxes to the construc-

tion and support of Dispensaries Hospitals and Schools in the said Town or Suburb.

And whereas it is also expedient that the Governor in Council should in certain cases have power to enforce the right and just appropriation of the Taxes raised under the said Act for the benefit of the Community paying the same.

And whereas it is also expedient that in addition to the above purposes the said Commissioners should be authorized to apply a reasonable portion of the said Taxes in the watering of public Streets and Roads in the said Town or Suburb.

I. It is hereby enacted that the Taxes raised under Act XXVI of 1850 are and shall be

applicable to the construction support and maintenance of Hospitals Dispensaries and Schools with the consent of two-thirds of the Members of the whole body of the Municipal Commissioners.

applicable to the construction support and maintenance of any Hospital Dispensary or School if such application be adopted by a majority consisting of two-thirds of the Members of the whole

body of the Municipal Commissioners of the Town or Suburb Provided always that it shall not be competent to the said Commissioners to expend annually the said Taxes to an extent not exceeding in the whole 25 per cent of the annual revenues of the Municipality for all or any of the three purposes last aforesaid or to expend any portion thereof for such purposes without the approval of the Governor in Council.

II. And it is further enacted that whenever it

The Governor in Council may issue an order to the Commissioners to execute such work.

shall have been ascertained by the Governor in Council through the Commissioner of Police or Magistrate and other

person or persons appointed by the Governor in Council to inquire and report on the subject that the Commissioners appointed under the said Act in any locality have neglected any work or duty falling within the scope of this Act or of Act XXVI of 1850 and indispensable in the opinion of the Governor in Council for the public health or safety it shall be lawful for the Governor in Council to issue an order to the said Commissioners to execute such

If such order be not obeyed within one week,

work or perform the said duty and if that order shall not be obeyed within

one week from the date of its issue it shall further be lawful for the Governor in Council to order

The Governor in Council may order the Commissioner of Police or Magistrate to execute the same.

the Commissioner of Police or the Magistrate to execute the said work or perform the said duty and to recover the expense thereof from the Municipal Funds and in failure of immediate payment of the said expenses by the Municipal Commissioners out of the said Municipal Funds it shall be lawful for the

Amount of expenses to be recovered by suit.

Governor in Council to recover the amount thereof by Suit in the Civil Court or Courts having jurisdiction in the said Town or Suburb and the costs of the said Suit from the said Municipal Commissioners or any one of them and the said Municipal Commis-

tioners may out of the Municipal rates reimburse themselves in any sum or sums which they or any one of them may be compelled to pay to the Governor in Council for the expenses of the execution of such work or performance of such duty but not the costs of any such Suit as aforesaid and the said Suit may be instituted in the name of Secretary of State for India in Council and no Municipal Commissioner shall be exempt from responsibility in such Suit by reason of his having resigned his appointment after the order of the Governor in Council for execution of the work or performance of the duty was issued to the said Commissioners.

III. It is hereby also enacted that the said Commissioners may also apply a reasonable portion of the Municipal Taxes in watering the public Streets and Roads of any such Town or Suburb as aforesaid.

IV. And it is hereby also enacted that any Taxes heretofore *bond fide* so employed to be considered as legally and properly applied. Taxes heretofore *bond fide* employed in watering any public Street or Road in any such Town or Suburb as aforesaid shall be considered to have been legally and properly so applied.

BOMBAY.

Act No. III of 1862.

An Act to amend Act XI of 1843.

[Received the assent of the Governor General on the 22nd day of March 1862 and published by the Governor of Bombay on the 4th day of April 1862.]

Whereas it is desirable that the Government of Bombay should in future be empowered to depute authority to the Revenue and Police Commissioners to sanction the term for which a Holder or Sharer in a Wuttun nominated under Section 4 of Act XI of 1843 shall hold office and to approve of selections made by the Collector or Controlling Officer under the same Section.

It is hereby enacted that the words "*or of a Revenue or of a Police Commissioner when authorized by Government*" shall be inserted after the words "with the sanction of the Governor in Council" in Section 4 of Act XI of 1843 and that the words "*or of a Revenue or of a Police Commissioner when authorized by Government*" shall be added after the words "to the approval of the Governor in Council" at the end of the said Section and that the words so inserted shall from and after the passing of this Act be taken as part of the said fourth Section of Act XI of 1843.