



The Punjab Merged States (Laws) Act, 1950

Act 5 of 1950

Keyword(s):
Merged State

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THE PUNJAB MERGED STATES (LAWS) ACT, 1950.

PUNJAB ACT NO. 5 OF 1950.

[Received the assent of His Excellency the Governor on the 12th April, 1950; and first published in the Punjab Government Gazette (Extraordinary) of April 15, 1950.]

1	2	3	4
Year	No.	Short title	Whether repealed or otherwise affected by legislation.
1950	5	The Punjab Merged States (Laws) Act, 1950	Amended in part by the Adaptation of Laws Order, 1950. Amended in part by Punjab Act 9 of 1952 ² Amended by Punjab Act 28 of 1954 ³

AN ACT TO EXTEND CERTAIN LAWS TO THE MERGED STATES OF LOHARU, DUJANA AND PATAUDI.

Whereas by an order under section 290-A of the Government of India Act, 1935, provision has been made for the administration of the States of Loharu, Dujana and Pataudi as if they formed part of the State of Punjab;

And whereas it is expedient to provide that certain laws should be extended to, and by virtue of such extension, be in force in, the said States ;

It is hereby enacted as follows :-

1. (1) This Act may be called the Punjab Merged States (Laws) Act, 1950.

(2) It shall come into force at once.

Short title and commencement.

1. For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary), 1950 page 166, (ii) for proceedings in the Assembly, see *Punjab Legislative Assembly Debates*, Volume 1, 1950, pages (18) 45-(18) 49.
2. For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extraordinary), dated 26th June, 1952, page 488; for proceedings in the Assembly, see *Punjab Legislative Assembly Debates*, 1952, and *Punjab Legislative Council Debates*, Volume 2, pp. (17) 24—(17) 27.
3. For Statement of Objects and Reasons, see *Punjab Government Gazette* (Extra.), 1954, page 719.

Definition.

2. In this Act the expression "merged States" means the States of Loharu, Dujana or Pataudi.

Extension of Laws.

3. All the Acts specified in Schedule I and so much of any of the Acts specified in Schedule II as extends to the State of Punjab and relates to matters with respect to which the State Legislature has power to make laws for a State are hereby extended to, and shall be in force in, all the merged States :

Validation of certain actions under Punjab Act 5 of 1939.

[Provided that the provisions of the Punjab Agricultural Produce Markets Act, 1939, shall be deemed to be extended to and in force in the merged State of Loharu as from the first day of April, 1948, and all notifications issued, orders made and action taken in relation thereto shall be deemed to be issued, made or taken as if the Act was then in force].

Interpretation of Laws extended.

4. In any Act specified in the Schedules notwithstanding anything contained in the General Clauses Act, 1897, and the Punjab General Clauses Act, 1898, —

- (a) any reference, by whatever form of words, to the Acceding States shall be construed as not including a reference to any of the merged States;
- (b) any reference, by whatever form or words, to the State of Punjab shall be construed as including a reference to the merged States which are now administered together with that State.

Repeal of corresponding laws.

5. If immediately before the commencement of this Act, there is in force in any of the merged States an Act, Ordinance, Regulation or other law corresponding to an Act specified in the Schedules whether such Act, Ordinance or Regulation or other law is in force by virtue of an Order under the Extra-Provincial Jurisdiction Act, 1947, or by virtue of any other legislative power, such corresponding law shall, upon the commencement of this Act, stand repealed to the extent to which the law relates to matters with respect to which the State Legislature of the State has power to make laws for a State.

Savings.

6. (i) The repeal by section 5 of this Act of any corresponding law in force in the merged State immediately before the commencement of this Act shall not effect —

- (a) the previous operation of any such law, or
- (b) any penalty, forfeiture or punishment incurred in respect of any offence committed against any such law, or
- (c) any investigation, legal proceeding or remedy in respect of any such penalty forfeiture or punishment, and any such investigation, legal proceeding or remedy may be instituted, continued or enforced and any such penalty, forfeiture or punishment may be imposed as if this Act had not been passed.

