

(2) If an authorised agent withholds from sale or wilfully refuses to sell improved seeds or seedlings he shall be punishable with fine which may extend to rupees five hundred.

(3) Any abetment of a breach of the provisions of this Act shall be punishable with fine which may extend to Rs. 100.

(4) No prosecution for any offence under this Act shall be instituted except on a complaint in writing made by the Deputy Commissioner within whose jurisdiction the land is situated or by an officer specially authorised by him in this behalf.

7. *Bar of suit or other legal proceedings.*—No suit, prosecution or legal proceedings shall lie against any public servant in respect of anything in good faith done or intended to be done under this Act.

8. *Power of Government to make rules.*—The Chief Commissioner may from time to time make rules for the purpose of carrying into effect the provisions of this Act. [No. 20/8/51-I-Judl.]

S.R.O. 958 dt 25.6.1951
 958 dt 25.6.1951
 S.R.O. 958.—In exercise of the powers conferred by section 2 of the Part C States (Laws) Act, 1950 (XXX of 1950), the Central Government hereby extends to the State of Delhi, the East Punjab Reclamation of Lands Act, 1949 (East Punjab Act XXII of 1949), as at present in force in the State of Punjab, subject to the following modifications, namely:—

(1) Throughout the Act:—

(a) for the words "State Government", wherever they occur, the words "Chief Commissioner" shall be substituted.

(b) for the words "The Director of Agriculture" the the words "the Land Development Commissioner" shall be substituted.

(2) In sub-section (ii) of section 1 for the words "the whole of the State of Punjab" the words "the State of Delhi" shall be substituted.

(3) In section 2 for clause (c) the following clause shall be substituted, namely:—
 "Director" means "the Land Development Commissioner, Delhi".

(4) In sub-section (4) of Section 4, the words, figures and brackets, "as amended by the Land Acquisition (East Punjab Amendment) Act, 1948," shall be omitted.

(5) In sub-section (2) of Section 5 the words "as amended by East Punjab Act, XV of 1948" shall be omitted.

(6) In section 7 for the words "the Agriculture Department, Punjab" the words "the office of the Land Development Commissioner, Delhi" shall be substituted.

(7) Section 10 shall be omitted.

2. The text of the said Act as modified is published as an annexure to the notification.

THE EAST PUNJAB RECLAMATION OF LAND ACT, 1949.

EAST PUNJAB ACT NO. XXII OF 1949

An Act to provide for reclamation of lands in certain areas.

It is hereby enacted as follows:—

1. *Short title and extent.*—(i) This Act may be called the East Punjab Reclamation of Land Act, 1949.

(ii) It extends to the State of Delhi.

2. In this Act unless there is anything repugnant to the subject or context,—

(a) "Reclamation" means such operations as are considered necessary by the Land Development Commissioner to reclaim and cultivate any reclaimable area.

- (b) "Reclaimable area" means such waste lands and the intervening cultivated areas as the Chief Commissioner may by notification declare under Section 4 to be a reclaimable area.
- (c) "the Director" means the "Land Development Commissioner, Delhi."
- (d) "Preliminary survey" means operations undertaken to ascertain the quality of any land for the purpose of declaring it reclaimable area.
- (e) "Waste Land" means land recorded as Banjar of any kind in revenue records and such Ghairmumkin lands as are reclaimable.

3. *Authority to enter upon waste lands.*—The Director may enter upon any waste land for the purpose of carrying out preliminary survey.

4. *Declaration and notification of reclaimable area and powers of the Director with regard thereto.*—(1) If the Chief Commissioner is of opinion that any area is required for reclamation, it may by notification declare such area to be reclaimable area for the purpose of this Act and such notification shall be conclusive evidence of the matters stated therein, and shall not be liable to be called in question in any court.

(2) The Collector of the District in which the reclaimable area is situated shall give publicity to the notification issued under sub-section (1) in such manner as he may deem fit.

(3) Upon the issue of a notification under sub-section (1) the Collector may, notwithstanding any law to the contrary, authorise the Director to take possession of the whole or any part of the area specified therein.

(4) The Collector shall then proceed to acquire the land or procure its temporary occupation, as the case may be and the provisions of the Land Acquisition Act, 1894, (I of 1894), except sections 4 to 8 inclusive, shall be applicable as nearly as may be.

5. *Acquisition of land for approach roads.*—(1) On getting a requisition from the Director the Collector of the district in which the reclaimable area is situated, shall acquire land for the purpose of constructing approach roads to such area.

(2) For the acquisition of land under sub-section (1) the provision of the Land Acquisition Act, 1894, shall be followed as nearly as may be.

6. *Powers of Deputy Commissioner.*—The Deputy Commissioner may take or cause to be taken such steps or use, or cause to be used such force, as may in his opinion be reasonably necessary for securing compliance with the provisions of this Act.

7. *Delegation of powers.*—The Director may delegate all or any of his powers and functions under this Act to any of officer of the Agriculture Department, Delhi either by name or by designation.

8. *Debar to suits or legal proceedings.*—(1) No suit, prosecution or other legal proceedings shall be instituted against any person for anything which is in good faith, done or intended to be done under this Act.

(2) No suit or other legal proceeding shall lie against the Govt. for any damage caused by anything which is in good faith, done or intended to be done under this Act.

9. *Power of Government to make rules.*—The Chief Commissioner may by notification make rules for carrying out the purposes of this Act.

[No. 20/8/51-II-Judl.]

H. V. R. IENGAR, Secy.