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PART II—Section 3—Sub-section (i)

General Statutory Rules (including orders, bye-laws etc. of a general character) issued by the Ministries of the Government of India (other than the Ministry of Defence) and by Central Authorities (other than the Administrations of Union Territories).

MINISTRY OF LAW

(Department of Legal Affairs)

New Delhi, the 23rd March 1963

G.S.R. 603 (Contract/Amendment 50).—In exercise of the powers conferred by clause (1) of Article 299 of the Constitution, the President hereby directs that the following further amendments shall be made in the notification of the Government of India in the Ministry of Law No. GSR 1161 dated 1st December, 1958 relating to the execution of contracts and assurances of property, namely:—

In the said notification—

A. In part VI, which relates to the Ministry of Finance, under Head A, after item 4, the following item shall be inserted, namely:—

"5. In the case of the Kolar Gold Mining Undertakings, Oorgaum:—

- (i) (a) All contracts and other instruments relating to purchase, supply, conveyance or carriage of stores and building materials and for the provision of labour;
- (b) Security bonds for due performance and completion of works and/or contracts and all other instruments relating to any security for due performance and completion of works and/or contracts.
- (c) Indentures to bind apprentices at the Kolar Gold Mines for a definite term;
- (d) Agreements relating to lease of land and buildings and other properties;
- (e) Agreements with establishment including Workmen's establishments;
- (f) Contracts for works administratively approved by the Ministry of Finance;
- (g) Security and Fidelity Guarantee bonds in connection with the employment of cashiers and other staff who are required to furnish such bonds; by the Managing Director, Kolar Gold Mining Undertakings.

- (ii) Agreements included in the Memoranda of Agreement referred to in Rule 49 of the Workmen's Compensation (Mysore) Rules, 1953;

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सहायक नियंत्रक (प्रशासन)
भारत सरकार, प्रकाशन विभाग
आवास एवं शहरी कार्य मंत्रालय
सिविल लाईन्स, दिल्ली-54

MINISTRY OF MINES AND FUEL

New Delhi, the 5th April 1963

G.S.R. 626.—In exercise of the powers conferred by section 17 of the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962 (50 of 1962), the Central Government hereby makes the following rules, namely:—

1. **Short title.**—These rules may be called the Petroleum Pipelines (Acquisition of Right of User in Land) Rules, 1963.

2. **Definitions.**—In these rules:—

(a) "Act" means the Petroleum Pipelines (Acquisition of Right of User in Land) Act, 1962;

(b) "section" means a section of the Act.

3. **Publication of Notification under section 3.**—(1) Every notification under sub-section (1) of section 3 shall contain a description of the land sufficient to identify the same specifying, wherever possible, the numbers in a settlement of record or survey of such land.

(2) The substance of the notification referred to in sub-rule (1) shall be published—

(a) by beat of drum in the neighbourhood of the land the right of user in which is to be acquired; and

(b) by affixing a copy thereof in a conspicuous place in the locality in which such land is situated.

(3) A copy of such notification shall be served in the manner laid down in rule 8 on every person who has been shown in the relevant revenue records as the owner of the land on the date of publication of the notification under sub-rule (1) or who, in the opinion of the competent authority, is the owner of, or interested in, such land.

4. **Filing of claims for compensation.**—Any person interested in any land may file before the competent authority a claim for compensation—

(a) for damages sustained by that person by reason of the exercise of the powers conferred by section 4—

(i) in case the right of user in the land has not been acquired, within sixty days from the date on which the notification under sub-section (1) of the section 3 ceased to have effect, or

(ii) in case the right of user in the land has been acquired, within sixty days from the date of publication of the declaration under sub-section (1) of section 6;

(b) for damages sustained by that person by reason of the exercise of the powers conferred by section 7, within sixty days from the date of termination of the operations referred to in clause (i) of sub-section (1) of that section;

(c) for damages sustained by that person by reason of the exercise of the powers conferred by section 8, within sixty days from the date of termination of the operations referred to in that section;

(d) under sub-section (4) of section 10, within sixty days from the date of publication of the declaration under sub-section (1) of section 6:

Provided that the competent authority may admit any claim within 30 days after the expiry of the period specified in this sub-rule, if he is satisfied that the applicant had sufficient cause for not making the application within such specified periods.

Explanation.—The expression "the date of termination of operations" with reference to any area means—

(a) for the purposes of clause (b), the date of completion of works connected with the laying of pipelines in that area;

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भारत सरकार, प्रकाशन विभाग
आवास एवं शहरी कार्य मंत्रालय
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- (b) for the purposes of clause (c), the date of completion of all, or any of the works referred to in section 8 in relation to the pipelines laid in that area;

which the competent authority may notify in the official Gazette and by beat of drum in the locality, in consultation with the party in whom the right of user in the land in that area has vested or ownership of the pipelines laid in that area vests, as the case may be.

(2) The claim for compensation shall be made in such form as the competent authority may specify in this behalf.

