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PART IV

Acts of Gujarat Legislature and Ordinance Promulgated
and Regulations made by the Governor.

The following Act of the Gujarat Legislature, having been assented to by the President on the 8th July, 2009 is hereby published for general information.

H. D. VYAS,

Secretary to the Government of Gujarat,
Legislative and Parliamentary Affairs Department.

GUJARAT ACT NO. 10 OF 2009.

(First published, after having received the assent of the President in the "Gujarat Government Gazette", on the 24th July, 2009).

AN ACT

further to amend the Bombay Tenancy and Agricultural Lands Act, 1948,
in its application to the State of Gujarat.

It is hereby enacted in the Sixtieth Year of the Republic of India as follows :-

1. This Act may be called the Bombay Tenancy and Agricultural Lands (Gujarat Amendment) Act, 2009. Short title.

Bom. LXVII of 1948. 2. In the Bombay Tenancy and Agricultural Lands Act, 1948 (hereinafter referred to as "the principal Act"), in section 10A, in sub-section (3), in clause (b), the word, figure and letter "or 32O" shall be deleted. Amendment of section 10A of Bom. LXVII of 1948.

3. In the principal Act, section 32 O shall be deleted. Deletion of section 32 O of Bom. LXVII of 1948.

4. In the principal Act, in section 43, -

(1) in sub-section (1), the figure and letter "32-O" shall be deleted; Amendment of section 43 of Bom. LXVII of 1948.

- (2) to sub-section (1), the following provisos shall be added, namely :-

“Provided that no previous sanction of the Collector shall be required, if the partition of the land is among the members of the family who have direct blood relation or among the legal heirs of the tenant :

Provided further that the partition of the land as aforesaid shall not be valid if it is made in contravention of the provisions of any other law for the time being in force :

Provided also that such members of the family or the legal heirs shall hold the land, after the partition, on the same terms, conditions and restrictions as were applicable to such land or interest therein purchased by the tenant or the person.”;

- (3) in sub-section (1B), for the figures, letters and word “32F, 32-O or 64”, the figures, letter and word “32F or 64” shall be substituted.

Amendment of
section 43-1B of
Bom. LXVII of
1948.

5. In the principal Act, in section 43-1B, in sub-section (3), in clause (a), the words, figures and letter “but the provisions of section 32-O shall apply to such tenancy as they apply in relation to a tenancy created after the tillers’ day” shall be deleted.

Amendment of
section 43A of
Bom. LXVII of
1948.

6. In the principal Act, in section 43A, in sub-section (1), for the figures, letter and word “63A, 64 and 65”, the figures, letter and word “63A and 64” shall be substituted.

Deletion of
sections 65, 65A
and 66 of Bom.
LXVII of 1948.

7. In the principal Act, sections 65, 65A and 66 shall be deleted.

Amendment of
section 72C of
Bom. LXVII of
1948.

8. In the principal Act, in section 72C, in sub-section (2), in clause (b), for the figures, letters and word “32M, 32N and 32-O”, the figures, letters and word “32M and 32N” shall be substituted.

Amendment of
section 74 of
Bom. LXVII of
1948.

9. In the principal Act, in section 74, in sub-section (1), in clause (n), for the figures, letters and word “32K, 32M or 32 O”, the figures, letters and word “32K or 32M” shall be substituted.

Amendment of
section 82 of
Bom. LXVII of
1948.

10. In the principal Act, in section 82, in sub-section (2), -

- (1) in clause (gaa), the words, brackets, figures and letters “and sub-section (1A) of section 32 O” shall be deleted;
- (2) Clause (I) shall be deleted.

Amendment of
section 88 of
Bom. LXVII of
1948.

11. In the principal Act, in section 88, in sub-section (1), in clause (d), for the words and figures “or section 65 except as provided in the said Chapter IV or section 65, as the case may be, and in sections 66,” the words and figures “except as provided in the said Chapter IV and in sections” shall be substituted.