रजिस्ट्री सं० डी-(डी)-72 REGISTERED No. D-(D)-72

भारत का राजपत्र
The Gazette of India

असाधारण
EXTRAORDINARY
भाग II—खण्ड 1
PART II—Section 1
प्राधिकार से प्रकाशित
PUBLISHED BY AUTHORITY

सं० 42] नई दिल्ली, मंगलवार, नवम्बर 28, 1978/अग्रहायण 7, 1900
No. 42] NEW DELHI, TUESDAY, NOVEMBER 28, 1978/AGRAHAYANA 7, 1900

इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।
Separate paging is given to this Part in order that it may be filed as a separate compilation

MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS
(Legislative Department)

New Delhi, the 28th November, 1978/Agrahayana 7, 1900 (Saka)

The following Act of Parliament received the assent of the President on the 26th November, 1978, and is hereby published for general information:—

THE REPEALING AND AMENDING ACT, 1978

No. 38 OF 1978

[*26th November*, 1978]

An Act to repeal certain enactments and to amend certain other enactments.

BE it enacted by Parliament in the Twenty-ninth Year of the Republic of India as follows:—

Short title.

1. This Act may be called the Repealing and Amending Act, 1978.

Repeal of certain enactments.

2. The enactments specified in the First Schedule are hereby repealed to the extent mentioned in the fourth column thereof.

Explanation.—In this section and in section 4, "enactment" includes the Indian Union Police Force Regulation, 1358 Fasli.

Hyd. Reg. XXV of 1358F.

Amendment of certain enactments.

3. The enactments specified in the Second Schedule are hereby amended to the extent and in the manner mentioned in the fourth column thereof.

Savings.

4. The repeal by this Act of any enactment shall not affect any other enactment in which the repealed enactment has been applied, incorporated or referred to;

and this Act shall not affect the validity, invalidity, effect or consequences of anything already done or suffered, or any right, title, obligation or liability already acquired, accrued or incurred or any remedy

or proceeding in respect thereof, or any release or discharge of or from any debt, penalty, obligation, liability, claim or demand, or any indemnity already granted, or the proof of any past act or thing;

nor shall this Act affect any principle or rule of law, or established jurisdiction, form or course of pleading, practice or procedure, or existing usage, custom, privilege, restriction, exemption, office or appointment, notwithstanding that the same respectively may have been in any manner affirmed or recognised or derived by, in or from any enactment hereby repealed;

nor shall the repeal by this Act of any enactment revive or restore any jurisdiction, office, custom, liability, right, title, privilege, restriction, exemption, usage, practice, procedure or other matter or thing not now existing or in force.

THE FIRST SCHEDULE

(*See* section 2)

REPEALS

Year 1	No. 2	Short Title 3	Extent of repeal 4
		Central Acts	
1970	41	The Iron Ore Mines Labour Welfare Cess (Amendment) Act, 1970	The whole.
1971	7	The Imports and Exports (Control) Amendment Act, 1971	The whole.
1971	15	The State of Himachal Pradesh (Amendment) Act, 1971	The whole.
1971	16	The Labour Provident Fund Laws (Amendment) Act, 1971	The whole.
1971	21	The Gold (Control) Amendment Act, 1971. . . .	Sections 2, 3 and 6.
1971	22	The Salaries and Allowances of Officers of Parliament (Amendment) Act, 1971	The whole.
1971	31	The West Bengal State Legislature (Delegation of Powers) Act, 1971	The whole.
1971	33	The Indian Telegraph (Amendment) Act, 1971 .	The whole.
1971	35	The Gujarat State Legislature (Delegation of Powers) Act, 1971	The whole
1971	36	The Punjab State Legislature (Delegation of Powers) Act, 1971	The whole.
1971	39	The Agricultural Refinance Corporation (Amendment) Act, 1971	The whole.
1971	41	The Prevention of Food Adulteration (Amendment) Act, 1971	Sections 2 and 3.
1971	44	The Stamp and Excise Duties (Amendment) Act, 1971 .	The whole.
1971	45	The Industrial Disputes (Amendment) Act, 1971	The whole.
1971	49	The Air Corporations (Amendment) Act, 1971 .	The whole.
1971	53	The Forward Contracts (Regulation) Amendment Act, 1971	The whole.
1971	54	The Coal Bearing Areas (Acquisition and Development) Amendment and Validation Act, 1971 . . .	Sections 2 to 7.
1971	55	The Arms (Amendment) Act, 1971	The whole.

