

**KARNATAKA ACT NO. 19 OF 2001**  
**THE ROERICH AND DEVIKARANI ROERICH ESTATE**  
**(ACQUISITION AND TRANSFER) (AMENDMENT) ACT, 2001**

**ARRANGEMENT OF SECTIONS**

**Sections:**

1. Short title and commencement
2. Insertion of new section19A

**STATEMENT OF OBJECTS AND REASONS**

Constitutional validity of the Roerich and Devikarani Roerich Estate (Acquisition and Transfer) Act, 1996 is questioned before the Karnataka High Court in writ petition No. 32560 of 1996. In order to provide a more adequate and effective machinery in the Act for disbursement of amount to the owners, transferees and other interested persons in the Estate it is considered necessary to amend the said Act,-

(i) to empower the Commissioner of payment to refer the matter to the Civil Court in case of doubt or dispute as to the right of owners, transferees or other interested persons in the estate to receive the whole or part of the amount referred to in sections 7 and 8; and

(ii) to make disbursement of amount in accordance with the decision of the Court.

Hence the Bill.

(Vide L.C.Bill No.1 of 2001 File No. ಸಂಖ್ಯೆಶಾಇ 35 ಶಾಸನ 2001)

**KARNATAKA ACT NO. 19 OF 2001**

*(First published in the Karnataka Gazette Extraordinary on the tenth day of August, 2001)*

**THE ROERICH AND DEVIKARANI ROERICH ESTATE  
(ACQUISITION AND TRANSFER) (AMENDMENT)  
ACT, 2001.**

*(Received the assent of the Governor of Karnataka on the tenth day of August, 2001)*

An Act to amend the Roerich and Devikarani Roerich Estate (Acquisition and Transfer) Act, 1996.

Whereas it is expedient to amend the Roerich and Devikarani Roerich Estate (Acquisition and Transfer) Act, 1996 (Karnataka Act 19 of 1996) for the purposes hereinafter appearing.

Be it enacted by the Karnataka State Legislature in the fifty-second year of the Republic of India as follows:-

**1. Short title and commencement.-** (1) This Act may be called the Roerich and Devikarani Roerich Estate (Acquisition and Transfer) (Amendment) Act, 2001.

(2) It shall be deemed to have come into force on the Twenty-first day of November, 1996.

**2. Insertion of new section 19A.-** After section 19 of the Roerich and Devikarani Roerich Estate (Acquisition and Transfer) Act, 1996, (Karnataka Act 19 of 1996) the following section shall be inserted, namely:-

**“19A. Disbursement of amount to the owners, transferees and other interested persons.-** (1) If out of the

amount paid to him in relation to the estate, there is a balance left after meeting the liabilities specified in Schedule-II, the Commissioner shall disburse such balance to the owners, transferees and other interested persons.

(2) Before making any payment to the owners, transferees and other interested persons in proportion to their interest in the Estate, the Commissioner shall satisfy himself as to the right of such owners, transferees and other interested persons to receive the whole or any part of such amount and in the event of there being a doubt or dispute as to the right of such owner, transferee or other interested persons to receive the whole or any part of the amount referred to in sections 7 and 8, including apportionment of the amount among them, the Commissioner shall refer the matter to the Court and make disbursement in accordance with the decision of the Court.

(3) The court shall decide the apportionment of amount among the owners, transferees and other interested persons in relation to the estate having due regard to the value on the appointed day, of the property forming part of the estate.

(4) Notwithstanding anything contained in this Act evidence shall be admissible to establish before the court right, title and interest of the owners, transferees or other interested persons in relation to the estate.

**Explanation:** In this section ' Court ' in relation to the estate means the principal court of original jurisdiction within the local limits of whose jurisdiction the estate is situated."

The above translation of the ರೋರಿಕ್ ಮತ್ತು ದೇವಿಕಾರಾಣೆ ರೋರಿಕ್ ಎಸ್ಪೀಟ್ (ಆರ್ಜನೆ ಮತ್ತು ವರ್ಗಾವಣೆ) (ತಿದ್ದುಪಡಿ) ಅಧಿನಿಯಮ, 2001 (2001ರ ಕರ್ನಾಟಕ ಅಧಿನಿಯಮ ಸಂಖ್ಯೆ 19) be published in the Official Gazette under clause (3) of Article 348 of the Constitution of India.