(2) Subject to the provisions of sub-section (1), anything done or any action taken, including any appointment or delegation made notification, order, instruction or direction issued, rule, regulation, form, bye-law or scheme framed, certificate, patent, permit or licence granted or registration effected, under such corresponding law shall be deemed to have been done or taken under the corresponding provision of the Act, as now extended to, and in force in, the merged State and shall continue in force accordingly unless and until superseded by anything done or any action taken under the said Act.

7. For the purpose of facilitating the application in any of the merged States of any Act specified in the Schedules, any Court or other authority may construe any such Act with such alteration, not affecting the substance as may be necessary or proper to adapt it to the matter before the Court or other authority.

8. The East Punjab Merged States (Laws) Ordinance No. 26 of 1949, is hereby repealed, but notwithstanding such repeal any orders made, anything done or any action taken in exercise of any powers conferred by or under the said Ordinance shall be deemed to have been made, done or taken in exercise of any powers conferred by or under this Act.

Powers of Courts and other authorities for purposes of facilitating application of laws.

Repeal of Ordinance No. 26 of 1949.

SCHEDULE I

(See section 3)

Year	Number	Short Title
'[1856	20	The Bengal Chaukidari Act, 1956.]
'[1861	5	The Police Act, 1861, as amended by the East Punjab Act 30 of 1948.]
1861	16	The Stage Carriages Act, 1861.
1867	3	The Public Gambling Act, 1867.
1867	23	The Punjab Murderous Outrages Act, 1867.
1872	4	The Punjab Laws Act, 1872.
1873	8	The Northern India Canal and Drainage Act, 1873.
1878	12	The Punjab Laws (Amendment) Act, 1878.
1878	17	The Northern India Ferries Act, 1878.
1879	14	The Hackney Carriage Act, 1879.
1880	13	The Vaccination Act, 1880.
1881	11	The Municipal Taxation Act, 1881.
'[1883	19	The Land Improvement Loans Act, 1883.]
1883	20	The Punjab District Boards Act, 1883.
'[1884	12	The Agriculturists Loans Act, 1884.]
1887	16	The Punjab Tenancy Act, 1887.
1887	17	The Punjab Land Revenue Act, 1887.
1890	3	The Revenue Recovery Act, 1890.
'[1897	8	The Reformatory Schools Act, 1897.]
1898	1	The Punjab General Clauses Act, 1898.
'[1899	13	The Glanders and Farcy Act, 1899.]
1900	2	The Punjab Land Preservation Act, 1900.
1900	13	The Punjab Alienation of Land Act, 1900.

1. The entry shall be deemed to have been made since the commencement of the Act, by the Punjab Act 28 of 1954.

SCHEDULE I—contd.

Year	Number	Short Title
1903	2	The Punjab Court of Wards Act, 1903.
1905	3	The Punjab Minor Canals Act, 1905.
{1910	5	The Dourine Act, 1910]
1911	3	The Punjab Municipal Act, 1911.
{1912	2	The Co-operative Societies Act, 1912.]
1912	5	The Colonization of Government Lands (Punjab) Act, 1912.
1913	1	The Punjab Pre-emption Act, 1913.
1913	2	The Redemption of Mortgages (Punjab) Act, 1913.
{1913	3	The Punjab Forest (Sale of Timber) Act, 1913.]
1914	1	The Punjab Excise Act, 1914.
1914	2	The Punjab Fisheries Act, 1914.
1916	1	The Punjab Military Transport Act, 1916.
1916	2	The Punjab Medical Registration Act, 1916.
1918	5	The Restriction of Habitual Offenders' (Punjab) Act, 1918.
1918	6	The Punjab Courts Act, 1918.
1918	7	The Punjab Juvenile Smoking Act, 1918.
1918	8	The Punjab Village and Small Towns Patrol Act, 1918.
{1919	7	The Punjab Primary Education Act, 1919.]
1920	1	The Punjab Limitation (Custom) Act, 1920.
1920	2	The Punjab Custom (Power to Contest) Act, 1920.
1922	2	The Punjab Small Towns Act, 1922.
1922	4	The Punjab Town Improvement Act, 1922.
1923	5	The Punjab Local Option Act, 1923.

