

(1)

E. P. H. (1949) Department.

MS SERIES.

closed
57

G.O. NO.

925. E du.

Dated

31-3-49.

13

[Despatch Abstract.]

States — Pudukkottai and
Bangalore — The Births, Deaths
and Marriages Registration Act, 1886
(Central Act VI of 1886) — Applied

Back Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Further Papers.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

Copy of letter from the District Magistrate, Tiruchirapalli, to the Chief Secretary to the Government of Madras, Fort St. George, No.Rc.D.1.1593/48, dated the 17th June 1948:--

Pudukkottai - Merger with the Madras Province - Extension of Central and Provincial Acts.

Refce:- 1. Government Memorandum, Public (Political) Department 1258/48-3 dated 24-4-48.

2. Government Memorandum 18240-A/48-2 Revenue dated 31-5-1948.

3. Board's Ref. Confdl.A.2354/48-2, dated 4-6-1948.

With reference to the communications from the Government and the Board of Revenue quoted above, I beg to submit as follows: I enclose a statement (Annexure 'A') giving a list of the laws which were in force in Pudukkottai State before the merger. These laws were in the form of Regulations; and in the vast majority of cases they were modelled very closely upon a Government of India or Madras Provincial enactment. In some cases, the Regulation was an exact copy of the Indian Act, for instance, the Pudukkottai Insolvency Regulation (Regulation IX of 1928), simply says that the Indian Provincial Insolvency Act V of 1920 as amended by the subsequent Acts "shall be law in the Pudukkottai State and shall be applied mutatis mutandis". This formula is to be found in a number of other Regulations. In respect of some Regulations, however there seems to have been an amendment of the Indian enactment to suit local requirements. I give details in Annexure 'B' showing some Pudukkottai Regulations and the corresponding Provincial or Central Act on which the Regulation is based. I am also submitting by separate parcel printed copies of the Pudukkottai Code containing all the Regulations in force in the State before the merger.

2. As regards the assimilation of laws, I have consulted the District Judge, Tiruchirapalli and the Special Deputy Collector, Pudukkottai. The District Judge has taken the opinion of the Chief Judge of the Pudukkottai Chief Court. Both are of the opinion that in as much as the Pudukkottai Regulations follow the laws in the Madras Province closely, there will be little difficulty in making the Madras laws applicable in toto to the Pudukkottai division. They also consider that for the sake of Uniformity, the laws in Pudukkottai division should be the same as that in the other parts of the Province. I agree with the views of the District Judge and submit that all the laws both Central and Provincial - which are in force in the Madras Province (including the cases where the Pudukkottai Regulation is an exact replica) may be made applicable to the Pudukkottai division at once by a notification issued by the Provincial Government under Section 4 of the Extra-Provincial Jurisdictional Act, 1947 on the lines of the Model notification appended to the Government of India's Letter F.41(7)-1B/48 dated 25-2-48. There are some Provincial Acts which were passed solely to meet the requirements of a particular district or region, for instance, the Malabar Tenancy Act, the Andhra University Act, the Madras City Civil Court Act, etc. There is no need to extend the application of these Acts to Pudukkottai division. I have prepared a list of such Acts which are of purely local application and need not be extended - Annexure 'C'. Further there are certain land tenancy laws like the Estates Land Act, the Emancipated Inams Act, etc. which need not be introduced till the land tenure prevailing in the Pudukkottai division is fully investigated. I have separately suggested that the Special Officer for Zamindari abolition be asked to investigate the land tenure in Pudukkottai division and report on the measures of reform that are necessary. For similar reasons I submit that the acts applicable to village officers need not be extended. The Madras Hindu Religious Endowments Act (Act II of 1927) need not be extended at present. The endowments attached to the temples in the State were resumed by the Government about three or four decades ago and the State took over the administration of the temples. The Hindu Religious Endowments Act can therefore be applied only with considerable modifications. A report in this matter is being submitted separately. Therefore in addition to the laws of local application as shown in Annexure 'C' I submit that with the exception of the above Acts and shown in Annexure 'D' also may be omitted. I submit that with the exception of the above Acts and Regulations of the Government of India in force

all the other Provincial enactments, viz., (a) Regulations of the Governor of Fort St. George in Council, (b) Unrepealed Acts and Regulations of the Government of India in force in the Madras Province, and (c) Acts passed by the Madras Government, may be extended ~~in their entirety~~ in their entirety to the Pudukkottai division, with the rider that the corresponding Pudukkottai Regulation shall be repealed and where there is a conflict between any unrepealed Pudukkottai Regulation and the Madras or Central Act, the latter should prevail.

