



## The Punjab Reclamation of Land Act, 1959

Act 21 of 1959

**Keyword(s):**

**Preliminary Survey, Reclamation, Reclaimable Area, Waste Land**

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THE PUNJAB RECLAMATION OF LAND  
ACT, 1959.

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'THE PUNJAB RECLAMATION OF LAND  
ACT, 1959.

(PUNJAB ACT 21 OF 1959)

*[Received the assent of the President of India on the  
1st June, 1959 and was first published in the  
Punjab Government Gazette (Extraordinary),  
of the 13th June, 1959.]*

1	2	3	4
Year	No.	Short title	Whether repealed or otherwise affected by legislation
1959	21	The Punjab Reclamation of Land Act, 1959.	Amended by Punjab Act 21 of 1964. <sup>2</sup> Amended by the Haryana Adaptation of Laws (State and Concurrent Subjects) Order, 1968. <sup>3</sup>

AN

ACT

**to consolidate and amend the law relating to the  
reclamation of lands in certain areas.**

Be it enacted by the Legislature of the State of Punjab in the Tenth Year of the Republic of India as follows :—

1. (1) This Act may be called the Punjab Reclamation of Land Act, 1959.

Short title,  
extent and  
commencement.

(2) It extends to the whole of the State of "[Haryana].

(3) It shall come into force at once.

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1. For Statement of Objects and Reasons, see *Punjab Government Gazette (Extraordinary) 1958*, page 1532.
  2. For Statement of Objects and Reasons, see *Punjab Government Gazette (Extraordinary) 1964*, page 389.
  3. See *Haryana Government Gazette (Extraordinary)*, dated the 29th October, 1968.
  4. Substituted for the word "Punjab" by Haryana Adaptation of Laws Order, 1968.

## Definitions.

2. In this Act, unless the context otherwise requires,—

- (a) "preliminary survey" means operations undertaken to ascertain the quality of any land for the purpose of declaring it to be a reclaimable area ;
- (b) "reclamation" means such operations as are considered necessary by the Director to reclaim and cultivate any reclaimable area.
- (c) "reclaimable area" means such waste land and the intervening cultivated lands as the State Government may, by notification under section 5, declare to be a reclaimable area.
- (d) "the Director" means the Director of Agriculture, [Haryana] ;
- (e) "waste land" means land recorded as Banjar of any kind in revenue records and such Ghairmumkin lands as are reclaimable.

## Interpretation.

3. The Punjab General Clauses Act, 1898, shall apply for the interpretation of this Act as it applies for the interpretation of a Punjab Act.

## Authority to enter upon waste lands.

4. The Director or any person authorised by him in writing may enter upon any waste land for the purpose of carrying out preliminary survey.

## Declaration of reclaimable area and powers of the Director with regard thereto.

5. (1) If the State Government is of opinion that any area comprising waste lands and the intervening cultivated land is required for reclamation, it may by notification declare such area to be reclaimable area for the purposes of this Act and such notification shall be conclusive evidence of the matters stated therein, and shall not be liable to be called in question in any court,

(2) The Collector of the district in which the reclaimable area is situated shall give publicity to the notification issued under sub-section (1) in such manner as he may deem fit.

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1. Substituted for the word "Punjab" by the Haryana Adaptation of Laws Order, 1968.

(3) Upon the issue of a notification under sub-section (1) the Collector may, notwithstanding any law to the contrary, authorise the Director to take possession of the whole or any part of the area specified therein for a period not exceeding ten years for the purpose of carrying out reclamation.

6. The Collector may take or cause to be taken such steps or use or cause to be used such force as may in his opinion be reasonably necessary for securing compliance with the provisions of this Act. Power to use force etc.

7. The Director may delegate all or any of his powers and functions under this Act to any officer of the Agriculture Department, [Haryana]. Delegation of powers.

8. (1) The total expenditure incurred by the State Government in carrying out reclamation of any reclaimable area shall be equitably apportioned by the Director between the several owners and persons having interest in the lands comprised in such area and each of such owners and persons shall be liable to pay the amount falling to his share. Liability of owners for cost of reclamation.

(2) The amount apportioned under sub-section (1) shall be a charge on the land to which it relates and the apportionment shall not be called in question in any court or before any authority.

(3) The Director shall determine whether the amount apportioned shall be payable in a lump sum or by annual instalments, and in case of annual instalments he shall fix the amount and number thereof.

9. (1) The cost of reclamation apportioned under section 8, whether before or after the commencement of this Act, shall be recoverable as arrears of land revenue. Recovery of cost.

[\* \* \*]

(2) The Collector shall cause to be served upon every person owning or having interest in the land in which reclamation is effected, a notice of demand specifying the amount of cost of reclamation payable by him and the period within which it is to be paid.

1. Substituted for the word "Punjab" by the Haryana Adaptation of Laws Order, 1968.

2. Proviso omitted by Punjab Act 21 of 1964, section 2.

Persons acting under the Act to be public servants.

**10.** Every person while exercising any power or performing any duty under this Act shall be deemed to be a public servant within the meaning of section 21 of the Indian Penal Code (XLV of 1860).

Bar or suits of legal proceedings.

**11. (1)** No suit, prosecution or other legal proceeding shall be instituted against any person for anything which is in good faith done or intended to be done under this Act.

**(2)** No suit or other legal proceeding shall lie against the State Government for any damage caused by anything which is in good faith done or intended to be done under this Act.

Power to make rules.

**12.** The State Government may by notification make rules for carrying out the purposes of this Act.

Repeal.

**13.** The East Punjab Reclamation of Land Act, 1949 (XXII of 1949), and the Pepsu Reclamation of Land Act, 2009 (Act V of 2009 BK), are hereby repealed, but notwithstanding such repeal any order made, any notification issued, anything done, any action taken or any proceedings commenced in exercise of the powers conferred by or under the said Acts shall be deemed to have been made, issued, done, taken or commenced in the exercise of powers conferred by or under this Act.