



PASSED BY THE

Governor of Bombay in Council

IN THE

YEARS 1875-76-77.



Bombay:

PRINTED AT THE GOVERNMENT CENTRAL PRESS.

1878.

Government property.
Registered.

Inward No. 395

Bombay collector's office
17th October 1878.

F. Herbert Must
Collector.

ACTS

PASSED BY THE

Governor of Bombay in Council

IN THE

YEARS 1875-76-77.



Bombay:

PRINTED AT THE GOVERNMENT CENTRAL PRESS.

1878.

Z 231

.A875-A877

125022

TITLES

OF

ACTS PASSED BY THE GOVERNOR OF BOMBAY IN COUNCIL
IN THE YEARS 1875, 1876 AND 1877.

1875.

- Act No. I.—An Act to amend (Bombay) Act No. I, of 1865.
- Act No. II.—An Act to empower the Municipal Corporation of the City of Bombay to aid in the reception of His Royal Highness the Prince of Wales on the occasion of his visit to India.
- Act No. III.—An Act for enabling Government to levy Tolls on Public Roads and Bridges in the Presidency of Bombay.

1876.

- Act No. I.—An Act to amend Bombay Act VIII. of 1867.
- Act No. II.—An Act to amend the law relating to the Land Revenue Administration of the City of Bombay.
- Act No. III.—An Act to consolidate and amend the law relating to the Powers and Procedure of Mámlatdárs' Courts.

1877.

- Act No. I.—An Act to prohibit the practice of inoculation and to make the vaccination of children in the City of Bombay compulsory.
- Act No. II.—An Act to validate the appointment of certain members and for the temporary continuance of the Municipal Corporation of the City of Bombay.

INDEX

TO THE

ACTS PASSED BY THE GOVERNOR OF BOMBAY IN COUNCIL
FOR THE YEARS 1875, 1876 AND 1877

	Year	Act	Sec
A.			
Act XVI. of 1838—Partial repeal of	1876	III.	2
” VIII. of 1851—Repeal of	1875	”	1
” V of 1864—Bombay repeal of	1876	”	2
” XV of 1864—Extension of, to Bombay Presidency ...	1875	”	”
” I. of 1865—(Bombay) amendment of ...	”	I	”
” VIII of 1867—Amendment of ...	1876	I	”
” III of 1872—(Bombay) amendment of ...	1875	.II	2
B.			
BOMBAY CITY LAND REVENUE ACT—			
Short title and extent	1876	II.	1
Regulation XIX of 1827 repealed	”	”	2
Interpretation	”	”	3
Chief control in revenue matters	”	”	4
Appointment and duties of the Collector of Bombay ...	”	”	5
His Assistants and Establishment how appointed	”	”	6
Their duties and powers	”	”	”
Their punishment for misconduct	”	”	7
Land Revenue to be fixed and levied by the Collector ...	”	”	8
Settlement of assessment with whom to be made ...	”	”	9
Liability for land revenue	”	”	10
Claims of Government to have precedence over all others	”	”	11
Collector to direct to whom, and when, and where revenue is to be paid ...	”	”	12
If default is made in payment of land revenue, defaulter's property may be attached and sold	”	”	13
Sales how to be held	”	”	”
Defaulters may be arrested and confined	”	”	”
Collector's decision to be acted on in the first instance	”	”	14
But may be stayed on security being furnished	”	”	”
All compulsory process to cease on payment of demand under protest	”	”	15

