



The Poona Mutha River Flood Limits (Prohibition of Building) and Provision  
for Alternative Building Sites (Repeal) and Indemnity Act, 1965

Act 10 of 1966

Keyword(s):  
Corporation, Prohibition of Building

**DISCLAIMER:** This document is being furnished to you for your information by PRS Legislative Research (PRS). The contents of this document have been obtained from sources PRS believes to be reliable. These contents have not been independently verified, and PRS makes no representation or warranty as to the accuracy, completeness or correctness. In some cases the Principal Act and/or Amendment Act may not be available. Principal Acts may or may not include subsequent amendments. For authoritative text, please contact the relevant state department concerned or refer to the latest government publication or the gazette notification. Any person using this material should take their own professional and legal advice before acting on any information contained in this document. PRS or any persons connected with it do not accept any liability arising from the use of this document. PRS or any persons connected with it shall not be in any way responsible for any loss, damage, or distress to any person on account of any action taken or not taken on the basis of this document.

**THE POONA MUTHA RIVER FLOOD LIMITS (PROHIBITION OF BUILDING)  
AND PROVISION FOR ALTERNATIVE BUILDING SITES (REPEAL) AND  
INDEMNITY ACT, 1965.**

---

**CONTENTS.**

**PREAMBLE.**

**SECTIONS.**

1. Short title.
2. Definition.
3. Repeal of Mah. XXXVII of 1961.
4. Indemnity.
5. Savings.

**MAHARASHTRA ACT No. X OF 1966.<sup>1</sup>**

[THE POONA MUTHA RIVER FLOOD LIMITS (PROHIBITION OF BUILDING) AND  
PROVISION FOR ALTERNATIVE BUILDING SITES (REPEAL) AND INDEMNITY  
ACT, 1965.]

[10th May 1966.]

**An Act to repeal the Poona Mutha River Flood Limits (Prohibition of Building)  
and Provision for Alternative Building Sites Act, 1961 and indemnify  
authorities and persons who have acted in pursuance of the said Act.**

Mah.  
XXXVII  
of 1961.

WHEREAS it is expedient to repeal the Poona Mutha River Flood Limits (Prohibition of Building) and Provision for Alternative Building Sites Act, 1961 and to indemnify authorities and persons who have acted in pursuance of the said Act; It is hereby enacted in the Sixteenth Year of the Republic of India as follows :—

1. This Act may be called the Poona Mutha River Flood Limits (Prohibition of Building) and Provision for Alternative Building Sites (Repeal) and Indemnity Act, 1965. Short title.

2. In this Act "Corporation" means the Corporation of the City of Poona constituted under the Bombay Provincial Municipal Corporations Act, 1949. Definition.

Bom.  
LIX of  
1949.

3. Subject to the provisions of section 5, the Poona Mutha River Flood Limits (Prohibition of Building) and Provision for Alternative Building Sites Act, 1961 is hereby repealed. Repeal of  
Mah.  
XXXVII  
of 1961.

Mah.  
XXXVII  
of 1961.

4. Notwithstanding anything contained in any law for the time being in force, the Authority, and each of the Members thereof who was at any time in office as such Member, and the Secretaries, and every member of the staff or other person appointed or assigned to the Authority under the repealed Act, and the State Government and every officer or servant of that Government, and the Corporation and every officer or servant of the Corporation, and every person acting under or in accordance with the orders, directions or instructions of any of the authorities or persons mentioned aforesaid are hereby freed, indemnified, and discharged jointly and severally from all consequences, whether civil or criminal, for and in regard or in respect of any act, matter or thing which was in good faith done or purported to be done, or for and in regard or respect of any failure or omission in good faith to do what was required to be done, by or under any provisions of the Act now repealed. And, accordingly, no action or legal proceedings whatsoever, whether civil or criminal, shall lie, or be continued, in any court against any of the authorities or persons mentioned aforesaid. Indemnity.

5. Nothing in this Act shall affect the judgment, decree or order of the High Court at Bombay delivered or passed in its inherent and general jurisdiction and in its jurisdiction under article 226 of the Constitution of India in Special Civil Applications Nos. 121, 627, 698, 699, 706, 1026, 1141, 1145, 1150, 1168, 1171, 1346 and 1457 of 1962 (*Ramdas Nathubhai Shah and Others vs. State of Maharashtra and Others*) or any judgment, decree or order which may be delivered or passed in appeal. Savings.

<sup>1</sup> For Statement of Objects and Reasons, see *Maharashtra Government Gazette*, 1965, Part V, Extra., page 610.