

**THE AZAD GOVT. OF THE STATE OF JAMMU & KASHMIR,
LAW & PARLIAMENTARY AFFAIRS SECRETARIAT,
MUZAFARABAD.**

Dated 7th August, 1983.

No. 995/LD/83. The following Ordinance made by the President on the 7th day of August, 1983, is hereby published for general information:-

(ORDINANCE CLXXIV of 1983)

**AN
ORDINANCE**

to amend the Azad Jammu and Kashmir Grant of Khalsa Waste Land as 'Shamilat-Deh' Act, 1966.

WHEREAS it is expedient to amend the Azad Jammu and Kashmir Grant of Khalsa Waste Land as Shamilat-Deh Act, 1966, in the manner hereinafter appearing;

AND WHEREAS the President is satisfied that circumstances exist which render it necessary to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by sub-section (1) of Section 41 of the Azad Jammu and Kashmir Interim Constitution Act, 1974, the President is pleased to make and promulgate the following Ordinance:-

1. **Short title and Commencement.**- (1) This Ordinance may be called the Azad Jammu and Kashmir Grant of Khalsa Waste Land as Samilat-Deh (Amendment) Ordinance, 1983.

(2) It shall come into force at once.

2. **Amendment of Section 4, Act I of 1966.**- In the Azad Jammu and Kashmir grant of Khalsa Waste Land Act, 1966 (Act I of 1966) hereinafter referred to as the said Act, in Section 4, after sub-section (3), for the full stop, a colon shall be substituted, and thereafter the following proviso shall be added, namely,-

“Provided that where such land is to be given as “Shamilat-Deh” to Dehi Council to be managed by it as community Forest, the condition of twenty four or more state trees per acre shall not apply.”

“Provided further that till such time as the Dehi Council is in a position to take over management of community forests, the Forest Department shall manage and develop on its behalf. The provisions of the Jammu and Kashmir Forest Regulations 1930 and rules made thereunder shall apply to these forests. The expenditure incurred on management and development thereof

shall be deducted and the net income shall be treated as revenue of Dehi Council.”

3. **Amendment of Section 7, Act 1 of 1966.**- In the said Act, in Section 7.-

- (a) In sub-section (1) the full stop at the end shall be omitted and thereafter the words “Which may extend to five thousand rupees.” Shall be added; and
- (b) after sub-section (1), as amended aforesaid, the following new section (1-A) shall be inserted, namely:-
- “(1-A). If the ejected person re-occupies the vacated Khalsa/Shamilat Land, he shall be punished with rigorous imprisonment which shall extend to three years and with fine which may extend to rupees five thousand.”

Sd/ (Major General (Ret) Abdul Rehman Khan)
President,
Azad Jammu And Kashmir.
Sd/- (Syed Atta Mohyudin Qadri)
Deputy Secretary Law.
Azad Govt. of the State of J & K Muzaffarabad (A.K.)