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Year	No.	Short title	Extent of repeal
1	2	3	4
1971	57	The Visva-Bharati (Amendment) Act, 1971	Sections 2 to 12 and 14.
1971	66	The Essential Commodities (Amendment) Act, 1971	Sections 2, 3 and 5.
1971	67	The Indian Tariff (Amendment) Act, 1971	The whole.
1971	71	The Delhi Road Transport Laws (Amendment) Act, 1971.	Sections 2 and 8.
1971	72	The Industries (Development and Regulation) Amendment Act, 1971	Sections 2 to 10.
1971	74	The Personal Injuries (Emergency Provisions) Amendment Act, 1971	Sections 2 and 3.
1971	75	The Personal Injuries (Compensation Insurance) Amendment Act, 1971	Sections 2, 3 and 4.
1971	77	The Supreme Court Judges (Conditions of Service) Amendment Act, 1971	The whole.
1971	78	The High Court Judges (Conditions of Service) Amendment Act, 1971	The whole.
1971	79	The Commissions of Inquiry (Amendment) Act, 1971	Sections 2 to 14.
1971	80	The Companies (Amendment) Act, 1971	The whole.
1971	83	The Government of Union Territories (Amendment) Act, 1971	The whole.
1972	7	The Armed Forces (Assam and Manipur) Special Powers (Amendment) Act, 1972	Sections 2 to 4.
1972	8	The Administrators General (Amendment) Act, 1972	The whole.
1972	10	The Contingency Fund of India (Amendment) Act, 1972.	The whole.
1972	12	The Aircraft (Amendment) Act, 1972	The whole.
1972	21	The Maternity Benefit (Amendment) Act, 1972	The whole.
1972	22	The Cantonments (Extension of Rent Control Laws) Amendment Act, 1972	The whole.
1972	23	The Secunderabad and Aurangabad Cantonments House Rent Control Law (Repeal) Act, 1972	The whole.
1972	25	The Taxation Laws (Extension to Jammu and Kashmir) Act, 1972	Sub-section (3) of section 2 and the Schedule.
1972	27	The General Insurance (Emergency Provisions) Amendment Act, 1972	Sections 2 and 3.
1972	29	The Salaries and Allowances of Members of Parliament (Amendment) Act, 1972	The whole.
1972	31	The Criminal Law (Amendment) Act, 1972	The whole.
1972	32	The Industrial Disputes (Amendment) Act, 1972	The whole.
1972	33	The University Grants Commission (Amendment) Act, 1972	Sections 2 to 8 and 10.
1972	34	The Aligarh Muslim University (Amendment) Act, 1972	Sections 2 to 32.
1972	37	The Supreme Court (Enlargement of Criminal Appellate Jurisdiction) Amendment Act, 1972	The whole.
1972	38	The Indian Telegraph (Amendment) Act, 1972	The whole.
1972	40	The Victoria Memorial (Amendment) Act, 1972	The whole.
1972	41	The Income-tax (Amendment) Act, 1972	Sections 2, 3 and 6.
1972	42	The Dentists (Amendment) Act, 1972	The whole.

