



The Punjab Laws (Extension No.7) Act, 1960

Act 23 of 1960

Keyword(s):
Transferred Territories

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 PUNJAB LAWS (EXTENSION NO. 7)
ACT, 1960.

TABLE OF CONTENTS.

Sections.

1. Short title and commencement.
2. Definitions.
3. Interpretation.
4. Extension of certain laws to transferred territories.
5. Construction of certain references
6. Repeals and savings.
7. Powers of Courts and other authorities for purposes of facilitating application of the enactments specified in Schedule I or II or rules, etc.
8. Power to make rules etc. not to be affected.
9. Power to remove difficulties.

Schedule I

Schedule II

Schedule III

THE PUNJAB LAWS (EXTENSION NO. 7)
ACT, 1960.

(PUNJAB ACT NO. 23 OF 1960)

*[Received the assent of the President of India on the
15th May, 1960, and was first published in the
Punjab Government Gazette (Extraordinary)
of the 30th May, 1960.]*

AN

ACT

**to provide for the extension of certain laws to the territories
which, immediately before the 1st November, 1956, were
comprised in the State of Patiala and
East Punjab States Union.**

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

1. (1) This Act may be called the Punjab Laws (Extension No. 7) Act, 1960. Short title and commencement.

(2) It shall come into force at once.

2. In this Act,— Definitions.

(a) "Schedule" means a Schedule appended to this Act ;

(b) "transferred territories" means the territories which,
immediately before the 1st November, 1956, were
comprised in the State of Patiala and East Punjab States
Union.

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

4. (1) All the enactments, as amended from time to time, Extension of
certain laws to
transferred
territories.
specified in Schedule I and so much of any of the enactments, as
amended from time to time, specified in Schedule II as extends to the
territories which, immediately before the 1st November, 1956, were
comprised in the State of Punjab and relates to matters with respects to

1. For Statement of Objects and Reasons. see *Punjab Government Gazette*
(Extraordinary), 1960, page 594.

which the State Legislature has power to make laws for a State, and all rules, regulations, notifications, orders and by-laws made, and all directions or instructions issued, thereunder, which are in force immediately before the commencement of this Act in the said territories, are hereby extended to, and shall be in force in, the transferred territories.

Construction of certain references.

5. In the enactments, or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, as referred to in section 4, any reference—

- (1) to a law which is not in force in the transferred territories shall in relation to such territories, be construed as a reference to the corresponding law, if any, in force in such territories ; and
- (2) to the State of Punjab, by whatever form of words, shall be construed as including as reference to the transferred territories.

Repeals and savings.

6. If immediately before the commencement of this Act, there is in force in the transferred territories any law corresponding to any of the enactments or rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, thereunder, extended to those territories by section 4, that law, including the enactments specified in Schedule III, shall on the commencement of this Act, save as otherwise expressly provided in this Act, stand repealed:

Provided that such repeal shall not affect—

- (a) the previous operation of any law so repealed or anything duly done or suffered thereunder ; or
- (b) any right, privilege, obligation or liability acquired or incurred under any law so repealed ; or
- (c) any penalty, forfeiture or punishment incurred in respect of any offence committed against any law so repealed ; or

(d) any investigation, legal proceeding or remedy in respect of any such right, privilege, obligation, liability, penalty, forfeiture or punishment as aforesaid ;

and any such investigation, legal proceeding or remedy may be instituted, continued or enforced, and any such penalty, forfeiture or punishment may be imposed, as if this Act had not been passed :

Provided further that anything done or any action taken under any laws so repealed shall be deemed to have been done or taken under the corresponding provisions of the enactment extended by section 4 to the transferred territories, and shall continue to be in force accordingly, unless and until superseded by anything done or any action taken under the enactment so extended.

7. For purposes of facilitating the application in the transferred territories of any enactments specified in Schedule I or Schedule II or of any rule, regulation, notification, order, by-law, direction or instruction referred to in section 4, any court or other authority may construe the same with such alterations, not affecting the substance, as may be necessary or proper to adapt it to the matter before the court or other authority.

Powers of courts and other authorities for purposes of facilitating application of the enactments specified in Schedule I or II or rules, etc.

8. Nothing contained in this Act shall affect the power of the State Government or of any officer or authority, exercisable under the enactments specified in Schedules I and II to add to, amend, vary or rescind the rules, regulations, notifications, orders and by-laws made, and directions or instructions issued, as extended by section 4 to the transferred territories.

Powers to make rules, etc., not to be affected.

9. If any difficulty arises in giving effect in the transferred territories to the provisions of any enactment specified in Schedule I or Schedule II, the State Government may, by order notified in the Official Gazette, make such provisions or give such directions as appear to it to be necessary or expedient for the removal of the difficulty.

Powers to remove difficulties

SCHEDULE I

Extension of Punjab Acts

(See section 4)

Sr. No.	Year	Number of Act	Short title
1	2	3	4
1.	1918	(V of 1918)	The Restriction of Habitual Offenders (Punjab) Act, 1918.
2.	1941	(VIII of 1941)	The Indian Registration (Punjab Amendment) Act, 1941.
3.	1947	(XIII of 1947)	The East Punjab Essential Services (Maintenance) Act, 1947.
4.	1955	(VIII of 1955)	The Punjab Departmental Enquiries (Powers) Act, 1955.

SCHEDULE II

Extension of Central Acts

(See section 4)

Sr. No.	Year	Number of Act	Short title
1	2	3	4
1.	1850	(XVIII of 1850)	The Judicial Officers' Protection Act, 1850.
2.	1850	(XXXVII of 1850)	The Public Servants (Inquiries) Act, 1850.
3.	1922	(XXII of 1922)	The Police (Incitement to Disaffection) Act, 1922.

SCHEDULE III

Repeal

(See section 6)

Sr. No.	Year	Number of Act	Short title
1	2	3	4
1.	1996 Bk.	(IV of 1993 Bk.)	The Patiala State Judicial Officers' Protection Act, 1996 Bk., and

Sr. No.	Year	Number of Act	Short title
1	2	3	4
			Firman-i-Shahi No. 3, dated the 2nd January, 1940 in so far as it relates to the promulgation of that Act.
2.	1999 Bk.	(III of 1999 Bk.)	The Patiala State Essential Services (Maintenance) Ordinance, 1999 Bk.
3.	2006 Bk.	(XXVIII of 2006 Bk.)	The Patiala and East Punjab States Union Public Servants (Inquiries) Ordinance, 2006 Bk.
4.	1942	(Notification No. 154 of 4th April, 1942)	The Patiala Government, Ministry of Law, Notification No. 154, dated the 4th April, 1942, regarding deposit of security by persons filing complaints against State servants.
5.	1954	(6 of 1954)	The Pepsu Police (Incitement to Disaffection) Act, 1954.