

GOVERNMENT OF ORISSA
LAW DEPARTMENT

ORISSA ACT, 17 OF 1957

**THE ORISSA DEVELOPMENT OF INDUSTRIES, IRRIGATION,
AGRICULTURE, CAPITAL CONSTRUCTION AND
RESETTLEMENT OF DISPLACED PERSONS
LAND ACQUISITION PROCEEDINGS
VALIDATION ACT, 1957**

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ORISSA ACT 17 OF 1957
**THE ORISSA DEVELOPMENT OF INDUSTRIES,
IRRIGATION, AGRICULTURE, CAPITAL
CONSTRUCTION AND RESETTLEMENT
OF DISPLACED PERSONS LAND
ACQUISITION PROCEEDINGS
VALIDATION ACT, 1957**

[*Received the assent of the Governor on the
1st August 1957, first published in
an extraordinary issue of the
Orissa Gazette, dated the
17th August 1957*]

AN ACT TO REMEDY CERTAIN DEFECTS AND IRREGULARI-
TIES THAT HAVE COME TO NOTICE IN RESPECT OF THE
LAND ACQUISITION PROCEEDINGS FOR THE
PURPOSE OF DEVELOPMENT OF INDUSTRIES
IN THE DISTRICT OF CUTTACK UNDER
THE ORISSA DEVELOPMENT OF
INDUSTRIES, IRRIGATION,
AGRICULTURE, CAPITAL
CONSTRUCTION AND
RESETTLEMENT
OF DISPLACED
PERSONS
(LAND ACQUISITION) ACT, 1948
AND TO DECLARE THE SAID
PROCEEDINGS VALID

WHEREAS it is expedient to remedy certain defects and irregularities that have come to notice in respect of the land acquisition proceedings for the purpose of development of industries in the district of Cuttack under the Orissa Development of Industries, Irrigation, Agriculture, Capital Construction and Resettlement of Displaced Persons (Land Acquisition) Act, 1948 and to declare the said proceedings valid in the manner hereinafter appearing ;

Orissa Act
18 of 1948

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

Short title
and
commence-
ment.

1. (1) This Act may be called the Orissa Development of Industries, Irrigation, Agriculture, Capital Construction and Resettlement of Displaced Persons Land Acquisition Proceedings Validation Act, 1957.

*For the Bill see *Orissa Gazette* extra-ordinary dated the 20th June 1957

(2) It shall come into force at once.

Validating
certain
Proceedings
undertaken
prior to the
commence-
ment of this
Act.

2. Notwithstanding anything contained in the Orissa Development of Industries, Irrigation, Agriculture, Capital Construction and Resettlement of Displaced Persons (Land Acquisition) Act, 1948 (hereinafter referred to as the said Act), or the Rules made thereunder or any judgment, decree or order of any Court, all operations for the purpose of or in relation to Land Acquisition proceedings undertaken, started and continued in the district of Cuttack in the years 1954 and 1955 and prior to the commencement of this Act by or under the orders of any Sub-divisional Magistrate or any other officer of the State Government in the said district in pursuance of the said Act or purporting to have been so undertaken, started and continued shall be deemed to be lawful and valid and shall have force and effect to all intents and purposes and as fully and effectively as if—

Orissa Act
18 of 1948.

(i) the said Subdivisional Magistrate or the officer had been appointed as a competent Authority under clause (b) of section 2 of the said Act and the said operations or proceedings had been undertaken, started and continued in accordance with the provisions of the said Act ;

(ii) all notifications issued, forms used, notices served, orders passed, decisions made, proceedings or actions taken or things done in the course of or incidental to such operations or proceedings or purporting to have been so issued, used, served passed, made, taken or done had been free from all defects and irregularities and had been validly issued, used, served, passed, made, taken or done in accordance with the provisions of the said Act ; and

(iii) the omission to issue any notification or notice, use any prescribed form, specify any particulars in any such notification, form or notice or follow the procedure in respect of service of notices or the publication of notifications required to be issued, used, specified, made or followed by or under the said enactment had never occurred.

Savings

3. Nothing contained in this Act shall render any officer liable to any action, punishment or penalty at the instance of a private person by reason of anything done or omitted to be done by the said officer prior to the commencement of this Act to which such officer would have been otherwise liable for the defects and irregularities.

Repeal of
Ordinance
No. 3 of
1957.

4. The Orissa Development of Industries, Irrigation
Agriculture, Capital Construction and Resettlement
of Displaced Persons Land Acquisition Proceedings
Validation Ordinance, 1957, is hereby repealed.

Orissa Ordinance No. 3
of 1957.