

ORISSA ACT XVII OF 1954
THE ORISSA ESTATES ABOLITION
(AMENDMENT) ACT, 1954.

[Received the assent of the President on the 27th
 November 1954, first published in an extra-
 ordinary issue of the Orissa Gazette,
 dated the 4th December 1954]

AN ACT TO AMEND THE ORISSA ESTATES ABOLITION
 ACT, 1951

WHEREAS it is expedient to amend the Orissa Estates
 Abolition Act, 1951, in the manner hereinafter
 appearing ; Orissa Act I
 of 1952.

It is hereby enacted by the Legislature of the State of
 Orissa in the Fifth year of the Republic of India as
 follows :—

Short title
 and com-
 mencement

*1. (1) This Act may be called the Orissa Estates
 Abolition (Amendment) Act, 1954.

(2) It shall come into force at once.

Amendment
 of section 2,
 Orissa Act I
 of 1952.

2. In section 2 of the Orissa Estates Abolition Act, 1951 Orissa Act I
 of 1952.

(i) for clause (g) the following clause shall be
 substituted, namely :—

“(g) ‘estate’ includes a part of an estate and means
 any land held by or vested in an Intermediary and included
 under one entry in any revenue roll or any of the general
 registers of revenue-paying lands and revenue-free lands,
 prepared and maintained under the law relating to land
 revenue for the time being in force or under any rule, order,
 custom or usage having the force of law, and includes revenue
 free lands not entered in any register or revenue-roll and all
 classes of tenures or under-tenures and any jagir, inam or
 muafi or other similar grant ;

Explanation I—Land Revenue means all sums and
 payments in money or in kind, by whatever name designated
 or locally known, received or claimable by or on behalf of
 the State from an Intermediary on account of or in relation
 to any land held by or vested in such Intermediary ;

Explanation II—Revenue-free land includes land which
 is, or but for any special covenant, agreement, engagement
 or contract would have been, liable to settlement and
 assessment of land revenue or with respect to which the
 State has power to make laws for settlement and assessment
 of land revenue ;

* For Statement of Objects and Reasons see *Orissa Gaz* 11^c
 extraordinary dated the 13th March, 1954.

Explanation III—In relation to merged territories 'estate' as defined in this clause shall also include any mahal or village or collection of more than one such mahal or village held by or vested in an Intermediary which has been or is liable to be assessed as one unit to land revenue whether such land revenue be payable or has been released or compounded for or redeemed in whole or in part.

(ii) for clause (h) the following clause shall be substituted, namely :—

“(h) ‘Intermediary’ with reference to any estate means a proprietor, sub-proprietor, landlord, landholder, malguzar, thikadar, gaontia, tenure-holder, under-tenure-holder and includes an inamdar, a jagirdar, Zamindar, Ilaqedar, Khorposhdar, Parganadar, Sarbarakar and Mauzidar including the Ruler of an Indian State merged with the State of Orissa and all other holders or owners of interest in land between the raiyat and the State ;

Explanation I—Any two or more Intermediaries holding a joint interest in an estate which is borne either on the revenue-roll or on the rent-roll of another Intermediary shall be deemed to be one Intermediary for the purposes of this Act;

Explanation II—The heirs and successors-in-interest of an Intermediary and where an Intermediary is a minor or of unsound mind or an idiot, his guardian, Committee or other legal curator shall be deemed to be an Intermediary for the purposes of this Act. All acts done by an Intermediary under this Act shall be deemed to have been done by his heirs and successors-in-interest and shall be binding on them.”

Interpreta-
tion and
removal
of doubts.

3: For the purpose of removal of all doubts it is declared that such lands and such rights in relation thereto and such persons who hold such lands and such rights as were heretofore covered by the definitions of the words “estate” and “Intermediary” in the Orissa Estates Abolition Act, 1951, shall not cease to be so covered merely on the ground that by virtue of the provisions of this Act the said definitions have been amended and widened in scope. Orissa Act I of 1952.