WHEREAS it is expedient to amend the Orissa
Money-Lenders Act, 1939, in its application to
all the partially-excluded areas of the Province of
Orissa, in the manner hereinafter appearing;

It is hereby enacted as follows:—

1. (1) This Regulation may be called the Orissa

(2) It shall come into force at once.

2. Section 17 of the Orissa Money-Lenders Act,
1939, shall in its application to all the partially-
excluded areas of the Province of Orissa be renum-
bered as sub-section (1) of the said section and
to the said sub-section as so renumbered the
following sub-sections shall be added, namely:—

“(2) When the mortgagor is a member of a
backward tribe as described in Part VI of the
Thirteenth Schedule to the Government of India
(Provincial Legislative Assemblies) Order, 1936, the
Special Assistant Agent, the Subdivisional Magistrate
or any other officer specially empowered in this behalf
by the District Magistrate, the Deputy Commissioner
or the Agent to the Provincial Government, as the
case may be, may, either on application by anyone
interested or on his own motion, if he is satisfied on
a summary enquiry that the mortgage shall be
deemed to stand discharged under sub-section (1),
decree ejectment against any person in possession of
the property claiming under the mortgage and may
restore it to the mortgagor or his heirs:
Provided that if the Special Assistant Agent, the Subdivisional Magistrate or any other officer so empowered, is satisfied that the mortgagor or his heirs are not traceable, he may settle such property with another member of the said backward tribe on such terms as he may think fit.

(3) Any person aggrieved by a decree or an order passed under sub-section (2) may prefer an appeal within thirty days from the date of the decree or order to the District Magistrate, the Deputy Commissioner or the Agent to the Provincial Government, as the case may be, and his decision shall be final and shall not be liable to be challenged in any other court of law."