(3) The competent authority shall, on receipt of the claim for compensation, make such inquiry as it deems fit and fix the compensation and thereafter inform the parties referred to in sub-sections (2) and (5) of section 10 of the amount of compensation so fixed.

5. Application to the District Judge for determination of compensation.—Any party aggrieved by the determination of the amount of compensation may prefer an application to the District Judge within the limits of whose jurisdiction the land or any part thereof is situated, not later than 90 days of the receipt of the intimation from the competent authority under rule 4.

6. Deposit of compensation under section 11.—The Central Government, the State Government or the Corporation, as the case may be, shall, within 21 days of the receipt of the intimation under rule 4 deposit the compensation amount in such treasury and under such head of account as may be specified therein in that behalf.

7. Notice to claimants and reference of dispute to the District Judge.—(1) Where several persons claim to be interested in the amount of compensation deposited under sub-section (1) of section 11 and the competent authority has determined under sub-section (4) of that section, the persons who in its opinion are entitled to receive the compensation and the amount to be paid to each of them, it shall send intimation thereof to all the persons who have preferred claims for compensation.

(2) If any of the persons referred to in sub-rule (1) does not accept the decision of the competent authority, he shall, within a period of 30 days of the receipt of such intimation inform the competent authority in writing to that effect.

(3) If on receipt of intimation under sub-rule (2) or otherwise, the competent authority is of the opinion that a dispute regarding the payment of the compensation amount exists, it shall refer the dispute to the District Judge under sub-section (5) of section 11.

8. Mode of service of notice, etc.—(1) Any notice or letter issued or any order passed may be served by delivering or tendering a copy of such notice, letter or order, as the case may be, to the person for whom it is intended or to any adult member of his family or by sending it by registered post acknowledgement due addressed to that person at his usual or last known place of residence or business.

(2) Where the serving officer delivers or tenders the copy of the notice, letter or order under sub-rule (1), he shall require the signature of the person to whom the copy is so delivered or tendered to an acknowledgement of service endorsed on the original.

(3) Where the person or the adult member of the family of such person refuses to sign the acknowledgement, or where the serving officer, after using all due and reasonable diligence, cannot find such person and there is no adult member of the family of such person, the serving officer shall affix a copy of the notice, letter or order on the outer door or some other conspicuous part of the ordinary residence or usual place of business of such person and then shall return the original to the competent authority who issued the notice, letter or order, as the case may be, with a report endorsed thereon or annexed thereto stating that he has so affixed a copy, the circumstances under which he did so and the name and address of the person, if any, by whom the usual or last known place of residence or business, as the case may be, was identified and in whose presence the copy was affixed.

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सहायक नियंत्रक (प्रशासन)
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(4) Where the person to be served with the notice, letter or order is a minor or a person of unsound mind, the notice, letter or order shall be served in the aforesaid manner, on the guardian of such minor or person of unsound mind, as the case may be.

[No. 31/26/62-ONG.]

B. SUBBA RAO, Under Secy.

MINISTRY OF HEALTH

New Delhi, the 4th April 1963

G.S.R. 627.—In exercise of the powers conferred by clause (1) of article 258 of the Constitution, the President hereby makes the following amendments in the notification of the Government of India in the Ministry of Health No. F. 23-2/62-IH dated the 12/15th November, 1962, namely:—

In the Schedule to the said notification, against item 4, in column (2), for the words "the Port of Madras", the words "the ports of Madras and Mandapam/Dhanushkodi" shall be substituted.

[No. F. 14-1-/63-IH.]

BASHESHA NATH, Under Secy.

MINISTRY OF RAILWAYS

ERRATA

The date of the notification No. 62-TT/V/29/32 of the Ministry of Railways, published in the Gazette of India, Part II—Section 3(i), dated 9th March, 1963 as G.S.R. 411 on page 381, may be read as "23rd February, 1963" in place of "22nd February, 1963".

MINISTRY OF COMMERCE AND INDUSTRY

(Department of Company Law Administration)

THE COMPANIES (CENTRAL GOVERNMENT'S) GENERAL RULES AND FORMS

New Delhi, the 1st April 1963

G.S.R. 628.—In exercise of the powers conferred by clauses (a) and (b) of sub-section (1) of section 642 of the Companies Act, 1956 (1 of 1956), the Central Government hereby makes, with effect from the 15th April, 1963, the following rules further to amend the Companies (Central Government's) General Rules and Forms, 1956, namely:—

1. These rules may be called the Companies (Central Government's) General Rules and Forms (Second Amendment) Rules, 1963.

2. In rule 20 of the Companies (Central Government's) General Rules and Forms, 1956, for the abbreviation and figures "Rs. 25", the abbreviation and figures "Rs. 30" shall be substituted.

[No. F. 10/10/63-PR.]

ALTERATIONS TO SCHEDULE X TO THE COMPANIES ACT

G.S.R. 629.—In exercise of the powers conferred by sub-section (1) of section 641 of the Companies Act, 1956 (1 of 1956), the Central Government hereby makes,

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