1. The entry shall be deemed to have been made since the commencement of the Act, by Punjab Act 28 of 1954.

SCHEDULE I—contd.

Year	Number	Short Title
1924	4	The Punjab Motor Vehicles Taxation Act, 1924.
1925	8	The Sikh Gurdwaras Act, 1925.
1925	24	The Sikh Gurdwaras (Supplementary) Act, 1925.
1926	5	The Punjab Aerial Ropeways Act, 1926.
1926	10	The Good Conduct Prisoners' Probational Release Act, 1926
{1926	11	The Punjab Borstal Act, 1926}.
1929	8	The Punjab Pure Food Act, 1929.
1930	1	The Punjab Regulation of Accounts Act, 1930.
1931	2	The Punjab Municipal (Executive Officer) Act, 1931.
1932	1	The Punjab Nurses Registration Act, 1932.
1933	2	The Punjab Wild Birds and Wild Animals Protection Act, 1933.
1934	5	The Tobacco Vend Fees Act, 1934.
1934	7	The Punjab Relief of Indebtedness Act, 1934.
1935	4	The Punjab Suppression of Immoral Traffic Act, 1935.
1936	2	The Punjab Debtors' Protection Act, 1936.
1936	3	The Punjab Entertainments Duty Act, 1936.
1936	5	The Punjab Copying Fees Act, 1936.
1937	2	The Punjab Legislative Assembly (Removal of Disqualifications) Act, 1937.
1938	3	The Punjab Registration of Money Lenders Act, 1938.
1938	4	The Punjab Restitution of Mortgaged Lands Act, 1938.

1. Entry shall be deemed to have been made since the commencement of the Act, by Punjab Act 28 of 1954.

SCHEDULE I—contd.

Year	Number	Short Title
1939	1	The Punjab Motor Spirit (Taxation of Sales) Act, 1939.
1939	5	The Punjab Agricultural Produce Markets Act, 1939.
1939	11	The Punjab Village Panchayats Act, 1939.
1940	10	The Punjab Trade Employees Act, 1940.
1940	17	The Punjab Urban Immovable Property Tax Act, 1940.
{1940	18	The Punjab Primary Education Act, 1940.]
1941	5	The Punjab Jagirs Act, 1941.
1941	7	The Punjab Suppression of Indecent Advertisements Act, 1941.
1941	12	The Punjab Weights and Measures Act, 1941.
1942	4	The Punjab Legislative Assembly (Allowance of Members) Act, 1942.
1942	7	The Music in Muslim Shrines Act, 1942.
1943	6	The Punjab Maternity Benefit Act, 1943.
{1947	3	The Punjab Special Tribunals (Continuance) Act, 1947.]
1947	6	The East Punjab Ministers Salaries Act, 1947.
1947	7	The East Punjab University Act, 1947.
1947	8	The East Punjab Volunteer Corps Act, 1947.
{1947	11	The East Punjab Armed Bands (Arrest and Detention) Act, 1947.]
1947	12	The East Punjab Police (Protection of Railways) Act, 1947.]
1947	13	The East Punjab Essential Services (Maintenance) Act, 1947.

1. The entries shall be deemed to have been made since the commencement of the Act, by Punjab Act 28 of 1954.

SCHEDULE I—contd.

