

ORISSA ORDINANCE No. 8 OF 1979

**THE ORISSA EDUCATIONAL INSTITUTIONS (SUPERSESSSION
OF MANAGING COMMITTEES) VALIDATION
ORDINANCE, 1979**

[Promulgated by the Governor on the 8th June 1979 published
in an extraordinary issue of the Orissa Gazette,
dated the 11th June 1979]

AN

ORDINANCE

TO VALIDATE THE ACTIONS TAKEN BY CERTAIN AUTHORITIES
IN SUPERSEDING THE MANAGING COMMITTEES OF
CERTAIN SCHOOLS

WHEREAS the Legislature of the State of Orissa is not in
sessi ;

AND WHEREAS the Governor of Orissa is satisfied that
circumstances exist which render it necessary for him to take
immediate action to validate the actions taken by certain authorities
in superseding the Managing Committees of certain schools ;

NOW, THEREFORE, in exercise of the powers conferred by
clause (1) of Article 213 of the Constitution of India the Governor
of Orissa is pleased to make and promulgate the following Ordinance
in Thirtieth Year of the Republic of India :—

1. (1) This Ordinance may be called the Orissa Educational
institutions (Supersession of Managing Committees) Validation
Ordinance, 1979.

(2) It shall come into force at once.

2. Notwithstanding anything contained in the Orissa Education
Act, 1969 or in any judgement, decree or order of any Court, no order
passed or action taken for the supersession of the Managing
Committee of any school by the Director of Public Instruction
(Higher Education), the Additional Director of Public Instruction, the
Additional Director of Public Instruction (Schools) or the Joint
Director of Public Instruction (Schools) under section 11 of the said
Act at any time during the period between the 20th January 1976
and the 27th October 1978 in exercise of the powers conferred during
that period on the Director of Public Instruction (Schools) by that
section in the belief or purported belief that there was a vacancy in
the office of the Director of Public Instruction (Schools) and that the
powers and functions of the Director of Public Instruction (Schools)
were during the relevant period, delegated to the officer who had
passed the order or taken the action, shall be questioned in any Court
of law or be otherwise open to challenge merely on the ground that
there was no such vacancy and that the powers and functions of the
Director of Public Instruction (Schools) were not legally vested in the
officer who had passed the order or taken the action and all such
orders passed and actions taken shall, for all intents and purposes,
be deemed to have been validly passed or taken as if the powers and
functions of the Director of Public Instruction (Schools) under that
section were, at all material times, vested in the Officer who has
passed the order or taken the action.

Orissa Act
15 of 1969

Dated the 8th June 1979

B. D. SHARMA
GOVERNOR OF ORISSA

Short title
and
commence-
ment.

Validation
of actions.