Below 3. With regard to the extension of the Central Acts, I submit that there is no objection to the application of the Central Acts mentioned in the Schedule to the letter of the Government of India. I may, however, submit that many important Central Acts seem to have been omitted from this Schedule, e.g. the Transfer of Property Act, the Specific Relief Act, the Indian Army Act, etc. I give a list of important Central Acts which do not find a place in the Schedule, but which I consider should be made applicable. In fact, there are Pudukkottai Regulations already in existence corresponding to some of these Acts. The Government of India may be moved to extend all the enactments given in the second Schedule as well as those mentioned in Annexure E to this letter.

4. As regards the date on which the Acts are to come into force, local public opinion seems to be to the effect that adequate notice should be given to the public. The District Judge and I agree with this view. I think that 2 months notice should be ~~an~~ ample. If it is assumed that final orders will be passed before the 1st of September I think the enactments, both Central and Provincial, can be extended from the 1st of November, and notice of the fact can be given before the 1st of September. As regards the administrative machinery necessary for enforcing some of the Acts, it is submitted that it should be possible to provide this machinery before the 1st of November. In fact, the majority of the enactments are already in force and it is only in respect of fiscal laws like the General Sales Tax Act and the Indian Income-tax Act that new administrative machinery will be necessary. So far as the Provincial Acts are concerned, I think the machinery can be kept ready for working the Acts before the 1st of November. It may be left to the Central Government to postpone the extension of any particular Central Act, e.g. the Indian Income-tax Act, in respect of which they may think that the administrative machinery cannot be made to function before the 1st of November.

5. I submit that at the time of extending the Madras enactments, the rules which have been framed by the Government under the various enactments should also be made immediately ~~be~~ applicable.

6. It may ~~be~~ also be provided by an Order that all laws passed in future by the Provincial or the Central Legislature will apply to the Pudukkottai Division in the absence of any contrary intention expressed in the Act itself.

Annexure 'E'

List of Central Acts which may be extended in addition to those specified in the Government of India Memorandum.

Act VI of 1886

✓ (Births, Deaths and Marriages Registration Act)

Confidential.

3
E. R. H.
C₂
Memo. No. 71304/48-1C₂. Edn., dated, 25-9-48
States — Pudukkottai — Merger
with Indian Union — Assimilation
of laws — The Births, Deaths and
Marriages Registration Act. (Act VI of
1886) — Application of.

In connection with the merger
of the Pudukkottai State with the
Madras Province, the Govt. of India
propose to apply the Births, Deaths
and Marriages Registration Act (Act VI
of 1886), which is a central Act, to
the ^{area} State. The Registrar-General of
Births, Deaths and Marriages is
requested

2/ 4
requested to state whether he has any objection to the application of the Act to the ^{area in question} state, and if not, whether it is necessary to introduce any modification in respect of the Act before its application to the state. The date from which the Act should be brought into force in the state may also be stated.

2. A Copy of the letter from the st. Magistrate, Tiruchirappalli, No. Re. D.I. 1593/48, dated, 17-6-1948, addressed to the Chief Secretary to Govt., on the subject, is also enclosed.

21/9/48.
JB
SPC
26/9/48

PP. 1-2 & 7.
Despatch with sealed cover
KB
28/9/48.
To
The Regn. Genl. of
Births, Deaths & Marriages,
Madras.
(with enclosure) PP. 1-2

REGISTRATION DEPARTMENT.

From
Sri Diwan Bahadur H. Krishnamurti,
Inspector-General of Registration, Madras.
To
The Secretary to Government,
Education and Public Health Department,
Fort St. George, Madras.

No. 22 Off., dated 15th October 1948.



Subject:- States - Pudukkottai - Merger with Indian Union - Assimilation of Laws - The Births, Deaths and Marriages Registration Act (Act VI of 1886) - Application of.

Reference:- Memorandum No. 71304 -48-1 C.2 Education, dated 25.9.48.