Year	Number	Short Title
1947	15	The East Punjab Movable Property (Requisitioning) Act, 1947.
1948	2	The East Punjab Refugees Rehabilitation (Loans and Grants) Act, 1948.
1948	8	The East Punjab Refugees (Registration of Claims) Act, 1948.
1948	11	The East Punjab Molasses (Control) Act, 1948.
1948	12	The East Punjab (Registration of Land Claims) Act, 1948.
1948	16	The East Punjab (Removal of Religious and Social Disabilities) Act, 1948.
1948	19	The East Punjab Land Alienation (Savings of Shamlat) Act, 1948.
1948	20	The East Punjab Factories (Control of Dismantling) Act, 1948.
1948	22	The East Punjab War Awards Act, 1948.
1948	23	The East Punjab Cotton (Statistics) Act, 1948.
1948	24	The East Punjab Enumeration of Dwellings Act, 1948.
1948	25	The East Punjab Opium Smoking Act, 1948.
1948	39	The East Punjab Cement Control Act, 1948.
1948	42	The East Punjab Refugees Rehabilitation (Buildings and Buildings Sites) Act, 1948.
[1948	43	The East Punjab Refugees Rehabilitation (House Building Loans) Act, 1948.]
1948	46	The East Punjab General Sales Tax Act, 1948.
1948	47	The East Punjab Animal Contagious Diseases Act, 1948.

1. The entry shall be deemed to have been made since the commencement of the Act, by Punjab Act 28 of 1954.

SCHEDULE I—contd.

Year	Number	Short Title
1948	48	The East Punjab Requisitioning of Immovable Property (Temporary Powers) Act, 1948.
1948	50	The East Punjab Holdings (Consolidation and Prevention of Fragmentation) Act, 1948.
1949	1	The East Punjab Control of Bricks Supplies Act, 1949.
1949	2	The East Punjab Conservation of Firewood Supplies Act, 1949.
1949	3	The East Punjab Urban Rent Restriction Act, 1949.
1949	4	The East Punjab Agricultural Pests, Diseases and Noxious Weeds Act, 1949.
1949	5	The East Punjab Public Safety Act, 1949.
1949	10	The East Punjab Damaged Areas Act, 1949.
1949	11	The East Punjab Tractor Cultivation (Recovery of Charges) Act, 1949.
1949	14	The East Punjab Ayurvedic and Unani Practitioners Act, 1949.
1949	15	The East Punjab Conservation of Manure Act, 1949.
1949	19	The East Punjab Improved Seeds and Seedlings Act, 1949.
1949	22	The East Punjab Reclamation of Land Act, 1949.
1949	30	The East Punjab Drugs (Control) Act, 1949.
1949	36	The East Punjab Displaced Persons (Land Resettlement) Act, 1949.
1949	37	The East Punjab Electricity (Emergency Powers) Act, 1949.
1949	38	The East Punjab Utilization of Lands Act, 1949.
1949	39	The East Punjab Children Act, 1949.

SCHEDULE II

Year	Number	Short Title
1839	32	The Interest Act, 1839.
1850	11	The Judicial Officers' Protection Act, 1850.
1850	21	The Caste Disabilities Removal Act, 1850.
1850	33	The Public Servants (Inquiries) Act, 1850.
1855	13	The Indian Fatal Accidents Act, 1855.
1857	13	The Opium Act, 1857.
1860	21	The Societies Registration Act, 1860.
1861	5	The Police Act, 1861.
1862	3	The Government Seal Act, 1862.
1863	23	The Waste-land (Claims) Act, 1863.
1866	21	The Native Converts' Marriage Dissolution Act, 1866.
1867	25	The Press and Registration of Books Act, 1867.
1870	7	The Court-fees Act, 1870.
1871	1	The Cattle Trespass Act, 1871.
1871	3	The Pensions Act, 1871.
1871	31	The Indian Weights and Measures of Capacity Act, 1871.
1872	9	The Indian Contract Act, 1872.
1873	10	The Indian Oaths Act, 1873.
1877	1	The Specific Relief Act, 1877.
1878	1	The Opium Act, 1878.
1878	6	The Indian Treasure-Trove Act, 1878.
1879	18	The Legal Practitioners' Act, 1879.
1880	1	The Religious Societies Act, 1880.
1880	13	The Vaccination Act, 1880.
1881	11	The Municipal Taxation Act, 1881.

