



The Provincial Insolvency (Himachal Pradesh Amendment) Act, 1969

Act 31 of 1969

Keyword(s):
Central Act, 1920

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NOTIFICATION
 UNDER
THE PROVIDENT FUNDS ACT, 1925
 AMENDMENT OF SCHEDULE
FINANCE DEPARTMENT
 NOTIFICATION

Shimla-2, the 24th December, 1988

No.Fin (C) A (3) 23/80.—In exercise of the powers vested under section 8 read with sub-section (3) of section 8 of the Provident funds Act, 1925, the Governor, Himachal Pradesh is pleased to order for enlisting the name of Regional Engineering College, Hamirpur, a society registered under the Societies Registration Act, 1860, in the "Schedule" of the Said Act containing the list of such institution.

(R.H.P. dated 27-11-1993, p. 2431).

**THE PROVINCIAL INSOLVENCY (HIMACHAL PRADESH
 AMENDMENT) ACT, 1969**

(Act No. 31 of 1969)¹

ARRANGEMENT OF SECTIONS

Sections :

1. Short title and extent.
2. Amendment of section 60.
3. Repeal and Savings.

(Received the assent of the President of India on the 24th December, 1969, and was published in R. H. P. Extra, dated 6th February, 1970, p. 36).

Amended, repealed or otherwise affected by:—

- (i) A. O. 1973 published in R. H. P. Extra., dated 20-1-1973 p. 91—112
- (ii) H. P. Act No. 8 of 1974.

An Act to amend the Provincial Insolvency Act, 1920 (Central Act No. 5 of 1920) in its application to the [State]² of Himachal Pradesh.

BE it enacted by the Legislative Assembly of Himachal Pradesh in the Twentieth Year of the Republic of India as follows:—

1. Short title and extent.—(1) This Act may be called the Provincial Insolvency (Himachal Pradesh Amendment) Act, 1969.

1. For Statement of Objects and Reasons see R.H. P. Extra., 31-5-1969 p. 391.
2. Subs. for "Union Territory" by A. O. 1973

(2) It extends to the whole of Himachal Pradesh.

2. Amendment of section 60.—After sub-section (2) of section 60 the Provincial Insolvency Act, 1920 (Central Act No. 5 of 1920), the following new sub-section shall be added:—

“(3) In particular and without prejudice to the generality of sub-section (2), when the whole or any part of the estate of an insolvent consists of land as defined in ¹[the Himachal Pradesh Tanancy and Land Reforms Act, 1972] no such land shall be temporarily alienated by the receiver; but after the other property of the insolvent has been realised, the court shall proceed in the manner provided in sub-section (1), and the Collector shall thereupon proceed to raise the amount required by means of a temporary alienation in such form and for such period as may be legally permissible and as he thinks fit; and shall hold at the disposal of the court all sums which may thereby come to his hands :

Provided that such portion of the land shall be exempted from alienation as in the opinion of the Collector, having regard to the income of the judgment-debtor from all sources except such income as is dependent on the will of another person, is sufficient to provide for the maintenance of the insolvent and the members of his family who are dependent on him, and such portion shall be deemed not to form part of the estate under administration.”

3. Repeal and savings.—The Provincial Insolvency (Punjab Amendment) Act, 1939 (3 of 1939) as in force in the areas added to Himachal Pradesh under section 5 of the Punjab Re-organisation Act, 1966 (31 of 1966) is hereby repealed :

Provided that anything done or any action taken under the said Act shall be deemed to have been done or taken under this Act.

NOTIFICATIONS AND RULES

UNDER

THE PROVINCIAL INSOLVENCY ACT, 1920 APPOINTMENTS AND DELEGATIONS

HOME DEPARTMENT

NOTIFICATION

Shimla-2, the 27th April, 1979

No. Home-II (A) 3-19/78.—In supersession of all previous notifications issued in this behalf and in exercise of the powers vested in it under section 3 (i) of the Provincial Insolvency Act, 1920 (Act No. 5 of 1920) the State Government of Himachal Pradesh is pleased to invest all the Senior Subordinate Judges in Himachal Pradesh with the jurisdiction to try all type of cases under the said Act within the local limits of their respective jurisdiction with effect from the date of publication of this notification in the Himachal Pradesh Rajprta.

(R.H.P. dated 5-5-1979, P. 312)

1. Subs. by H.P. Act No. 8 of 1974, Sec. 126(c).