The Births, Deaths and Marriages Registration Act, 1886 has been in force in the Pudukkottai State even before its merger with Indian Union but the application of the Act was restricted to British subjects of certain communities viz., East Indians, Jews, Americans, Parsis, Europeans and Native Christians living in the State. On the merger of the State with Indian Union, the distinction as State subjects and Indian subjects having become extinct, the Births, Deaths and Marriages Act 1886 becomes, by the provisions of section 2 of the Act, applicable to the entire State without any reservation whatever. There is therefore no objection to the application of the Act to the Pudukkottai area and no modification to the Act is called for for applying the Act. The Act may be applied to the State with effect from the date of merger viz., 23rd March, 1948.

2. Necessary draft notification is submitted in duplicate for approval and publication in the Fort St. George Gazette.

Yours faithfully,

U. Ranganathan
Personal Assistant,
for I.G. of Regn.
18/10

NOTIFICATION.

In exercise of the powers conferred by section 4 of the Extra Provincial Jurisdiction Act, 1947, (Central Act XLVII of 1947) read with the notification of the Government of India in the Ministry of States No. 176-1 B. dated 23rd March 1948 and of all other powers enabling him in this behalf His Excellency the Governor of Madras hereby makes the following order viz.,

The Births, Deaths and Marriages Registration Act, 1866 (Central Act VI of 1886) as amended from time to time shall apply with effect on and from the 23rd March 1948 to the State of Pudukkottai as if the said state forms a separate and distinct Registration district in the Province of Madras.

2. Any Court tribunal or authority may construe the provisions of the said Act applied by this order to the said State and of any notification order by Law, Rule or Regulation made or issued thereunder with such modification not affecting the substance as may be necessary or proper in order to adapt them in the matter before the Court Tribunal or authority as the case may be.

KE.18/10.

U. Ranganathan
Personal Assistant,
for I.G. of Regn.
18/10

NOTIFICATION.

In exercise of the powers conferred by section 4 of the Extra Provincial Jurisdiction Act, 1947, (Central Act XLVII of 1947) read with the notification of the Government of India in the Ministry of States No.176-1 B. dated 23rd March 1948 and of all other powers enabling him in this behalf His Excellency the Governor of Madras hereby makes the following order viz.,

The Births, Deaths and Marriages Registration Act, 1866 (Central Act VI of 1886) as amended from time to time shall apply with effect on and from the 23rd March 1948 to the State of Pudukkottai as if the said state forms a separate and distinct Registration district in the Province of Madras.

2. Any Court tribunal or authority may construe the provisions of the said Act applied by this order to the said State and of any notification order by Law, Rule or Regulation made or issued thereunder with such modification not affecting the substance as may be necessary or proper in order to adapt them in the matter before the Court Tribunal or authority as the case may be.

KE.18/10.

U. Ranganathan
Personal Assistant,
for I.G. of Regn.

State - Pudukkottai - The Births, Deaths and Marriages Registration Act, 1886 (Central Act VI of 1886) -- Applied.

ORDER MS NO. 925 EDUCATION, DATED. 31.3.48

The following notification shall be published in an extraordinary issue of the Fort St. George Gazette and in the District Gazette of Tiruchirappalli:-

NOTIFICATION.

In exercise of the powers conferred by section 4 of the Extra Provincial Jurisdiction Act, 1947 (Central Act XLVII of 1947), read with the notification of the Govt. of India in the Ministry of States No.176-11B, dated, the 23-3-'48, and of all other powers enabling him in this behalf, His Excellency the Governor of Madras hereby makes the following order, namely:--

The Births, Deaths and Marriages Registration Act, 1886 (Central Act VI of 1886) as amended from time to time shall apply with effect on and from the 23rd March 1948 to the state of Pudukkottai as if the said state forms a separate and distinct Registration district in the Province of Madras.

2. All references to the Provincial Govt. in the said Act shall be construed as references to the Government of Madras and all references to a Province shall be construed as including a reference to the said state.

3. Notwithstanding anything in the said Act defining the extent, the said Act shall apply to the said state.

4. The said Act shall supersede the corresponding state Act (by whatever name called), if any, at present in force in the said state.

