



The Tamil Nadu Rent and Revenue Sales Act, 1839

Act 7 of 1839

Keyword(s):

Sale of Property, Arrears of Rent or Revenue

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ACT No. VII OF 1839¹.

[THE ²(TAMIL NADU) RENT AND REVENUE SALES
ACT, 1839.]

[18th March 1839.]

1. [*Repeal of Reg. XXVIII of 1802, s. 23.*] *Rep.,
Central Act XIV of 1870.*

2. ³ * * * All tahsildars within the ⁴[State of
Tamil Nadu] shall be vested with the powers of <sup>Tahsildars
empowered to
sell property
distrained.</sup> Commissioners for the sale of property distrained for
arrears of rent or of revenue, and shall be subject to
all rules and provisions to which by any law or
regulation such Commissioners are subject.

¹ The short title was given by the Repealing and Amending
Act, 1901 (Central Act XI of 1901).

This Act was declared by the Laws Local Extent Act, 1874
(Central Act XV of 1874), s. 4 and the Second Schedule, to be in
force in the whole of the State of Tamil Nadu except the terri-
tories mentioned in the Sixth Schedule to that Act.

This Act was extended to the merged State of Pudukkottai by
section 3 of, and the First Schedule to, the Tamil Nadu Merged
States (Laws) Act, 1949 (Tamil Nadu Act XXXV of 1949).

This Act was extended to the Kanyakumari district and the
Shencottah taluk of the Tirunelveli district by section 3 of, and
the First Schedule to, the Tamil Nadu (Transferred Territory)
Extension of Laws Act, 1960 (Tamil Nadu Act 23 of 1960), which
came into force on the 1st April 1961, repealing the correspond-
ing law in that territory.

² These words were substituted for the word "Madras" by
the Tamil Nadu Adaptation of Laws Order, 1969, as amended by
the Tamil Nadu Adaptation of Laws (Second Amendment) Order,
1969, which came into force on the 14th January 1969.

³ The words "And it is hereby enacted that from the said
day" were repealed by the Repealing Act, 1873 (Central Act XII
of 1873).

⁴ This expression was substituted for the expression
"territories subject to the Presidency of Fort St. George" by the
Tamil Nadu Adaptation of Laws Order, 1970, which was deemed
to have come into force on the 14th January 1969.

Control of
tahsildars in
exercise of such
power.

3. Provided always that in respect of the exercise of those powers tahsildars shall be subject to the control and superintendence of the Collector, and shall not be subject to the authority of the Zila Judge, except in the case of any judicial proceedings.

4. [*Their liabilities in exercise of same power.*] *Rep., by the Repealing and Amending Act, 1891 (Central Act XII of 1891).*

Fees for selling
property to be
credited to
Government.

5. Provided also that tahsildars shall not be entitled to any fee or commission for selling such distrained property : but that all fees or commission which may be now lawfully taken by Commissioners for the sale of such distrained property shall be taken and carried to the account of Government.

Delegation of
tahsildar's
powers.

6. And it is hereby enacted that tahsildars shall have authority, subject to the orders of the Collector, to delegate the powers vested in them by the second section of this Act to any public servants placed under their authority ; and that the provisions of ¹[sections 3 and 5] of this Act shall apply to all public servants to whom those powers shall have been so delegated in the same manner as they apply to tahsildars.

¹ These words and figures have been substituted for the words " the three last preceding sections " by the Amending Act, 1891 (Central Act XII of 1891).