

ORISSA ACT 22 OF 1984

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ORISSA ACT 22 OF 1984

**THE PURI MUNICIPAL COUNCIL (HOLDING OF ELECTION AND
VALIDATION) ACT, 1984**

[Received the assent of the Governor on the 25th September 1984, first published in an extraordinary issue of the *Orissa Gazette*, dated the 28th September 1984.]

**AN ACT TO PROVIDE FOR THE HOLDING OF ELECTION TO THE PURI
MUNICIPAL COUNCIL AND TO VALIDATE CERTAIN
ACTIONS OF THE DISTRICT MAGISTRATE OF PURI**

BE it enacted by the Legislature of the State of Orissa in the Thirty-fifth Year of the Republic of India, as follows :—

Short title
and
commence-
ment.

1. (1) This Act may be called the Puri Municipal Council (Holding of Election and Validation) Act, 1984.

(2) It shall be deemed to have come into force with effect from the 17th day of July, 1984.

Definitions

2. In this Act, unless the context otherwise requires,—

(a) "Municipal Act" means the Orissa Municipal Act, 1950 :

Orissa Act
23 of 1950.

(b) Words and expressions used in this Act, but not defined herein, shall have the same meaning as assigned to them respectively, under the Municipal Act.

Holding of
general elec-
tion of Puri
Municipal
Council.

3. Notwithstanding anything contained in the Municipal Act or any rules or orders, made or issued thereunder, the general election for the reconstitution of Puri Municipal Council, shall be held in accordance with the provisions of that Act on such date, not being later than the thirty-first day of December, 1984, as may be fixed by the State Government in that behalf.

Validation of actions and other incidental matters.

4. Notwithstanding anything contained in the Municipal Act,—

(i) all actions taken, things done or orders passed by the District Magistrate of Puri in exercise of the powers and performance of functions of the Municipal Council and the Chairman of Puri Municipality, during the period between the date of expiry of the term of office of the previous Councillors of the said Council and the 17th day of July, 1984 in the belief or purported belief that he was authorised to exercise such powers and perform such functions of the said Council and its Chairman, shall, for all intents and purposes, be deemed to have been validly taken, done or passed and no such actions, things or orders shall be questioned in any court of law or shall otherwise be open to challenge merely on the ground that he was not empowered to take such action or do such things or pass such orders; and

(ii) the District Magistrate of Puri is hereby empowered to exercise all the powers and perform all the functions of the said Council and its Chairman from the 17th day of July, 1984 till the succeeding elected Council takes office or the thirty-first day of December, 1984, whichever is earlier.

Repeal and savings.

5. (1) The Puri Municipal Council (Holding of Election and Validation) Ordinance, 1984 is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under this Act.

Orissa
Ordinance
No. 9 of
1984.