5. Any Court, Tribunal or authority may construe the provisions of the said Act applied by this order to the said state and of any notification, order, byelaw, rule or regulation made or issued thereunder, with such modification not affecting the substance, as may be necessary or proper in order to adapt them to the

the matter before the Court, Tribunal or authority as the case may be.

To the S.G.P. (for publication in an extraordinary issue of the F.S.G.P.)
The Collr. of Tiruchirappalli.
The Dt. Judge, Tiruchirappalli.
The Bd. of Revenue.
The I.C. of Police.
The Hon. the Chief Justice of the High Court of Judicature at Madras.
The Rev. Deptt.
The Home Deptt.
The other deptts. of the Sectt.
The other Heads of Deptt.
Copy to the Govt. of Ind., Ministry of States, New Delhi (with 3 copies).

Copy to the Govt. of India, Ministry of Health, New Delhi.

Am. L. & C. S. W. 2/4

Revised Draft Legal

Notification

In exercise of the powers conferred by section 4 of the Extra-Provincial Jurisdiction Act, 1947 (Central Act XLVII of 1947), read with the Notification of the Government of India in the Ministry of States, No. 176-IE, dated the 23rd March 1948, and of all other powers enabling him in this behalf, His Excellency the Governor of Madras hereby makes the following Order, namely:-

1. The ^{Births, Deaths and Marriages Registration Act (Central Act VI of 1886)} ~~Acts and Regulations mentioned in the Schedule to this Order~~ (hereinafter referred to as the said ^{Act} ~~laws~~) and the notifications, orders, ^(and) rules, ~~by-laws and regulations~~ made or issued in pursuance of the powers conferred by or under the said ^{Act} ~~laws~~, as in force for the time being in the ^{Kurnool and Tiruchirappalli} district of the Province of Madras, shall, subject to the provisions of this Order, apply, with effect on and from the 1st April 1949, to the State of ^{Bangalore} and ^{Puducherry} as if ^{they} ~~it~~ were part of ^{Kurnool and Tiruchirappalli} ~~that~~ district.
2. The said ^{Act} ~~laws~~ shall be deemed to repeal the corresponding State laws, if any (by whatever name called), at present in force in the said State.

3. Any Court, Tribunal or Authority may construe the provisions of the said ^{Act} ~~laws~~ and the said notifications, orders, ^(and) rules, ~~by-laws and regulations~~ with such modifications, not affecting the substance, as may be necessary or proper in order to adapt them to the matter before such Court, Tribunal or Authority.

THE SCHEDULE

(Here enter flag ())

2/3/49

9

V-VVVV-V

O R D E R:- The following notification shall be published
Gazette and

NOTIFICATION

Secretary to Government

True copy/forwarded/By Order.

Superintendent.

In exercise of the powers conferred by section 4 of the Extra-Provincial Jurisdiction Act, 1947 (Central Act XLVII of 1947), read with the Notification of the Government of India in the Ministry of States, No. 176-IB, dated the 23rd March 1948, and of all other powers enabling him in this behalf, His Excellency the Governor of Madras hereby makes the following Order, namely:-

2. The said Act shall be deemed to repeal the corresponding State Acts, if any (by whatever name called), at present in force in the said States.

3. Any Court, Tribunal or Authority may construe the provisions of the said Act and the said notifications, orders and rules, with such modifications, not affecting the substance, as may be necessary or proper in order to adapt them to the matter before such Court, Tribunal or Authority.

Sub: Pudukkottai - Merger with Indian Union - Assimilation of laws.
 From the Collector of Tiruchirapalli, letter No.Rc.D.1.1593/48, dated 17th June 1948.

The Collector of Tiruchirapalli has submitted his report about the application of Central and Madras Acts to Pudukkottai. In annexure 'A' he has given particulars of laws which were in force in Pudukkottai before its merger. In annexure 'B' he has given details showing some Pudukkottai regulations and the corresponding Provincial or Central Acts on which those regulations were based. Annexure 'C' gives details of laws of local application which need not be extended to Pudukkottai. Annexure 'D' also is only a list of Madras Acts which need not be extended to Pudukkottai while in annexure 'E' the Collector has given details of Central Acts which should be extended to Pudukkottai. A copy of the Collector's letter together with copies of its annexures 'A' to 'E' may be sent to the Departments of the Secretariat in continuation of this department u.o. note No.1258/48-2 dated 24th April 1948 for necessary action.