SCHEDULE II

Year	Number	Short title
1886	6	The Births, Deaths and Marriages Registration Act, 1886.
1887	7	The Suits Valuation Act, 1887.
1887	9	The Provincial Small Causes Courts Act, 1887.
1888	3	The Police Act, 1888.
1890	1	The Revenue Recovery Act, 1890.
1890	6	The Charitable Endowments Act, 1890.
1890	11	The Prevention of Cruelty to Animals Act, 1890.
1894	1	The Land Acquisition Act, 1894.
1894	9	The Prisons Act, 1894.
1897	3	The Epidemic Diseases Act, 1897.
1897	4	The Indian Fisheries Act, 1897.
1898	3	The Lepers Act, 1898.
1898	9	The Live Stock Importation Act, 1898.
1899	2	The Indian Stamp Act, 1899.
1899	4	The Government Buildings Act, 1899.
1911	10	The Prevention of Seditious Meetings Act, 1911.
1914	2	The Destructive Insects and Pests Act, 1914.
1914	9	The Local Authorities Loans Act, 1914.
1916	15	The Hindu Disposition of Property Act, 1916.
1917	5	The Destruction of Records Act, 1917.
1919	1	The Local Authorities Pensions and Gratuities Act, 1919.
1919	12	The Pensions Act, 1919.
1920	5	The Provincial Insolvency Act, 1920.
1920	10	The Indian Securities Act, 1920.

SCHEDULE II

Year	Number	Short title
1920	14	The Charitable and Religious Trusts Act, 1920.
1920	39	The Indian Election Offences and Inquiries Act, 1920.
1922	22	The Police (Incitement to Disaffection) Act, 1922.
{1923	3	The Cotton Transport Act, 1923.]
1923	4	The Indian Mines Act, 1923.
1923	5	The Indian Boilers Act, 1923.
1923	23	The Legal Practitioners (Women) Act, 1923.
1925	12	The Cotton Ginning and Pressing Factories Act, 1925.
1925	19	The Provident Funds Act, 1925.
1925	39	The Indian Succession Act, 1925.
1926	3	The Government Trading Taxation Act, 1926.
1926	12	The Contempt of Court Act, 1926.
1926	16	The Indian Trade Unions Act, 1926.
1926	21	The Legal Practitioners (Fees) Act, 1926.
1926	38	The Indian Bar Councils Act, 1926.
1927	16	The Indian Forests Act, 1927.
1928	12	The Hindu Inheritance (Removal of Disabilities) Act, 1928.
1929	2	The Hindu Law of Inheritance (Amendment) Act, 1929.
1930	3	The Indian Sale of Goods Act, 1930.
1930	30	The Hindu Gains of Learning Act, 1930.
1931	16	The Indian Press (Emergency Powers) Act, 1931.

1. The entry shall be deemed to have been made since the commencement of the Act, by the Punjab Act 28 of 1954.

SCHEDULE II—*contd.*

Year	Number	Short Title
1932	9	The Indian Partnership Act, 1932.
1933	2	The Children (Pledging of Labour) Act, 1933.
1936	4	The Payment of Wages Act, 1936.
1937	18	The Hindu Women's Rights to Property Act, 1937.
1938	24	The Employer's Liability Act, 1938.
1938	26	The Employment of Children Act, 1938.
'[1939	4	The Motor Vehicles Act, 1939, as amended by the East Punjab Act No. 28 of 1948.]
1939	9	The Standard of Weight Act, 1939.
1940	23	The Drugs Act, 1940.
1940	27	The Agriculture Produce Cess Act, 1940.
1942	18	The Weekly Holidays Act, 1942.
1946	19	The Hindu Married Women's Right to Separate Residence and Maintenance Act, 1948.
1948	11	The Minimum Wages Act, 1948.

1. The entry shall be *deemed* to have been made since the commencement of the Act by Punjab Act 28 of 1954.