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The Bombay Tenancy and Agricultural Lands Act, 1948.

Delegation of powers under Section 32-J
of- to Collectors of districts.

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Government of Bombay,
Revenue Department,
Resolution No. TNC.6759/213853-M,
Sachivalaya, Bombay, 27th January 1959.
27th

Resolution of Government.

The powers conferred on Government under Section 32-J of the Bombay Tenancy and Agricultural Lands Act, 1948 to hear appeals against the decisions of the ~~Agricultural~~ Agricultural Lands Tribunals determining the amount of the purchase price in respect of land purchased by tenant under Section 32, were delegated to the Divisional Officers (now the Commissioners) under Government Notification, Revenue Department No. RVA.1556-R dated 15th December 1956. In view of the fact that it would be difficult for the Commissioners of Divisions to dispose of the large number of appeals which would be received by them against the decisions of the Tribunals working in the respective divisions, Government has decided to relieve them of this function and to entrust the work of hearing appeals to the Collectors of the districts. The appended notification in supersession of the one referred to above should, therefore, be published in the Bombay Government Gazette, Extraordinary Part IVB dated 27th January 1959.

2. Although a 'Collector' includes an Assistant or Deputy Collector under clause 2E of section 2 of the Bombay Tenancy and Agricultural Lands Act, 1948, Government desires that the powers delegated to the Collectors under the appended notification should not be exercised by the Assistant or the Deputy Collectors.

3. According to clause (n) of sub-section (1) of section 74 of the Bombay Tenancy and Agricultural Lands Act, 1948 an appeal against an order of the Tribunal under Section 32K fixing the ~~number~~ number of instalments in which the purchase price should be paid by the tenant can be entertained by the Collector. As the term "Collector" includes an Assistant or Deputy Collector, such appeals can be entertained by an Assistant or Deputy Collector. However, as the question of fixation of the number of instalments is intimately related to the quantum of purchase price, it is desirable that the authority which hears an appeal against the determination of the purchase price should also decide an appeal under Section 32K. Government, is, therefore, pleased to direct that, if while hearing an appeal under Section 32J the Collector notices that the appellant has also filed a separate appeal to the Assistant or Deputy Collector under Section 32K, he should get that appeal transferred to his file in exercise of the powers under Section 74A. Similarly, if an Assistant or Deputy Collector while hearing an appeal

under.....

under Section 32K notices that the appellant has also filed an appeal under Section 32J to the Collector, he should bring the appeal to the notice of the Collector for being transferred to him under Section 74A.

4. Government is also pleased to direct that appeals under Section 32J which may be pending with the Commissioners on the date of the issue of the notification referred to in paragraph 1 should be transferred for disposal to the Collectors of the districts from which the appeals have been filed.

By order and in the name of the Governor of Bombay,

L.R.Dalal.
Deputy Secretary to Government.

G.R.R.D.No.TNC.6759/213856-M, dt. ~~20.11.59~~ 27.1.59.

To

The Commissioners of Divisions(except the Commissioner,
Nagpur division),

The Collectors in Bombay/Poona/and Ahmedabad divisions.

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Notification.

Revenue Department,
Sachivalaya, Bombay, 20th January 1959.
27th

Bombay Tenancy and
Agricultural Lands
Act, 1948.

No.TNC.6759/213856-M - In exercise of the powers conferred by Section 83 of the Bombay Tenancy and Agricultural Lands Act, 1948 (Bom. LXVII of 1948), and in supersession of Government Notification, Revenue Department No.RVA.1556-R dated the 15th December 1956 the Government of Bombay hereby delegates to the Collectors the powers conferred on it under Section 32J of the said Act.

By order and in the name of the
Governor of Bombay,

L.R.Dalal.
Deputy Secretary to Government.

/27th