Year	No.	Short title	Extent of repeal
1	2	3	4
1972	45	The Taxation Laws (Amendment) Act, 1972	Sections 2 to 24.
1972	46	The Insecticides (Amendment) Act, 1972	The whole.
1972	47	The Rice-Milling Industry (Regulation) Amendment Act, 1972	The whole.
1972	48	The Delhi University (Amendment) Act, 1972	The whole.
1972	49	The Punjab New Capital (Periphery) Control (Chandigarh Amendment) Act, 1972	The whole.
1972	54	The Rulers of Indian States (Abolition of Privileges) Act, 1972	The whole.
1972	55	The Seeds (Amendment) Act, 1972	The whole.
1972	56	The Mines and Minerals (Regulation and Development) Amendment Act, 1972	The whole.
1972	57	The General Insurance Business (Nationalisation) Act, 1972	Section 40.
1972	58	The Indian Copper Corporation (Acquisition of Undertaking) Act, 1972	Section 19.
1972	60	The Khadi and other Handloom Industries Development (Additional Excise Duty on Cloth) Amendment Act, 1972	Sections 2 and 3.
1972	61	The Central Sales Tax (Amendment) Act, 1972	Sections 2 to 13.
1972	67	The Food Corporations (Amendment) Act, 1972	The whole.
1972	68	The Payment of Bonus (Amendment) Act, 1972	The whole.
1972	69	The Carriage by Air Act, 1972	Section 9.
1972	70	The Coal Mines Labour Welfare Fund (Amendment) Act, 1972	The whole.
1972	71	The Indian Railways (Amendment) Act, 1972	The whole.
1972	73	The Indian Tariff (Amendment) Act, 1972	The whole.
1972	74	The Industrial Finance Corporation (Amendment) Act, 1972	The whole.
1972	75	The Industrial Development Bank of India (Amendment) Act, 1972	The whole.
1972	77	The State Financial Corporations (Amendment) Act, 1972	The whole.
1973	1	The Requisitioning and Acquisition of Immovable Property (Amendment) Act, 1973	The whole.
1973	2	The Diplomatic and Consular Officers (Oaths and Fees) (Extension to Jammu and Kashmir) Act, 1973	Section 3.
1973	3	The Seaward Artillery Practice (Amendment) Act, 1973	The whole.
1973	8	The Andhra Pradesh State Legislature (Delegation of Powers) Act, 1973	The whole.
1973	17	The Capital of Punjab (Development and Regulation) (Chandigarh Amendment) Act, 1973	Sections 2 to 6.
1973	20	The Orissa State Legislature (Delegation of Powers) Act, 1973	The whole.
1973	22	The Central Excises and Salt (Amendment) Act, 1973	The whole.
1973	23	The Manipur State Legislature (Delegation of Powers) Act, 1973	The whole.
1973	25	The Cinematograph (Amendment) Act, 1973	Sections 2 to 4.
1973	27	The Apprentices (Amendment) Act, 1973	The whole.

Year	No.	Short title	Extent of repeal
1	2	3	4
1973	32	The National Co-operative Development Corporation (Amendment) Act, 1973	The whole.
1973	33	The Uttar Pradesh State Legislature (Delegation of Powers) Act, 1973	The whole.
1973	36	The Customs, Gold (Control) and Central Excises and Salt (Amendment) Act, 1973	The whole.
1973	37	The Agricultural Refinance Corporation (Amendment) Act, 1973	The whole.
1973	39	The Payment of Bonus (Amendment) Act, 1973	The whole.
1973	40	The Employees' Provident Funds and Family Pension Fund (Amendment) Act, 1973	The whole.
1973	41	The Coking and Non-coking Coal Mines (Nationalisation) Amendment Act, 1973	The whole.
1973	44	The Reserve Bank of India (Amendment) Act, 1973	The whole.
1973	45	The Indian Railways (Amendment) Act, 1973	The whole.
1973	47	The Foreign Awards (Recognition and Enforcement) Amendment Act, 1973	The whole.
1973	48	The State Bank Laws (Amendment) Act, 1973	The whole.
1973	49	The Code of Civil Procedure (Amendment) Act, 1973	The whole.
1973	51	The Textiles Committee (Amendment) Act, 1973	The whole.
1973	52	The Maternity Benefit (Amendment) Act, 1973	The whole.
1973	54	The Indian Railways (Second Amendment) Act, 1973	The whole.
1973	55	The Payment of Bonus (Second Amendment) Act, 1973	Section 2.
1973	58	The Central Excises and Salt (Second Amendment) Act, 1973	The whole.
1973	60	The Advocates (Amendment) Act, 1973	The whole.
1973	66	The Income-tax (Amendment) Act, 1973	Section 2.
1973	67	The Industries (Development and Regulation) Amendment Act, 1973	The whole.
1974	3	The National Co-operative Development Corporation (Amendment) Act, 1974	The whole.
1974	5	The Presidential and Vice-Presidential Elections (Amendment) Act, 1974	The whole.
1974	8	The North-Eastern Areas (Reorganisation) Amendment Act, 1974	The whole.
1974	11	The Gujarat State Legislature (Delegation of Powers) Act, 1974	The whole.
1974	21	The Estate Duty (Distribution) Amendment Act, 1974	The whole.
1974	22	The Additional Duties of Excise (Goods of Special Importance) Amendment Act, 1974	The whole.
1974	23	The Union Duties of Excise (Distribution) Amendment Act, 1974	The whole.
1974	26	The Direct Taxes (Amendment) Act, 1974	Sections 2 to 21.
1974	28	The Coal Mines (Conservation and Development) Act, 1974	Section 19.

