

L. A. BILL No. 22 of 1958.

**The Judicial Proceedings
(Validation) Bill, 1958**

THE JUDICIAL PROCEEDINGS (VALIDATION) BILL, 1958.

A

BILL

to validate the proceedings and acts of certain Courts.

Preamble.—WHEREAS the Courts specified in the Schedule were abolished with effect from the 1st day of November, 1956, by Government Notifications No. CJ4-36275/56/JD (1) and (2) dated the 1st November, 1956;

AND WHEREAS the said Courts transacted judicial work on days between the 1st day of November, 1956, and the 6th day of November, 1956, both days inclusive;

AND WHEREAS it is expedient to validate the proceedings and acts of the said Courts during the period aforesaid;

BE it enacted in the Ninth Year of the Republic of India as follows:—

1. *Short title and Commencement.*—(1) This Act may be called the Judicial Proceedings (Validation) Act, 1958.

(2) It shall come into force at once.

2. *Validation.*—All decrees and orders passed, all plaints, written statements, memoranda of appeals, applications, petitions and other documents received, all proceedings taken and all other acts and things done, by or before the Courts specified in the Schedule or any Judge or Officer thereof, during the period from the 1st day of November, 1956, to the 6th day of November, 1956, both days inclusive, shall be deemed to have been validly passed, received, taken or done, notwithstanding that the said Courts were abolished with effect from the 1st day of November, 1956, by Government Notifications No. CJ4-36275/56/JD (1) and (2) dated the 1st day of November, 1956.

(A)

1. The Mavelikara District Court.
2. The Parur District Court.
3. The Court of the Temporary Additional District Judge attached to the Trivandrum District Court.
4. The Court of the Additional District Judge attached to the Mavelikara District Court.
5. The Court of the Additional District Judge attached to the Anjikaimal District Court.
6. The Court of the Additional District Judge attached to the District Court, Trichur.

(B)

1. The Court of Session, Mavelikara.
2. The Court of Session, Alleppey.
3. The Court of Session, Anjikaimal.
4. The Court of Session, Parur.
5. The Court of the Additional Sessions Judge attached to the Court of Session, Mavelikara.
6. The Court of the Additional Sessions Judge attached to the Court of Session, Alleppey.
7. The Court of the Additional Sessions Judge attached to the Court of Session, Anjikaimal.
8. The Court of the Temporary Additional Sessions Judge attached to the Court of Session, Trivandrum.
9. The Court of the Additional Sessions Judge attached to the Court of Session, Trichur.

STATEMENT OF OBJECTS AND REASONS.

By notifications No. CJ4-36275/56/JD (1) and (2) dated the 1st November, 1956, certain Courts were abolished with effect from 1-11-1956. But due to the delay in the receipt of the notifications the Courts *de facto* continued to function till 6-11-1956. Some judicial work was also done by the Courts during the period. Since the work so done was without jurisdiction, it is considered necessary to validate such work. The Bill is intended to achieve this purpose.

V. R. KRISHNA IYER.

CJA-36275/56/JD.

Dated, Trivandrum, 1st November 1956.

(1)

In exercise of the powers conferred by sections 5, 6, 8 and 11 of the Travancore-Cochin Civil Courts Act, 1951 (XXII of 1951), the Government of Kerala hereby abolish with effect from the 1st day of November, 1956, the Civil Courts specified below:—

1. The Mavelikara District Court,
2. The Parur District Court,
3. The Court of the Temporary Additional District Judge attached to the Trivandrum District Court,
4. The Court of the Additional District Judge attached to the Mavelikara District Court,
5. The Court of the Additional District Judge attached to the Anjikaimal District Court, and
6. The Court of the Additional District Judge attached to the District Court, Trichur.

(2)

In exercise of the powers conferred by section 9 of the Code of Criminal Procedure, 1898 (Central Act V of 1898), the Government of Kerala hereby abolish with effect from the 1st day of November, 1956, the Criminal Courts specified below:—

1. The Court of Session, Mavelikara,
 2. The Court of Session, Alleppey,
 3. The Court of Session, Anjikaimal.
 4. The Court of Session, Parur,
 5. The Court of the Additional Sessions Judge attached to the Court of Session, Mavelikara,
 6. The Court of the Additional Sessions Judge attached to the Court of Session, Alleppey,
 7. The Court of the Additional Sessions Judge attached to the Court of Session, Anjikaimal,
 8. The Court of the Temporary Additional Sessions Judge attached to the Court of Session, Trivandrum, and
 9. The Court of the Additional Sessions Judge attached to the Court of Session, Trichur.
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