	Year.	Act.	Sec.
Or on the defaulter's instituting a suit and furnishing security ...	1876	II.	15
Fees payable in respect of warrant for attachment and sale of property of defaulters Additional fee payable when property is placed in charge of peons ..	"	"	16
Senior Magistrate to be Revenue Judge ..	"	"	17
His duties and powers ...	"	"	"
Suits before the Revenue Judge how to be conducted ...	"	"	18
Appeals how and to whom to lie ...	"	"	"
Decrees how to be executed ...	"	"	"
The Bombay City Survey to be recognised ..	"	"	19
Responsibility for maintenance and repair of boundary marks ...	"	"	20
Collector or his Subordinates may enter upon lands ..	"	"	21
Collector may require superior holders of land to renew or repair survey marks thereon ...	"	"	22
Requisition how to be made ...	"	"	"
In default of renewal or repair of survey marks, Collector or his assistants may enter and renew or repair the same ..	"	"	23
Collector may charge for such renewal or repair ...	"	"	"
Right of Government to lands and foreshore	"	"	24
Such lands and foreshore how to be disposed of ...	"	"	25
Encroachments on Government land or foreshore after passing of the Act may be abated or removed ...	"	"	26
Or a sum not exceeding five times the value and assessment not exceeding five times the land revenue may be charged therefor ..	"	"	"
Value and land revenue how to be calculated	"	"	27
Encroachments made before the passing of the Act how to be dealt with ..	"	"	28
What are to be considered encroachments made before the passing of the Act ...	"	"	29
Value and land revenue payable in respect thereof, how to be calculated ...	"	"	"
Notice of transfer of title to lands, &c., to be given to the Collector ..	"	"	30
Notice within what period to be given	"	"	"
Transfer by death to give notice within one year ..	"	"	"
Notice to be in the form of Schedule B. or C	"	"	31
Penalty for neglect to give notice	"	"	32
Person transferring title to land, &c., and omitting to give the required notice to continue liable to the rent thereof ...	"	"	33

	Year.	Act.	Sec.
Proceeding in case of dispute as to any entry or transfer	1876	II.	34
Registration or transfer of title in Collector's records not to affect any right, title, or interest of Government	"	"	35
Law applicable with respect to summonses, &c.	"	"	36
Arrears of rent of houses, the property of Government, &c., to be levied as revenue demands	"	"	37
Collector of Bombay to assist other Collectors in the realization of their dues	"	"	38
Collector to keep Registers and Rent Rolls..	"	"	39
Maps, Land Registers and Records open to inspection	"	"	40
Extracts and copies to be given	"	"	"
The Governor in Council to frame rules for guidance of Collector, &c, in matters not provided for by this Act	"	"	41
BOMBAY MUNICIPALITY— (See <i>Municipality</i>)			
BOMBAY VACCINATION ACT— (See <i>Vaccination.</i>)			
L.			
LAND REVENUE—(City of Bombay.) (See <i>Bombay City Land Revenue Act.</i>)			
M.			
MA'MLATDA'S' COURTS ACT—			
Short title and extent	1876	III.	1
Repeal of Acts	"	"	2
Interpretation clause	"	"	3
Powers of Mámlatdárs' Courts	"	"	4
Suits must be filed within six months	"	"	"
Cause of action	"	"	"
Suits to be commenced by a plaintiff, particulars to be given in plaint	"	"	5
Plaint to be subscribed and verified	"	"	6
Mámlatdár to endorse the verification. Procedure in case plaintiff cannot write	"	"	7
Mámlatdár may allow plaint to be amended, if it do not contain the required particulars, &c.	"	"	8
The Mámlatdár may reject plaint if plaintiff refuse to verify or subscribe the plaint, or if the claim appear to be barred	"	"	9

	Year.	Act.	Sec.
Plaint to be returned if it appear to the Mám- latdár that he has no jurisdiction ..	1876	III.	10
Procedure when plaint is admissible ..	"	"	11
Attendance of witnesses ...	"	"	12
If the plaintiff makes default his plaint to be rejected with cost... ..	"	"	13
If the defendant does not appear the case to be heard ex-parte	"	"	"
But a case may be re-heard on sufficient cause being shown	"	"	"
When proceedings may be adjourned ...	"	"	14
Points to be decided by the Mám-latdár at the hearing	"	"	15
The Mám-latdár's award, if in favour of the plaintiff	"	"	"
The Mám-latdár's award, if in defendant's favour	"	"	"
Costs to be awarded... ..	"	"	"
Mám-latdár's order to be endorsed on the plaint	"	"	16
Mám-latdár's award how to be executed ..	"	"	17
Possession to be given or maintained without prejudice to the rights of the parties. ...	"	"	18
No appeal to lie from Mám-latdár's orders ...	"	"	19
Punishment for false verification of plaint ...	"	"	20
Limitation of suits	"	"	21
MUNICIPALITY—(City of Bombay)—			
Persons elected since the passing of the Municipal Act of 1872, as members of Muni- cipal Corporation and Town Council, and as Chairman of the said Corporation and Town Council, to be deemed to have been duly elected	1877	II.	1
No election of new members of the said Cor- poration to be held	"	"	2
Vacancy occurring in the Town Council, or in the Office of Chairman of the Corporation, or of the Town Council, how to be filled up	"	"	3
The Corporation and Town Council and the respective Chairman thereof to be subject to all and the same powers, duties, &c., as are conferred by the said Act. ...	"	"	4
Acts done by Municipal Commissioner, Cor- poration and Town Council and Chairman thereof since the passing of the said Act to be of the same force and validity as they would have been if the members had been elected according to law. ...	"	"	5

