



**The Uttar Pradesh (Temporary) Accommodation Requisition (Amendment)
Act, 1963
Act 19 of 1963**

Keyword(s):

**The United Provinces (Temporary) Accommodation Requisition
(Amendment) Act, 1947, Extension Act**

Amendment appended: 12 of 1969

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UTTAR PRADESH (TEMPORARY) ACCOMMODATION
REQUISITION (AMENDMENT) ACT, 1963*

(U. P. ACT NO. XIX OF 1963)

[*Authoritative English text*† of the *Uttar Pradesh (Temporary)
Accommodation Requisition (Sanshodhan) Adhiniyam, 1963.*]

AN
ACT

to amend the *United Provinces (Temporary) Accommodation
Requisition Act, 1947* for certain purposes

U. P. Act XXV
of 1947.

IT IS HEREBY enacted in the fourteenth year of the Republic
of India as follows :

1. This Act may be called the *Uttar Pradesh (Temporary)
Accommodation Requisition (Amendment) Act, 1963.*

Short title.

2. In sub-section (5) of section 1 of the *United Provinces
(Temporary) Accommodation Requisition Act, 1947* (herein-
after called the principal Act) for the figure "1963" the figure
"1969" shall be substituted.

Amendment of
section 1 of U.P.
Act XXV of
1947.

3. In section 2 of the principal Act—

(i) for clause (b) the following shall be substituted :—

"(b) 'Court' means the Court of Munsif, or where
there is no Munsif, the court of Civil Judge, in whose
territorial jurisdiction the accommodation lies" ; and

Amendment of
section 2 of
U. P. Act XXV
of 1947.

(ii) after clause (b) the following new clause shall
be inserted :—

"(bb) 'District Judge' means the District Judge in
whose territorial jurisdiction the accommodation lies."

4. For section 7 of the Principal Act the following shall be
substituted :—

Substitution of
new section for
Section 7 of
U. P. Act XXV
of 1947.

"7. (1) An appeal from a decision of the Court under this
Appeals against Act shall lie to the District Judge within
orders of the thirty days.
Court.

(2) The provisions of sections 4, 5 and 12 of the Indian
Limitation Act, 1908 shall be applicable to
Act IX of 1908. appeals under this Act."

*For statement of Objects and Reasons, please see *U. P. Gazette Extra-
ordinary*, dated September 10, 1963.

Passed in Hindi by the Uttar Pradesh Legislative Council on September 17,
1963 and by the Uttar Pradesh Legislative Assembly on September 25, 1963.

Received the Assent of the President on September 29, 1963 under Article
201 of the Constitution of India and was published in the *Uttar Pradesh
Gazette Extraordinary*, dated September 30, 1963.

†Published in the *Uttar Pradesh Gazette Extraordinary*, dated September
30, 1963.



Amendment of
section 8 of
U. P. Act XXV
of 1947.

5. In section 8 of the principal Act—

(i) in sub-section (1) in the first sentence between the words “was requisitioned” and the full-stop occurring at the end, the words “and deliver possession thereof to him” shall be inserted ;

(ii) after sub-section (1) the following new sub-section shall be added :—

“(1-A) For purposes of delivery of possession of the accommodation under sub-section (1) the District Magistrate shall in the manner prescribed by rules evict or cause to be evicted all persons who might be in occupation of the accommodation at the time of its release from requisition, and in doing so he may use such force as may be necessary.” ; and

(iii) after sub-section (4) the following shall be added as a new sub-section :—

“(5) Nothing in this section shall prevent the District Magistrate from releasing from requisition only a part of the accommodation :

Provided that where the District Magistrate releases from requisition only a part of the accommodation with the concurrence of the owner, the release shall be on such terms as to compensation or otherwise as may be agreed upon between him and the owner :

Provided further that where the release from requisition of only a part of the accommodation is without the concurrence of the owner or where no agreement as specified in the first proviso as to the terms of the release is reached, such reduction, if any, shall be made in the compensation payable to the owner as may be determined by the Court on a reference made to it by the District Magistrate, and the provisions of sub-section (2) of section 6 shall *mutatis mutandis* apply to such reference.”

Amendment of
section 10 of
U. P. Act XXV
of 1947.

6. The existing section 10 of the principal Act shall be renumbered as sub-section (1) thereof and thereafter the following shall be added as a new sub-section :—

“(2) The owner shall not ordinarily be required to execute repairs at a cost exceeding one month’s letting value of the accommodation in a year. If in the opinion of the District Magistrate the accommodation needs any special repairs and the aggregate cost of all repairs is in any year likely to exceed one month’s letting value of the accommodation and the owner does not agree to carry out such repairs, the District Magistrate may refer the matter to the Court which shall make such order and on such terms, including those relating to payment of compensation, as it may consider necessary.”

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THE UTTAR PRADESH (TEMPORARY) ACCOMMODATION REQUISITION (CONTINUANCE) ACT, 1969

(U. P. Act No. XII OF 1969)

[*AUTHORITATIVE ENGLISH TEXT OF THE UTTAR PRADESH (TEMPORARY) ACCOMMODATION REQUISITION (JARI RAKHANE KA) ADHINIYAM, 1969]

AN
ACT

U. P. Act XXV of 1969. *to provide for the continuance of the U. P. (Temporary) Accommodation Requisition Act, 1947, for a further period of three years.*

IT IS HEREBY enacted in the Twentieth Year of the Republic of India as follows :—

1. This Act may be called the Uttar Pradesh (Temporary) Accommodation Requisition (Continuance) Act, 1969.

Short title.

2. In sub-section (5) of section 1 of the U. P. (Temporary) Accommodation Requisition Act, 1947, for the figures "1969" the figures "1972" shall be substituted.

Amendment of section 1 of U.P. Act XXV of 1947.

(*For statement of Objects and Reasons, please see *Uttar Pradesh Gazette Extraordinary*, dated July 23, 1969).

(Passed in Hindi by the Uttar Pradesh Legislative Council on July 30, 1969 and by the Uttar Pradesh Legislative Assembly on August 21, 1969).

(Received the assent of the President on September 28, 1969, under Article 201, of the Constitution of India, and was published in the *Uttar Pradesh Gazette Extraordinary*, dated September 30, 1969).

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