



The Madhya Pradesh Resettlement and Rehabilitation of Displaced Persons (Land Acquisition) Act, 1949

Act 20 of 1949

Keyword(s):

Speedy Acquisition of Land, Rehabilitation, Displaced Person

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THE MADHYA PRADESH RESETTLEMENT AND
REHABILITATION OF DISPLACED PERSONS (LAND
ACQUISITION) ACT, 1949

No. 20 of 1949

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THE MADHYA PRADESH RESETTLEMENT AND
REHABILITATION OF DISPLACED PERSONS (LAND
ACQUISITION) ACT, 1949
(No. 20 of 1949)¹

(Received the assent of the Governor on the 16th April 1949; assent first published in the Central Provinces and Berar Gazette on the 22nd April 1949)

An Act to make provision for the speedy acquisition of land for the resettlement and rehabilitation of displaced persons

Preamble

Whereas it is expedient to make provision for the speedy acquisition of land for the resettlement and rehabilitation of displaced persons.

It is hereby enacted as follows. :—

Short title and extent.

1. (1) This Act may be cited as the [Madhya Pradesh]² Resettlement and Rehabilitation of Displaced persons (Land Acquisition) Act, 1949.

[(2) It extends to and shall be in force in the whole of Madhya Pradesh.]³

Definition.

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

“Displaced person” means any person who, on account of the setting-up of the Dominions of India and Pakistan, or on account of civil disturbances or fear of such disturbances in any area now forming part of Pakistan, has been displaced from or has left his place of residence in such area after the 1st day of March 1947, and who has subsequently been residing in India.

Acquisition of land.

3. The State Government may, where it considers it necessary or expedient to acquire speedily any land for the resettlement and rehabilitation of displaced persons, acquire such land and the provisions of the Land Acquisition Act, 1894 (1 of 1894), as modified by the provisions contained in the Schedule shall apply to such acquisition.

Disposal of land.

4. Subject to such rules as may be made by the State Government, the [Collector]¹ may use or deal with any land acquired under the provisions of this Act in such manner and subject to such conditions as may appear to him to be expedient for the purpose of resettling displaced persons:

Provided that no displaced person to whom any land has been allotted under the provisions of this section shall

1. For Statement of Objects and Reasons, see Central Provinces and Berar Gazette Extraordinary, 1949, page 145, for discussin, see Central Provinces and Berar Legislative Assembly Proceedings, 1949, Vol. VII, pages 37—48, dated the 28th March 1949.
2. Subs. by M. P. Act 23 of 1950, S. 3(4), for “Central Provinces and Berar”.
3. Subs. by S. (3(3), Sch., Part A, item 59, *ibid.*

transfer such land to any other person except with the previous consent of the [Collector]¹ giving in writing by a general or special order.

5. The State Government may make rules to carry out the objects of this Act and for the guidance of officers in all matters connected with its enforcement. Power to make rules.

THE SCHEDULE

(See section 3)

Modifications in the Land Acquisition act, 1894

1. For clause (f) of section 3, the following clause shall be deemed to be substituted, namely :—

“(f) the expression ‘public purpose’ includes the provision of land for agriculture or for residential, business or industrial purposes, or for any purpose incidental to any of these with a view to resettlement and rehabilitation of displaced person’;.

2. In section 17 —

(i) in sub-section (1), the words “waste or arable” shall be deemed to have been omitted; and

(ii) the following proviso shall be deemed to have been added to the said sub-section, namely:

“Provided that the Collector shall not take possession of any building or part of building under this sub-section without giving to the occupier thereof at least forty-eight hours’ notice of his intention so to do, or such longer notice as may be reasonably sufficient to enable such occupier to remove his movable property from such building without unnecessary inconvenience”.

1. Subs by M. P. A. O. 1956, for “Deputy Commissioner”.