

No. 287/XXXVI(3)/2024/34(1)/2024
Dated Dehradun, September 12, 2024

NOTIFICATION

Miscellaneous

In pursuance of the provision of Clause (3) of Article 348 of the Constitution of India, the Governor is pleased to order the publication of the following English translation of 'The Uttarakhand (The Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950) (Amendment) Act, 2024 (Uttarakhand Act No. 13 of 2024).

As passed by the Uttarakhand Legislative Assembly and assented to by the Governor on 10th September, 2024.

The Uttarakhand (The Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950) (Amendment) Act, 2024

(Uttarakhand Act No. 13 of 2024)

An

Act

Further to amend in the Uttarakhand (Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950) (Act No. 1 of 1951) (Adaptation and Modification Order, 2001) in the context of the State of Uttarakhand,

Be it enacted by Uttarakhand State Legislature in the Seventy fifth year of the Republic of India as follows: -

Short Title, Extent and commencement	1.	(1)	This Act may be called the Uttarakhand (Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950) (Amendment) Act, 2024.
		(2)	Save as otherwise provided, it shall come into force at once.
Amendment of section 1	2.		In section 1 of the Uttarakhand (Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950) (Act No. 1 of 1951) (Adaptation and Modification Order, 2001), (hereinafter referred as the principal Act) -

		<p>(a) After the second proviso to sub-section 2, the following Explanation shall be inserted, namely: —</p> <p>“Explanation: for the purpose of this section “whole of Uttarakhand” also includes all the larger urban areas, declared as such under section 3 of the Uttar Pradesh Municipal Corporation Act, 1959 (as applicable in the State of Uttarakhand) and all transitional area, smaller urban area, declared as such under section 3 of the Uttar Pradesh Municipalities Act, 1916 (as applicable in the State of Uttarakhand).”</p> <p>(b) After sub-section (2), a new sub-section (2-A) shall be inserted, namely: -</p> <p>“(2-A): Even if any area is included in any local body area after July 7, 1949, in respect of the subjects mentioned in column 3 of Schedule 2, it will still be under the jurisdiction of the courts mentioned in columns 4, 5 and 6 and section 3(14), unless the land is declared non-agricultural under the provisions of this Act.”</p>
Validation	3.	<p>The amendments made in the principal Act by section 2 shall be deemed to have been made with effect from the date of commencement of the principal Act and accordingly any action or thing taken or done or purporting to have been taken or done under the principal Act on or after the said date and before the commencement of this Act, shall, notwithstanding anything contained in any judgment, decree or order of any court, tribunal or other authority, be deemed to be, and to have always been, for all purposes, as validly and effectively taken or done as if the said amendments had been in force at all material times.</p>

By Order,

DHANANJAY CHATURVEDI,
Principal Secretary.

Statement of objectives and Reasons

As a result of the expansion of municipal areas in the state, the agriculture land coming under the municipal area and in the context of the decisions passed by the Honorable Uttarakhand High Court in various petitions in this regard, in view of such land falling under the municipal area being outside the definition of Section 3(14) of the Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950, difficulty has arisen in disposal of the cases filed/pending in the revenue courts related to such land. In such a situation, it is inevitable to amend Section 1 of Uttarakhand (Uttar Pradesh Zamindari Abolition and Land Reforms Act, 1950).

- 2- The proposed bill fulfills the said objectives.

Pushkar Singh Dhami
Chief Minister