	Year.	Act.	Sec.
P.			
POLICE—			
Amendment of the Village Police Act of 1867 as regards penalties for neglect of duty, &c., and serious misconduct	1876	I.	2
Liability to criminal prosecution not affected.	"	"	3
Accused may be suspended during trial	"	"	"
PRINCE OF WALES— (See Wales.)			
R.			
REGULATION—			
XIX of 1827—Repealed	1876	II.	...
ROADS—			
Levy of Tolls on public (See Tolls.)			
S.			
SURVEY AND SETTLEMENT ACT AMENDED—			
Year defined	1875	I.	1
Date of notice of relinquishment	"	"	2
Levy of revised assessment	"	"	"
Increase of assessment when remitted	"	"	"
T.			
TOLLS—			
Levy of, on public roads and bridges in the Presidency of Bombay	1875	III	..
Rates of Tolls	"	"	3
Procedure in case of non-payment of Tolls	"	"	4
Exemption	"	"	5
Police Officers' assistance	"	"	6
Penalty for illegal levy	"	"	7
Table of Tolls	"	"	8
Collectors to compound for Tolls	"	"	9
Application of Tolls	"	"	10
V.			
VACCINATION— (The Bombay Vaccination Act, 1877.)			
Local extent	1877	I.	1
Commencement	"	"	"
Interpretation	"	"	2
Vaccination districts	"	"	3
Appointment of public vaccinator	"	"	"
Public vaccine stations	"	"	"
Notifications of districts and stations	"	"	"

	Year	Act.	Sec.
Public vaccinator to live within his district	1877	I	4
Qualifications of public vaccinator	"	"	5
Superintendent of vaccination	"	"	6
Assistant Superintendents	"	"	"
Parent or guardian of children born in Bombay and of unprotected children brought to reside in Bombay or living in Bombay at the date of Act coming into force must procure their vaccination	"	"	7
Public vaccinator bound to vaccinate all children brought to him	"	"	"
Inspection	"	"	8
Re-vaccination	"	"	"
If child be unfit for vaccination certificate in Form A. to be given	"	"	9
Which shall remain in force for two months but shall be renewable	"	"	"
When successive postponement certificates are to be granted	"	"	"
Provision for giving certificates of insusceptibility to successful vaccination	"	"	10
Provision for giving certificates of successful vaccination	"	"	11
Vaccination must ordinarily be performed with animal lymph	"	"	12
But may, if the Governor in Council so direct, be performed with lymph taken from a human being	"	"	"
No fee to be charged for vaccination of a public vaccine station or for certificates	"	"	13
Proviso	"	"	"
Registrar of Births to give notice of the requirement of vaccination	"	"	14
Duplicates of all certificates to be transmitted to the Registrar	"	"	15
Registrar to keep a vaccination notice and certificate book	"	"	16
And also a duplicate register of births with entries concerning vaccination	"	"	17
And also a register of postponed vaccinations	"	"	18
Transmission of returns to superintendent	"	"	19
Penalty for inoculating and for entering the City of Bombay after inoculation	"	"	20
Magistrate may make an order for the vaccination of any unprotected child under 14 years	"	"	21
Penalty for disobedience of such orders	"	"	"
Proviso for costs to person improperly summoned	"	"	"
Penalty for not producing a child	"	"	22

	Year	Act	Sec.
Penalty for neglect to take child to be vaccinated	1877	I.	23
Penalty for making or signing false certificate	"	"	24
Penalty for accepting illegal fee or remuneration	"	"	25
Cognizance of offences under this Act	"	"	26
Prosecution for neglect	"	"	27
Recovery of fines	"	"	28
Books and Forms	"	"	29
Annual Return to be made of the number of children vaccinated, &c.	"	"	30
Sanitary Commissioner to make rules	"	"	31
VILLAGE POLICE ACT AMENDMENT ACT— (See Police.)			
W.			
WALES—PRINCE OF— Reception of, in Bombay	1875	II.	...