2. It does not seem necessary to send the 10 volumes of the Pudukkottai Code received from the Collector to the Departments of the Secretariat. Legal and any other department may get them from this department if they need them.

3. It is not clear from the Collector's letter whether a copy of it has been sent to the Board of Revenue for their remarks. A copy may, however, be sent now to the Board for remarks. The Board's remarks (which may not vary very much from the recommendations of the Collector) may be communicated to the Departments of the Secretariat when received.

R.C. 23.6.48.
 C.V.C.23.6.48.

D.J(agannathan),
 26.6.48.

Assistant Secretary to Government.

To the Departments of the Secretariat. (with encls.)

Public (Political) u.o.No.1258/48-10, D/13-7-1948.

Forwarded / By Order.

XXXX
 Superintendent.

Public (Political) Department

Sub: Pudukkottai - Merger with Indian Union - Assimilation of Laws.
From the Collector of Tiruchirappalli, Letter No. D.1.1332/48, dated 17th June 1948.

The Collector of Tiruchirappalli has submitted his report about the application of Central and Madras Acts to Pudukkottai. In Annexure 'A' he has given particulars of laws which were in force in Pudukkottai before its merger. In Annexure 'B' he has given details showing some Pudukkottai regulations and the corresponding Provincial or Central Acts on which those regulations were based. Annexure 'C' gives details of laws of local application which need not be extended to Pudukkottai. Annexure 'D' also is only a list of Madras Acts which need not be extended to Pudukkottai while in Annexure 'E' the Collector has given details of Central Acts which should be extended to Pudukkottai. A copy of the Collector's letter together with copies of its Annexures 'A' to 'E' may be sent to the Departments of the Secretariat, in continuation of this department u.o. note No. 1332/48-S dated 24th April 1948 for necessary action.

2. It does not seem necessary to send the 10 volumes of the Pudukkottai Code received from the Collector to the Departments of the Secretariat. Legal and any other department may get them from this department if they need them.

3. It is not clear from the Collector's letter whether a copy of it has been sent to the Board of Revenue for their remarks. A copy may, however, be sent now to the Board for remarks. The Board's remarks (which may not vary much from the recommendations of the Collector) may be communicated to the Departments of the Secretariat when received.

To the Department of the Secretariat. (With encs.)
Assistant Secretary to Government.
D.1.1332/48-S
R.G. 23.6.48.
C.V. 23.6.48.

Forwarded by Order.

Superintendent.

Edn. & P.H.U.o.
No. 52493 G1/48-1.P.H.
3-8-48.

Thro' C2
D2 sections.

Copy of Extracts.

E & P.H. Dept.
G1.

The Collector of Tiruchirappalli has given a list of central acts on pp. 19-22 ante. Of these acts which may be extended to Pudukkottai State, this department is concerned with the Births, Deaths and Marriages Registration Act (Act VI of 1886), The Indian Lunacy Act (Act IV of 1912)

These two acts may perhaps be applied to Pudukkottai.

V.R.	T.B.S.	I.B.M.	T.G.M.
28/7-48	29/7/-	30/7/-	2-8-48.

C.O.C.
3/8/48.

Public.

Public (Pol.) dept.

Please see the notes of E & P.H. on p. 37 above. It has since been decided that action for extending the Acts to the merged States should be taken in the Administration Departments of the Secretariat concerned. This may therefore be returned to E & P.H. Deptt.

10/8/48. 15/8/48.

E & P.H. (G1)

The note of Pub (Pol) above may be perused. Necessary notification extending the Births, Deaths and marriages Registration Act and the Indian Lunacy Act to Pudukkottai must be issued from this department. The file may now be sent to C2 and D2 sections for taking necessary action in that direction and for issuing the notification extending these two acts to Pudukkottai.

V.R.	K.S.	T.G.M.
23/8/48.	26/8/48.	30/8/48.

E & P.H. (C2).

This Section is concerned with the extension of the Births, Deaths and Marriages Registration Act (Act VI of 1886) to the Pudukkottai State. The Registrar-General of Births, Deaths and Marriages may be consulted in the first instance. A draft Memo. is submitted for approval. Pub(Pol) may see necessary.

