



The Tamil Nadu Occupants of Kudiyruppu (Protection from Eviction) Re-enacting Act, 1975

Act 23 of 1975

Keyword(s):

Agricultural Labourer, Agricultural Land, Agriculturist, Kudiyruppu, Person Interested, Plantation, Plantation Labourer, Tenant

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TAMIL NADU ACT NO. 23 OF 1975.*

THE TAMIL NADU OCCUPANTS OF KUDIYIRUPPU (PROTECTION FROM EVICTION) RE-ENACTING ACT, 1975.

[Received the assent of the President on the 3rd July 1975, first published in the Tamil Nadu Government Gazette Extraordinary on the 10th July 1975 (Ani 26, Iratchasa, (2006—Tiruvalluvar Aandu)).]

An Act to re-enact the Tamil Nadu Occupants of Kudiyiruppu (Protection from Eviction) Act, 1961.

BE it enacted by the Legislature of the State of Tamil Nadu in the Twenty-sixth Year of the Republic of India as follows:—

1. (1) This Act may be called the Tamil Nadu Occupants of Kudiyiruppu (Protection from Eviction) Re-enacting Act, 1975. Short title and commencement.

(2) It shall be deemed to have come into force on the 29th day of November 1973.

2. The Tamil Nadu Occupants of Kudiyiruppu (Protection from Eviction) Act, 1961 (Tamil Nadu Act 38 of 1961), as amended from time to time and in force on the 28th November 1973 (hereinafter referred to as the said Act), is hereby re-enacted permanently subject to the modification that,— Re-enactment of Tamil Nadu Act 38 of 1961.

(1) in section 1,—

(a) for the heading, the heading “Short title and extent” shall be substituted;

(b) sub-section (3) shall be omitted.

* For Statement of Objects and Reasons, see *Tamil Nadu Government Gazette* Extraordinary, dated the 9th April 1975, Part IV —Section 1, Pages 109—110.

(2) in section 4, after sub-section (2), the following sub-section shall be added, namely:—

“(3) If any person who was occupying any KudiViruppu on the 28th November 1973 has been evicted from such kudiViruppu after such date, but before the date of the publication of the Tamil Nadu Occupants of KudiViruppu (Protection from Eviction) Re-enacting Act, 1975, in the *Tamil Nadu Government Gazette*, he may, within a period of six months after the date of such publication, apply to the authorized officer within whose jurisdiction the kudiViruppu is situated in such form as may be prescribed for restoration to him of the possession of the kudiViruppu from which he was evicted, and to occupy it subject to the same terms and conditions, as far as may be, as were applicable to him on the 28th November 1973.”

Savings. 3. Anything done or any action taken (including any rule or order made, notification issued, decision or direction given, proceeding taken and liability or penalty incurred and punishment awarded or rights enjoyed) under the provisions of the said Act—

(a) as in force immediately before its expiry; or

(b) on or after the 29th November 1973, and before the date of the publication of this Act in the *Tamil Nadu Government Gazette*, on the footing that the said Act was in force at the relevant time,

shall be deemed to have been done or taken under the corresponding provisions of the said Act as hereby re-enacted:

Provided that nothing contained in this section shall render any person liable to any punishment whatsoever by reason of anything done or omitted to be done by him contrary to the provisions of the said Act on or after the 29th day of November 1973, and before the date of the publication of this Act in the *Tamil Nadu Government Gazette*.

Act not to affect the operation of Tamil Nadu Act 40 of 1971. 4. Nothing in this Act or in the Tamil Nadu Occupants of KudiViruppu (Protection from Eviction) Act, 1961 (Tamil Nadu Act 38 of 1961) as re-enacted by this Act, shall be deemed to affect the operation of the Tamil Nadu Occupants of KudiViruppu (Conferment of Ownership) Act, 1971 (Tamil Nadu Act 40 of 1971).