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PART III.—Acts of the West Bengal Legislature

GOVERNMENT OF WEST BENGAL

LEGISLATIVE DEPARTMENT

NOTIFICATION

No. 2469L.—3rd November 1969.—The following Act of the West Bengal Legislature, having been assented to by the President, is hereby published for general information:—

West Bengal Act XXXI of 1969

THE WEST BENGAL ESTATES ACQUISITION (AMENDMENT) ACT, 1969

[Passed by the West Bengal Legislature.]

[Assent of the President was first published in the Calcutta Gazette, Extraordinary, of the 3rd November, 1969.]

An act to amend the West Bengal Estates Acquisition Act, 1953.

WHEREAS it is expedient to amend the West Bengal Estates Acquisition Act, 1953, for the purposes and in the manner hereinafter appearing;

It is hereby enacted in the Twentieth-Year of the Republic of India, by the Legislature of West Bengal, as follows:—

Short title.

1. This Act may be called the West Bengal Estates Acquisition (Amendment) Act, 1969.

Amendment of section 6 of West Ben. Act I of 1954.

2. To sub-section (3) of section 6 of the West Bengal Estates Acquisition Act, 1953 (hereinafter referred to as the said Act), the following proviso shall be, and shall be deemed always to have been, added, namely:—

“Provided that the State Government may, if it thinks fit so to do after reviewing the circumstances of a case and after giving the intermediary or the lessee, as the case may be, an opportunity of being heard, revise any order made by it under this sub-section specifying the land which the intermediary or the lessee shall be entitled to retain as being required by him for the tea-garden, mill, factory or workshop, as the case may be.”

The West Bengal Estates Acquisition (Amendment) Act, 1969.
(Sections 3, 4.)

- Amend-
ment of
section 42.
3. In section 42 of the said Act, after sub-section (2), the following sub-sections shall be added, namely:—
- (3) Notwithstanding anything to the contrary contained in the proviso to sub-section (2) of section 6 or in any contract, where any land comprised in a tea-garden is held under a lease, the rent payable by the lessee in respect of such land shall be the rent determined by the Revenue Officer in the manner specified in sub-section (2).
- Explanation.*—In this sub-section "lease" includes a lease granted directly by the State Government.
- (4) Notwithstanding anything to the contrary contained in any judgment, decree or order of any court or tribunal or in any law, the rent determined under sub-section (2) or sub-section (3) shall take effect and shall be deemed always to have taken effect from the date of vesting.
- Amend-
ment of
section 44.
4. In section 44 of the said Act, in sub-section (2a), for the words "within twelve years", the words "within fifteen years" shall be substituted.

By order of the Governor,
R. R. BISWAS,
Secy. to the Govt. of West Bengal.