

**AHMEDABAD AND SURAT MUNICIPAL ADMINISTRATION  
VALIDATING ACT, 1946**

**23 of 1946**

**[1st October 1946]**

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**AHMEDABAD AND SURAT MUNICIPAL ADMINISTRATION  
VALIDATING ACT, 1946**

**23 of 1946**

**[1st October 1946]**

An Act to validate the acts of certain persons appointed by the Commissioner, Northern Division, to exercise the powers and perform the duties of the Borough Municipalities of Ahmedabad and Surat. WHEREAS the Municipalities of Ahmedabad and Surat were superseded by the Provincial Government by order made under sub-section (1) of section 219 of the Bombay Municipal Boroughs Act, 1925 Bombay XVIII of 1925; AND WHEREAS the Commissioner, Northern Division, from time to time appointed certain persons to exercise and perform all powers and duties of the respective Municipalities during the period of their super-session; AND WHEREAS the orders made by the Provisional Government for the supersession of the said Municipalities and the appoints made by the Commissioner of the said persons were ineffectual and invalid; AND WHEREAS various acts have been done by the said persons in the purported exercise and performance of the said powers and duties during the period from the date of the said orders of supersession till the 8th February, 1946 (both inclusive); For Statement of Objects and Reasons, see Bombay

Government Gazette, 1946 Pt. V, p. 62; for Proceedings In Assembly, See Bombay Legislative Assembly Debates, 1945, Vol. IX; and for Proceedings In Council, see Bombay Legislative Council Debates, 1946, Vol. X. AND WHEREAS it was necessary and expedient to validate the said acts done by the said persons; AND WHEREAS the Ahmedabad and Surat Municipal Administration Validating Act, 1946, Born. III of 1946, was enacted for the said purpose; but the names of certain persons, appointed by the Commissioner to exercise and perform the powers and duties of the Ahmedabad and Surat Municipalities during the period of their supersession, were not specified in column 3 of the Schedule to the said Act; AND WHEREAS in view of the provisions of sub-section (4) of section 93 of the Government of India Act, 1935, 26 Geo. 5, Ch. 2, it is necessary to re-enact the said Act with certain modifications; It is hereby enacted as follows:-

**1. Short title and commencement :-**

(1) This Act may be called the Ahmedabad and Surat Municipal Administration Validating Act, 1946.

(2) It shall come into force at once.

**2. Validation of acts of persons appointed under section 219 of Bombay XVIII of 1925 :-**

Notwithstanding that the orders specified in column I of the Schedule made by the Provincial Government under sub-section (1) of S.219 of the Bombay Municipal Boroughs Act, 1925(Bom.XVIII of 1925) (hereinafter referred to as the said Act), for the supersession of the Municipalities specified in column 2 of the said Schedule and the appointments of the persons specified in column 3 thereof made by the Commissioner, Northern Division, from time to time under clause (b) of sub- section (2) of S.219 of the Bombay Municipal Boroughs Act, 1925 of the said Act are ineffectual and invalid, all powers and duties of the respective Municipalities exercised and performed by the said persons during the period from the date of the said orders of supersession till the 8th February, 1946 (both inclusive) shall be deemed to be and always to have been validly exercised and performed by the said persons; and no act done by the said persons during the said period shall be deemed to invalid or called in question on the ground merely that the said orders of supersession and appointments were ineffectual and the said persons are now hereby indemnified and discharged from liability in respect of such acts.

### **3. Act to apply pending suits and proceeding :-**

The provisions of this Act shall apply notwithstanding the pendency of any suit or other proceeding in any Court of law, either in a Court of first instance or in a Court of appeal, at the time when the Act comes into force.

### **4. Repeal of Bombay III of 1946 :-**

The Ahmedabad an Surat Municipal Administration Validating Act, 1946 (Bom. III of 1946), is hereby repealed.

### **SCHEDULE 1**

#### **SCHEDULE**

Orders	Municipalities.	Persons.
1	2	3
Government	Surat	(a) Collector of Surat, Sole
Order,	Municipality.	Administrator.
General		(b) Committee of Management
Department		consisting of
No. 1707,		1. Rao Bahadur N.M. Jhaveri
dated the		(Chairman).
3rd May		2. Mr. Chhotubhai Gulabdas
1944.		
		Vakil.
		3. Mr. Kanchanlal Manchharam
		Khandwala.
		4. Mr. Chandulal Manganlal
		Kapadia.
		5. Mr. .Jekisondas Jamanadas
		Rana.
		6. Mr. Ratilal Shambhulal
		Reshamwala.
		7. Mr. Mohamadbhai Esufali
		Badri.
		8. Mr. Umarmiya Zenumia
		Kagzi.
		9. Mr. Shifa-ul-Mulk Hakim
		Meer Sarfaraz Hussain Meer
		Yawar Hussain.
		10. Mr. Gulam Rasul Ahmed
		Shaikh.
		11. Haji Mahmadbhai Abdul
		labhai Nareilwala.
		12. Mr. Abdul Kadar Mahmud

		Shaikh.
		13. Mr. M.C. Bedson.
		14. Mr. Mithabhai Palji.
		15. Sardar Sheriar B. Modi.
Government	Ahmedabad	(a) Diwan Bahadur M.S.
Order,	Municipality.	Moulvi, Sole Administrator.
Central		(b) Committee of Management
Department		consisting of
No. 1825,		1. Diwan Bahadur M.S. Moulvi
dated the 3rd		(Chairman).
May, 1944		
		2. Sir Mahbubmiya 1. Kadri,
		Kt. O.B.E.
		3. Mr. Ahmedmia S. Shaikh.
		4. Mr. Abdulla M. Yamani.
		5. Mr. Mahmud Habib A.
		ValliuUah.
		6. Mr. Abdul Rehman Khan
		Risaldar.
		7. Mr. Doulatram U. Shah.
		8. Diwan Bahadur Ratilal J.
		Lakhia.
		9. Rao Saheb Maneklal
		Chunilal Patel.
		10. Mr. Champaklal C. Bhatt.
		11. Mr. Karsondas M. Leuva.
		12. Khan Bahadur Hormasji
		Pestonji Chahewala, O.B.E.
		(c) Committee of Management
		consisting of
		1. Diwan Bahadur M.S. Moulvi
		(Chairman).
		2. Sir Mahbubmiya 1. Kadri,
		Kt, O.B.E.
		3. Mr. Ahmedmia S. Shaikh.
		4, Mr. Abdulla M. Yamani.
		5. Mr. Mahmud Habib A.
		Valiullah.
		6. Mr. Abdul Rehman Khan
		Risaldar.
		7. Mr. Doulatram U. Shah.
		8. Diwan Bahadur Ratilal J.
		Lakhia.

		9. Rao Saheb Nathalal Nanalal Dave.
		10. Mr. Champaklal C. Bhatt.
		11. Mr. Karsondas M. Leuva.
		12. Khan Bahadur Hormasji
		Pentonji Chahewala, O.B.E.