21/9/48.

JD

21/9/48

(P.T.O.)

Issued as Memo. No. 71304/48-1 C₂ Edu., dated, 25-9-48. PP. 3-4 C.7.

C. No. 77863. From the S-G. of Registration, No. 22688, PP. 5-7 C.7. dated, 15-10-48.

Please see the reply from the Inspector-General of Registration on page 5 C.7. to the Memo. on pages 3-4 C.7. A draft order applying the Act to the Pudukkottai area is submitted for approval. It may be sent to Pub(Poll) for acceptance and to Legal for scrutiny.

23/11/48.

27-11-48

S / Pub(Poll) Legal Pub(Poll) Legal

Pub (Pw) C No
5336
29.11.48

E. & P.H. No. No.
71304-2 C₂
27-11-48

Public (Poll) deptt.

E & P.H. deptt. propose to extend the Births Deaths and Marriages Act, 1886 (Central Act VI of 1886) to Pudukkottai with effect from 23-3-48. It is submitted that it is not generally desirable to extend any Act with retrospective effect. Instructions have been issued to the Home deptt. that the State laws should be retained as far as possible, in Pudukkottai and that with effect from that date all the laws in force in this Province should be extended. This does not however mean that even Acts the extension of which before 1-4-49 is necessary should be postponed till then. Such Acts can be extended before that date. If E & P.H. may therefore consider whether it will not be possible to extend the Act to Pudukkottai from any future date (say 1-1-49). If this view is agreed to by E & P.H. then it is sufficient if they furnish particulars of the Acts in the annexure to the memo No. 5272/48-1 Public (Poll) dated 1-12-48. The particulars will be forwarded to Mr. C. G. P. who will take necessary action for the extension of the Act. It may also be mentioned in this connection that

A on big draft

Home C. G. P. no. 2000.



Legal No. 14359/48-1
4/12/48



It would seem sufficient to extend the Act from 1-1-49.
P. 7. 28/12/48
P. 7. 28/12/48
E. & P.H. No. No.
71304-3 C₂
29-12-48

this deptt. are considering the question whether it will be necessary to issue separate notifications extending to the merged States the Central and Provincial Acts from 1-4-49 if before that time a notification issued by the Govt. of India under the proposed section 290 A of the Govt. of India Act, 1935 that the merged states shall be treated as forming part of the Madras Province. The file has been sent to Legal for remarks and a final decision will have to be taken in consultation with the Govt. of India. With the above remarks the file may be passed on to Legal.

from 1-1-49

2.12.48. Cue
2.12.48

28/12/48

Legal

Legal Deptt

E & P.H. may consider the remarks of Pub (Poll) in the first instance.
4/12/48 E & P.H.

E. & P.H. C₂

Please see the note of Pub (Poll) deptt. on pages 4-5 above and the note of the Legal deptt. at X above. This deptt. may agree to the suggestion of Public (Poll) deptt. that the Act in question may be extended to Pudukkottai with effect from 1-1-49. The particulars required at X on page 4 ante, are furnished. The file may be returned to Pub (Poll) m. o.

24/12/48
28/12/48

S / Pub(Poll) Legal Pub(Poll) Legal

Public (Poll) Dept

Jan Dept. last note on pp 4-5 above.

The subsequent note of Secy to E.P.H. may be perused. The particulars called for in the u.o. note at (B) relate only to the Central Act which are to be extended urgently before 1-4-49. E.P.H. propose to extend the Births, Deaths & Marriages Registration Act, 1886 to Pondicherry from 1-4-49 only. It is proposed to ask the G.O. to clarify the procedure to be followed for the extension of the Central Act from 1-4-49. E.P.H. may be requested to remind this Dept. by 15-2-49. With the above means the file may be returned to E.P.H.

X on p 5 above
Pl. see also p 7 infra.

File sent separately

Pl. (Am) No. 6050/41
5.1.49.

07 JAN 1949

E.P.H.
C2

Please see the note of Pub(Poll) Dept. above. With reference to their note at X above, this may lie over till 15-2-49.

6/1/49.
JP
6/1/49

With reference to the note of Pub(Poll) Dept. at X above, the file may now be sent to that Dept. w.o.

Public (Political) Dept.

E.P.H. may be informed that the Govt. of India's reply is due awaited.