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Year	No.	Short title	Extent of repeal
1	2	3	4
1974	29	The Major Port Trusts (Amendment) Act, 1974 . .	Sections 2 to 39.
1974	30	The Essential Commodities (Amendment) Act, 1974 .	Sections 2 to 12 and 14.
1974	32	The Industries (Development and Regulation) Amendment Act, 1974	The whole.
1974	33	The Alcock Ashdown Company Limited (Acquisition of Undertakings) Amendment Act, 1974 . . .	The whole.
1974	36	The Indian Iron and Steel Company (Taking Over of Management) Amendment Act, 1974 . . .	The whole.
1974	40	The Esso (Acquisition of Undertakings in India) Amendment Act, 1974	The whole.
1974	41	The Companies (Amendment) Act, 1974 . . .	The whole.
1974	42	The Payment of Bonus (Amendment) Act, 1974 . .	The whole.
1974	45	The Interest-tax Act, 1974	Section 30.
1974	46	The Delhi Sikh Gurdwaras (Amendment) Act, 1974 .	The whole.
1974	48	The Indian Telegraph (Amendment) Act, 1974 . .	Section 2.
1974	49	The Small Coins (Offences) Amendment Act, 1974 .	The whole.
1974	50	The Indian Works of Defence (Amendment) Act, 1974 .	The whole.
1974	51	The Reserve Bank of India (Amendment) Act, 1974 .	The whole.
1974	53	The Navy (Amendment) Act, 1974	The whole.
1974	55	The Delhi Municipal Corporation (Amendment) Act, 1974	The whole.
1974	56	The Repealing and Amending Act, 1974 . . .	The whole.
1974	59	The Punjab Municipal (Chandigarh Amendment) Act, 1974	The whole.
1974	60	The Working Journalists (Conditions of Service) and Miscellaneous Provisions (Amendment) Act, 1974 .	The whole.
1974	65	The Salaries and Allowances of Members of Parliament (Amendment) Act, 1974	The whole.
1975	1	The Indian Tariff (Amendment) Act, 1975 . . .	The whole.
1975	2	The Requisitioning and Acquisition of Immovable Property (Amendment) Act, 1975	The whole.
1975	3	The North-Eastern Areas (Reorganisation) Amendment Act, 1975	The whole.
1975	13	The Air Force and Army Laws (Amendment) Act, 1975 .	The whole.
1975	16	The Trust Laws (Amendment) Act, 1975 . . .	The whole.
1975	19	The All-India Services Regulations (Indemnity) Act, 1975	Section 3.
1975	23	The All-India Services (Amendment) Act, 1975 . .	Section 2.
1975	24	The Former Secretary of State Service Officers (Conditions of Service) Amendment Act, 1975 . . .	The whole.
1975	28	The Companies (Temporary Restrictions on Dividends) Amendment Act, 1975	The whole.
1975	31	The Nagaland State Legislature (Delegation of Powers) Act, 1975	The whole.
1975	38	The Employees' State Insurance (Amendment) Act, 1975	The whole.

