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GOVERNMENT OF WEST BENGAL

Legislative Department

West Bengal Act XXVIII of 1969

THE CALCUTTA THIKA TENANCY (AMENDMENT) ACT, 1969.

[Passed by the West Bengal Legislature.]

[Assent of the President was first published in the *Calcutta Gazette, Extraordinary*, of the 30th October, 1969.]

[30th October, 1969.]

An Act to re-enact the provisions of the *Calcutta Thika Tenancy (Amendment) Act, 1968*.

West Ben. Act-II of 1949. President's Act 2 of 1968.

WHEREAS certain amendments were made to the *Calcutta Thika Tenancy Act, 1949* with certain consequential provisions by the *Calcutta Thika Tenancy (Amendment) Act, 1968*, enacted by the President of India during the period of operation of the Proclamation issued by the President of India on the 20th day of February, 1968, under article 356 of the Constitution of India in relation to the State of West Bengal;

AND WHEREAS it is expedient to re-enact the provisions of the said *Calcutta Thika Tenancy (Amendment) Act, 1968*;

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

1. This Act may be called the *Calcutta Thika Tenancy (Amendment) Act, 1969*. Short title.

2. In sub-section (2) of section 1 of the *Calcutta Thika Tenancy Act, 1949* (hereinafter referred to as the said Act), the following words and figures shall be, and shall be deemed always to have been, omitted, namely:— Amendment of section 1 of West Ben. Act II of 1949.

Ben. Act II of 1866.

“such suburbs of Calcutta as may have been or may hereafter be notified under section 1 of the *Calcutta Suburban Police Act, 1866*, and are not included within Calcutta as so defined and also”.

3. The provisions of this Act shall have effect notwithstanding anything to the contrary contained in any law for the time being in force or in any rule, order or notification or in any contract, express or implied, and notwithstanding any decision of any court, tribunal or other authority to the contrary. Act to override other laws, etc.

2 *The Calcutta Thika Tenancy (Amendment) Act, 1969.*

[West Ben. Act XXVIII of 1969.]

(Sections 4, 5.)

Act to  
apply to  
certain  
suits,  
appeals,  
etc.

4. The provisions of this Act shall apply to all suits, appeals and other proceedings (including proceedings in execution) pending at the commencement of the Calcutta *Thika* Tenancy (Amendment) Ordinance, 1967.

West Ben.  
Ord. IX of  
1967.

Valida-  
tion.

5. Anything done or any action taken contrary to the provisions of clause (b) of sub-section (1) of section 6 of the West Bengal Estates Acquisition Act, 1953, in respect of any land situated within such suburbs of Calcutta to which the provisions of the said Act had, before the commencement of the Calcutta *Thika* Tenancy (Amendment) Ordinance, 1967, extended, shall be deemed to have been as validly done or taken as if the said Act had not extended to the said suburbs of Calcutta when such thing was done or such action was taken.

West  
Ben. Act  
I of 1954.