AR
28.2.49 E.P.H.
C2

May lie over till 20-3-49.

21/2/49.
JP
24/2/49.
JP
26/2/49

1 MAR 1949
15560

Pl. (Am) No. 1190/49.
28.2.49

E.P.H. No. C2
1190
20 FEB 1949
CHIEF SECRETARY

Annexure.

(12)

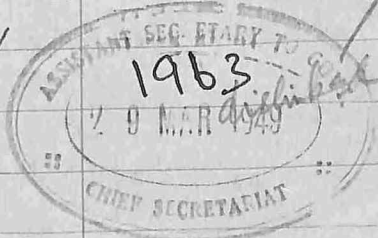
Name of the Central Act (together with its No. and date) which has to be extended before 1-4-'49.	Name of the state or states to which the Act has to be extended.	The date from which the Act should be extended.	Particulars of modifications if any to any of the clauses in the Act.
(1)	(2)	(3)	(4)
The Births, Deaths and Marriages Registration Act, 1886 (Central Act VI of 1886).	Puducherry.	1-4-49.	Nil.

JP
JP

(V. R.)

8

Please see the note of Pub(Pol) Dept. at the top of page 6 ante. It is presumed that the Govt. of India's reply referred to therein is at pages 34-33-34 N.F. of the top file. As the Act has to be applied to both the Pudukkottai and the Banganapalle States, the draft notification below, which has already been approved, is suitably amended in form. It may be sent to Pub(Pol) for acceptance and to Legal for scrutiny.

C. No. 85566 D₃/49Public
LegalPublic (Pol) Dept. E.O.P.H. No. 951-2C₂.

The draft order below may be perused. As regards portion marked M on p. 1 of 28-3-49.

C. No. 951C₂/49.

13

The draft it may be stated that at present Pudukkottai and Banganapalle are being treated as parts of Tiruchirappalli and Kurnool districts respectively. The intention of E.O.P.H. in saying that these areas shall be treated as if they form a separate and distinct Registration district in the Province of Madras is not clear.

Pub(Pol) No
1963/4-1
29.3.49

It may be passed as to Legal.
29.3.49. 28.3.49. 29.3.49

LEGAL DEPARTMENT.

The draft notification may be recast as at flag (L) so as to conform to the form for application of Acts to the States as finally revised and forwarded to the Departments of the Secretariat with Legal u.o. note No. 3778/49-1 dated 26-3-49.

2. With reference to the note of Public (Political)

above, it may be pointed out that the Act does not seem to contemplate any registration district as such but only the appointment of Registrars of Births and Deaths for specified local areas - see section 12 of the Act. It is sufficient to provide that the Act shall apply to the States as if they formed part of Kurnool and Tiruchirappalli districts. The revised draft at (L) provides for this.

Lq no 394-1
29.3.49

29/3/49 E.O.P.H.
C₂

Please see the note of Pub(Pol) and Legal depts. at pages 8-9 above. The draft notification as recast at (L) by Legal may issue.

HM(CEA) may see after issue.

Filed as f.o. No. 925-Edn, dated, 31-3-49

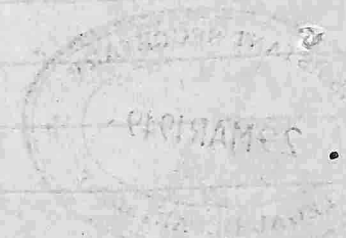
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5 31/3/49 H.P. } a.i.

[Faint, mostly illegible handwritten text at the top of the page, possibly bleed-through from the reverse side.]

THE DEPARTMENT
The draft notification may be found at
Part I, so as to conform to the form for
application of the States as finally
revised and forwarded to the Department of the
Secretary with letter No. 3762-1-1
dated 20-1-19.
A. [illegible] to the [illegible] of [illegible]
above, it may be pointed out that the Act does not seem to contain
clear and registration district as well as only the [illegible]
of [illegible] of [illegible] and [illegible] for [illegible] [illegible]
and [illegible] of the Act. It is sufficient to provide that the
[illegible] apply to the States as they [illegible] [illegible]
and [illegible] [illegible]. The revised draft of [illegible]
for this.



[Handwritten notes in the bottom right corner:]
1-422-1
11/2/11