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असाधारण

EXTRAORDINARY

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PART II—Section 1

प्राधिकार से प्रकाशित

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इस भाग में भिन्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed
as a separate compilation.

MINISTRY OF LAW

(Legislative Department)

New Delhi, the 20th December, 1968/Agrahayana 29, 1890 (Saka)

The following Acts of Parliament received the assent of the President on the 20th December, 1968, and are hereby published for general information:—

THE INDIAN RAILWAYS (AMENDMENT) ACT, 1968

No. 52 OF 1968

[20th December, 1968]

An Act further to amend the Indian Railways Act, 1890.

Be it enacted by Parliament in the Nineteenth Year of the Republic of India as follows:—

1. This Act may be called the Indian Railways (Amendment) Act, 1968. Short title.

Insertion
of new
sections
100A and
100B.

2. In the Indian Railways Act, 1890 (hereinafter referred to as *the principal Act*), after section 100, the following sections shall be inserted, namely:—

Abandon-
ing train,
etc.,
without
authority

“100A. If a railway servant, when on duty, is entrusted with any responsibility connected with the running of a train, rail-car or any other rolling-stock from one station or place to another station or place, and he abandons his duty before reaching such station or place, without authority or without properly handing over such train, rail-car or rolling stock to another authorised railway servant, he shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to five hundred rupees, or with both.

Obstruct-
ing run-
ning of
train, etc.

100B. If a railway servant, when on duty or otherwise, or any other person obstructs or causes to be obstructed or attempts to obstruct any train, rail-car or other rolling-stock upon a railway, by squatting, picketing, keeping without authority any rolling-stock on the railway or tampering with signal gear or otherwise, he shall be punishable with imprisonment for a term which may extend to two years, or with fine which may extend to five hundred rupees, or with both.”.

Amend-
ment of
section
131.

3. In section 131 of the principal Act, in sub-section (1), for the figures “100, 101”, the figures and letters “100, 100A, 100B, 101” shall be substituted.

Amend-
ment of
section
148.

4. In section 148 of the principal Act, in sub-sections (1) and (2), for the figures “100, 101”, the figures and letters “100, 100A, 100B, 101” shall be substituted.

Repeal
and
saving.

5. (1) The Indian Railways (Amendment) Ordinance, 1968, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act, as if this Act had come into force on the 14th day of September, 1968.

THE MADRAS STATE (ALTERATION OF NAME) ACT, 1968

No. 53 OF 1968

[20th December, 1968]

An Act to alter the name of the State of Madras

BE it enacted by Parliament in the Nineteenth Year of the Republic of India as follows:—

1. (1) This Act may be called the Madras State (Alteration of Name) Act, 1968. Short title and commencement.

(2) It shall come into force on such date as the Central Government may, by notification in the Official Gazette, appoint.

2. In this Act, unless the context otherwise requires, - Definitions.

(a) "appointed day" means the date appointed under sub-section (2) of section 1 for the coming into force of this Act,

(b) "appropriate Government" means, as respects a law relating to a matter enumerated in List I in the Seventh Schedule to the Constitution, the Central Government, and as respects any other law, the State Government;

(c) "law" includes any enactment, Ordinance, regulation, order, bye-law, rule, scheme, notification or other instrument having the force of law in the whole or any part of the State of Madras.

3. As from the appointed day, the State of Madras shall be known as the State of Tamil Nadu. Alteration of name of State of Madras

4. In sub-clause (a) of clause (2) of article 31A, in sub-clause (a) of clause (1) of article 168 and in article 290A of the Constitution, for the word "Madras", the words "Tamil Nadu" shall be substituted. Amendment of article 31A, article 168 and article 290A of the Constitution

5. (1) In the First Schedule to the Constitution, under the heading "I. THE STATES", for the figure and word "7. Madras", the figure and words "7. Tamil Nadu" shall be substituted. Amendment of First and Fourth Schedules to the Constitution.

(2) In the Fourth Schedule to the Constitution, for the figure and word "8. Madras", the figure and words "8. Tamil Nadu" shall be substituted.

Power to
adapt
laws.

6. (1) For the purpose of giving effect to the alteration of the name of the State of Madras by section 3, the appropriate Government may, before the expiration of one year from the appointed day, by order, make such adaptations and modifications of any law made before the appointed day, whether by way of repeal or amendment as may be necessary or expedient, and thereupon every such law shall have effect subject to the adaptations and modifications so made.

(2) Nothing in sub-section (1) shall be deemed to prevent a competent Legislature or other competent authority from repealing or amending any law adapted or modified by the appropriate Government under the said sub-section.

Power to
construe
laws.

7. Notwithstanding that no provision or insufficient provision has been made under section 6 for the adaptation of a law made before the appointed day, any court, tribunal or authority required or empowered to enforce such law may construe the law in such manner, without affecting the substance, as may be necessary or proper in regard to the matter before the court, tribunal or authority.

Legal pro-
ceedings.

8. Where immediately before the appointed day any legal proceedings are pending to which the State of Madras is a party, the State of Tamil Nadu shall be deemed to be substituted for the State of Madras in those proceedings.

V. N. BHATIA,
Secy. to the Govt. of India.