

**THE MYSORE (PERSONAL AND MISCELLANEOUS) INAMS ABOLITION (AMENDMENT)
ACT, 1958.**

ARRANGEMENT OF SECTIONS.

Sections :

1. Short title.
2. Amendment of section 5.
3. Insertion of new section 10A.
4. Amendment of section 18.
5. Amendment of section 19.
6. Amendment of section 39.

STATEMENT OF OBJECTS AND REASONS

Act 1 of 1959.- For the removal of certain difficulties experienced in the implementation of the Mysore (Personal and Miscellaneous) Inams Abolition Act, 1954, it is found necessary to amend sections 19 and 39, to introduce new provisos under section 5 and sub-section (2) of section 18, and a new section 10A and two new sub-sections under section 19. The effect of these amendments when finally carried out would be that :-

(i) if a permanent tenant entitled to be registered as an occupant under sub-section (1) of section 5 is shown as a registered occupant in the Settlement Register and other records referred to in section 117 of the Land Revenue Code or if the rent paid by him is equal to the land revenue, no premium shall be payable by him under sub-section (2) of section 5;

(ii) order passed under section 10 by the Deputy Commissioner, functioning under the Act will be entered in the Record of Rights;

(iii) the quantum of interim payment under section 19 will be enhanced from 1/10 to 1/5;

(iv) interest will be paid every year to the inamdars on the estimated amount of compensation less interim payment until the compensation is finally determined;

(v) the principal amount of the bonds issued under section 18(2) can be paid in instalments not exceeding ten in number;

(vi) Deputy Commissioners functioning under the Act can themselves sanction prosecutions under section 39.

As permanent tenants who are already paying rent equal to the land revenue will not get any additional benefits or rights after abolition of Inams, it is not equitable to recover any premium from them. The amendment referred to at item (i) clarified this point and will have retrospective effect so that this class of tenants in all villages may get uniform treatment. The quantum of compensation payable to inamdars remains unaltered as the premium under section 5(2) is retained in full by Government.

The amendment referred to at item (iii) and (iv) will facilitate the Act being extended even to unsurveyed inam villages as it will give the inamdars the benefit of an enhanced interim payment in the first instance and will ensure some income every year in the form of interest on the estimated amount of compensation until the compensation is finally determined.

The amendment referred to at items (ii), (v) and (iv) relate to procedural matters.
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¹[KARNATAKA]¹ ACT No. 1 OF 1959.

(First published in the ¹[Karnataka Gazette]¹ on the Twenty-second day of January 1959)

**THE MYSORE (PERSONAL AND MISCELLANEOUS) INAMS ABOLITION
(AMENDMENT) ACT, 1958.**

(Received the assent of the President on the Fourteenth day of January 1959)

An Act further to amend the Mysore (Personal and Miscellaneous) Inams Abolition Act, 1954.

WHEREAS it is expedient further to amend the Mysore (Personal and Miscellaneous) Inams Abolition Act, 1954 (Mysore Act 1 of 1955);

BE it enacted by the ¹[Karnataka]¹ State Legislature in the Ninth Year of the Republic of India as follows :-

1. Short title.- This act may be called the Mysore (Personal and Miscellaneous) Inams Abolition (Amendment) Act, 1958.

2. Amendment of section 5.- To sub-section (2) of section 5 of the Mysore (Personal and Miscellaneous) Inams Abolition Act, 1954 (Mysore Act 1 of 1955), (hereinafter referred to as the principal Act), the following proviso shall be inserted and shall be deemed always to have been inserted namely:-

"Provided that where a permanent tenant entitled to be registered as an occupant of land under sub-section (1) is shown as a registered occupant in the settlement register and other records referred to in section 117 of the Land Revenue Code, or where the rent paid by a permanent tenant entitled to be registered as an occupant under sub-section (1) is equal to the land revenue, no premium shall be payable under this sub-section."

3. Insertion of new section 10A.- After section 10 of the principal Act, the following section shall be inserted, namely :-

"10A. Entries to be made in the record of rights.- (1) After the determination of claims under section 10, the Deputy Commissioner shall send the prescribed particulars of the decision to the officer maintaining the record of rights under the ¹[Karnataka]¹ Land Records of Rights Act, 1958.

(2) On receipt of the particulars under sub-section (1), and notwithstanding anything contained in the ¹[Karnataka]¹ Land Record of Rights Act, 1958, the officer concerned shall enter such particulars in the registers."

4. Amendment of section 18.- In section 18 of the principal Act, to clause (ii) of sub-section (2), the following proviso shall be added, namely:-

"Provided that the amount payable under the bonds issued under this clause may be repaid in such number of instalments not exceeding ten as may be prescribed."

5. Amendment of section 19.- (a) Section 19 of the principal Act shall be renumbered as sub-section (1) of that section and in the said sub-section, for the word "one-tenth", the word "one-fifth" shall be substituted;

(b) After the said sub-section (1), the following sub-sections shall be added, namely :-

"(2) Interest at the rate specified in sub-section (1) of section 18 on the estimated amount of compensation or on the balance of the estimated amount of compensation after deducting the interim payment under sub-section (1), may be paid every year until the compensation is determined under section 20,-

(a) if there are no persons interested in the compensation other than such inamdar, to such inamdar;

(b) if there are persons other than the inamdar interested in the compensation, who have made claims under section 21, to such person or persons and in such proportions as all the persons interested in the compensation may by agreement in writing specify.

(3) The interim compensation payable under sub-section (1) and the interest payable under sub-section (2) may be paid in the prescribed manner."

6. Amendment of section 39.- In sub-section (2) of section 39 of the principal Act, the words "of the District" shall be omitted.

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1. Adapted by the Karnataka Adaptations of Laws Order 1973 w.e.f. 01.11.1973.