Year	No.	Short Title	Extent of repeal
1	2	3	4
1975	39	The Maintenance of Internal Security (Amendment) Act, 1975	The whole.
1975	44	The Telegraph Wires (Unlawful Possession) Amendment Act, 1975	The whole.
1975	45	The Agricultural Refinance Corporation (Amendment) Act, 1975	Sub-section (1) of section 2 and sections 3 to 15.
1975	46	The Provident Funds (Amendment) Act, 1975 .	The whole.
1975	47	The Indian Coinage (Amendment) Act, 1975 .	The whole.
1975	48	The Salaries and Allowances of Members of Parliament (Amendment) Act, 1975	The whole.
1975	50	The National Cadet Corps (Amendment) Act, 1975 .	The whole.
1975	52	The Public Financial Institutions Laws (Amendment) Act, 1975	Sections 2 to 20 and 22 to 51.
		Hyderabad Regulation	
		The Indian Union Police Force Regulation, 1958 Fasli (Hyderabad Regulation No. XXV of 1358F.) .	The whole.

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THE SECOND SCHEDULE

(*See* section 3)

AMENDMENTS

Year	No.	Short title	Amendments
1	2	3	4
1908	5	The Code of Civil Procedure, 1908.	(*1*) In sub-section (*2*) of section 123,— (*i*) in clause (*c*), the word "and" occurring at the end shall be omitted; (*ii*) clause (*d*) shall be omitted. (*2*) In the First Schedule, in Order XXI, in rule 23, in sub-rule (1), for the words "the last preceding rule", the word and figures "rule 22" shall be substituted.
1951	43	The Representation of the People Act, 1951.	(*a*) In sub-section (*1*) of section 11A,— (*i*) the brackets and letter "(*a*)" occurring before the words "is convicted" shall be omitted; (*ii*) the word "or" occurring before the words "he shall" shall be omitted. (*b*) In sub-section (*3*) of section 33, for the words, brackets, letter and figure "clause (*f*) of section 7", the word and figure "section 9" shall be substituted.
1956	74	The Central Sales Tax Act, 1956 .	In item (*i*) of clause (*w*) of section 14, for the words "ingot moulds bottom plates", the words "ingot moulds, bottom plates" shall be substituted.
1973	26	The Coal Mines (Nationalisation) Act, 1973.	In clause (*b*) of sub-section (2) of section 22, for the word and figures "section 15", the word and figures "section 14" shall be substituted.
1974	4	The Esso (Acquisition of Undertakings in India) Act, 1974.	In sub-section (*4*) of section 4, for the words "against the concerned Government company", the words "by or against the concerned Government company" shall be substituted.
1975	43	The Delhi Sales Tax Act, 1975 .	(*i*) In sub-section (*3*) of section 14, in the second proviso, for the words "points of sale", the words "point of sale" shall be substituted. (*ii*) In sub-section (*4*) of section 19, for the words "the firm who changed constitution", the words "the firm which changed the constitution" shall be substituted.

Year	No.	Short title	Amendments
1	2	3	4
1976	2	The Burmah Shell (Acquisition of Undertakings in India) Act, 1976.	In sub-section (*2*) of section 15, after the words "secretary or other officer", the words "of the company, such director, manager, secretary or other officer" shall be inserted.

R. V. S. PERI SASTRI,
Secy. to the Govt. of India.

CORRIGENDA

In the Scheduled Castes and Scheduled Tribes Orders (Amendment) Act, 1976 (108 of 1976), as published in the Gazette of India, Part II, Section 1, dated the 20th September, 1976,—

(*1*) at page 1371, in the long title,—

(*i*) in line 4, "parliamentry", *read* "parliamentary";

(*ii*) in line 5, for "necessiatated", read "necessitated" and *for* "of", read "or";

(*2*) at page 1373, in section 6,—

(*i*) in sub-section (*1*),—

(*a*) in line 4, after "1976", omit " ,' ';

(*b*) in line 5, after "such Order)", insert ", ";

(*ii*) in sub-section (*2*), line 1, for "iamendments", *read* "amendments";

(*3*) at page 1389, in Part IV, at serial No. 29, *for* "Vitola" *read* "Vitolia".

PRINTED BY THE GENERAL MANAGER, GOVERNMENT OF INDIA PRESS, MINTO ROAD, NEW DELHI AND PUBLISHED BY THE CONTROLLER OF PUBLICATIONS, DELHI, 1978

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