

**Orissa Prevention Of Land Encroachment (Amendment) Act,
1979**

25 of 1979

[13 October 1979]

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AN ACT TO AMEND THE ORISSA PREVENTION OF LAND ENCROACHMENT ACT, 1972 BE it enacted by the Legislature of the State of Orissa in the Thirtieth Year of the Republic of India, as follows: For the Bill See Orissa Gazette, Extraordinary, dated the 12th September 1979 (No. 1733) ** Came into force, with effect from the 17th October 1979

1. Short Title :-

This Act may be called the Orissa Prevention of Land Encroachment (Amendment) Act, 1979.

2. Amendment Of Section 3 :-

In section 3 of the Orissa Prevention of Land Encroachment Act, 1972 Orissa Act (hereinafter referred to as the principal Act),-o6 f 1972

(a) in clause (a-1), for sub-clause (ii), the following sub-clause shall be substituted, namely:

"(ii) the total extent of the land (excluding his homestead) owned by him along with the lands owned by all the members of his family who are living with him in common mess, is less than one standard

ace,";

(b) after clause (b), the following new clause shall be inserted, namely:

"(b-1) "standard acre" means a standard acre as defined in the Orissa Land Reforms Act, 1966;".

3. Amendment Of Section 7 :-

In section 7 of the principal Act,

(a) in sub-section 2,

(i) for the words "two acres", the words "one standard acre" shall be substituted;

(ii) the Explanation shall be deleted;

(b) after sub-section (3), the following provisos shall be inserted, namely:

"Provided that the aggregate of the fines payable under the sub-section shall in no event exceed an amount equal to twice the market value of the encroached land:

Provided further that subject to such conditions as may be prescribed, the Collector may, in suitable cases, either reduce or remit the amount payable by way of fine under the sub-section."