

ODISHA ACT 5 OF 1938

THE ODISHA SMALL HOLDERS RELIEF ACT, 1938

(17th June 1938)

AN ACT TO PROVIDE FOR THE TEMPORARY RELIEF OF
SMALL HOLDERS IN THE PROVINCE OF ODISHA.

WHEREAS it is expedient to provide for the temporary relief of small holders in the Province of Orissa and for certain other purposes specified herein ;

It is hereby enacted as follows:—

Short title, extent
and duration.

1. (1) This Act may be called the Orissa Small Holders Relief Act, 1938.

(2) It shall extend to the whole of the Province of Orissa.

(3) It shall remain in force up to and inclusive of the 30th June 1939.

Definitions.

2. In this Act unless there is anything repugnant in the subject or context—

(1) "bank" means a company carrying on the business of banking and—

(a) registered under any of the enactments relating to companies for the time being in force in the United Kingdom or in any of the British Dominions, or in any of the Colonies or Dependencies of the United Kingdom, or in British India or in any State in India, or

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**GOVERNMENT OF ORISSA.
LEGISLATIVE ASSEMBLY
DEPARTMENT.**

**THE ORISSA SMALL HOLDERS RELIEF
BILL, 1938**

(As passed in Assembly).



**PRESS OFFICER, GOVERNMENT PRESS,
ORISSA, CUTTACK,
1938.**

(b) incorporated by an Act of Parliament or by Royal Charter or Letters Patent or by any Act of the Indian Legislature;

(2) "company" means a company—

(a) registered under any of the enactments relating to companies for the time being in force in the United Kingdom or in any of the British Dominions, or in any of the Colonies or Dependencies of the United Kingdom, or in British India, or in any State in India, or

(b) incorporated by an Act of Parliament or by Royal Charter or Letters Patent or by any Act of the Indian Legislature,

and includes a life assurance company to which the Insurance Act, 1938, ^{Act IV of 1938.} will apply;

(3) "co-operative society" means a society registered or deemed to be registered under the Madras Co-operative Societies Act, 1932, or the Bihar and Orissa Co-operative Societies Act, 1935. ^{Madras Act VI of 1932. B. and O. Act VI of 1937.}

(4) "debt" means a sum repayable on account of an advance made to an agriculturist, whether of money or in kind, or under any transaction which is deemed by a Court to be in substance such as advance and includes interest accruing thereon, but it does not include—

(a) a sum due on account of rent or cess, or due to Government on account of land revenue or on account of what is recoverable by Government as an arrear of land revenue,

(b) a loan advanced by the Provincial Government under any law, or by a co-operative society, or by any local authority or a bank.