

(67) (914)

MINISTRY OF HOME AFFAIRS

NOTIFICATION

New Delhi, the 2nd April 1964

G.S.R. 576.—In exercise of the powers conferred by section 2 of the Union territories (Laws) Act, 1950 (30 of 1950), the Central Government extends, with effect from the first day of May, 1964, to the Union territory of Delhi, the Punjab Courts (Amendment) Act, 1963 (Punjab Act No. 35 of 1963), as at present in force in the State of Punjab, subject to the following modifications, namely:—

Modifications

1. In section 2 after the words and figures "the Punjab Courts Act, 1918", the words "as in force in the Union territory of Delhi" shall be inserted.
2. In section 3,—
 - (i) the reference to the "State Government" shall be construed as a reference to the "Chief Commissioner of Delhi"; and
 - (ii) for the words and figures "28th day of June, 1963", the words, brackets and figures "extension of the Punjab Courts (Amendment) Act, 1963 to the Union territory of Delhi" shall be substituted.
3. In section 6, for the words and figures "28th day of June, 1963" wherever they occur, the words, brackets and figures "extension of the Punjab Courts (Amendment) Act, 1963 to the Union territory of Delhi" shall be substituted.
4. Section 7 shall be omitted.

ANNEXURE

The Punjab Courts (Amendment) Act, 1963, as extended to the Union territory of Delhi.

(PUNJAB ACT NO. 35 OF 1963)

AN

ACT

to amend the Punjab Courts Act, 1918

Be it enacted by the Legislature of the State of Punjab in the Fourteenth Year of the Republic of India as follows:—

1. **Short title.**—This Act may be called the Punjab Courts (Amendment) Act, 1963.
2. **Amendment of section 18 of Punjab Act VI of 1918.**—In section 18 of the Punjab Courts Act, 1918 as in force in the Union territory of Delhi (hereinafter referred to as the principal Act), the brackets, figure and words "(2) The Court of the Additional Judge" shall be omitted.
3. **Substitution of section 21 of Punjab Act VI of 1918.**—For section 21 of the principal Act, the following shall be substituted, namely:—

- "21. **Additional District Judges.**—(1) The State Government, in consultation with the High Court, may also appoint Additional District Judges to exercise jurisdiction in one or more courts of the District Judges.
- (2) Additional District Judges shall have jurisdiction to deal with and dispose of such cases only as the High Court, by general or special order, may direct them to deal with and dispose of or as the District Judge of the District may make over to them for being dealt with and disposed of:

Provided that the cases pending with the Additional District Judges immediately before the extension of the Punjab Courts (Amendment) Act, 1963, to the Union territory of Delhi, shall be deemed to be cases

so directed to be dealt with or disposed of by the High Court or so made over to them by the District Judge of the District as the case may be.

- (3) While dealing with and disposing of the cases referred in sub-section (2), an Additional District Judge shall be deemed to be the Court of the District Judge."

4. Amendment of section 29 of Punjab Act VI of 1918.—In section 29 of the principal Act, for the words "five hundred rupees", the words "two thousand rupees" shall be substituted.

5. Amendment of section 38 of Punjab Act VI of 1918.—In section 38 of the principal Act, for the words "Additional Judge" occurring twice, the words "Additional District Judge" shall be substituted.

6. Amendment of section 39 of Punjab Act VI of 1918.—In section 39 of the principal Act,—

- (1) in sub-section (1), for clause (a), the following clause shall be substituted, namely:—

"(a) to the District Judge,—

- (i) where the decree or order was made before the extension of the Punjab Courts (Amendment) Act, 1963 to the Union territory of Delhi and the value of the original suit in which the decree or order was made did not exceed five thousand rupees; or
- (ii) where the decree or order is made after the extension of the Punjab Courts (Amendment) Act, 1963 to the Union territory of Delhi and the value of the original suit in which the decree or order is made does not exceed ten thousand rupees; and"; and

- (2) for sub-section (2), the following sub-sections shall be substituted, namely:—

"(2) Subject to the provisions of sub-section (2A), an appeal to the Court of the District Judge shall be heard by the District Judge or by an Additional District Judge.

(2A) An additional District Judge shall hear only such appeals as the High Court, by general or special order, may direct or as the District Judge of the District may make over to him."

[No. F. 3/1/64-UTL-67.]

K. R. PRABHU, Dy. Secy.