

**The Uttar Pradesh Hindu Public Religious Institutions (Prevention of
Dissipation of Properties) (Temporary Powers) Amendment) Adhiniyam, 1965**
Act 8 of 1965

Keyword(s):

Hindu Public Religious Institution, Transfer of Property

Amendments appended: 11 of 1971, 17 of 1973, 11 of 1975, 31 of 2000

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THE UTTAR PRADESH HINDU PUBLIC RELIGIOUS
INSTITUTIONS (PREVENTION OF DISSIPATION OF
PROPERTIES) (TEMPORARY POWERS) (AMENDMENT)
ADHINIYAM, 1965.

(U. P. ACT No. VIII OF 1965)

[*Authoritative English text of the Uttar Pradesh Hindu Sarv-
janik Dharmik Sanstha (Sampatti Apvyaya Niwaran) (Asthai
Adhikar) (Sanshodhan) Adhiniyam 1965.]

AN

ACT

U. P. Act no. XXII of 1962. to amend the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) Act, 1962.

WHEREAS the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) (Amendment) Ordinance, 1964 was promulgated by the Governor on December 14, 1964 to amend the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) Act, 1962;

U. P. Act no. XXII of 1962.

AND WHEREAS it is expedient and necessary that the said Ordinance be replaced by an enactment of the Legislature;

It is hereby enacted in the Sixteenth Year of the Republic of India as follows:

1. This Act may be called the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) (Amendment) Adhiniyam, 1965.

Short title.

2. In sub-section (3) of section 1 of the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) Act, 1962, hereinafter called the principal Act, for the words "two years", the words "four years" shall be substituted.

Amendment of section 1 of U. P. Act no. XXII of 1962.

3. In section 4 of the principal Act—

Amendment of section 4.

(i) in clause (a) of sub-section (1), for the words "A Commissioner" the word "Commissioners" shall be substituted.

(ii) in sub-section (2), for the words "the Commissioner" the words "a commissioner" shall be substituted.

[*For statement of Objects and Reasons, please see Uttar Pradesh Gazette (Extraordinary), dated February 15, 1965 in Hindi and February 19, 1965 in English.]

[Passed in Hindi by the Uttar Pradesh Legislative Assembly on February 16, 1965 and by the Uttar Pradesh Legislative Council on March 5, 1965.]

[Received the Assent of the President on March 13, 1965 under Article 201, of the Constitution of India and was published in the Uttar Pradesh Gazette Extraordinary, dated March 20, 1965.]

(iii) in sub-section (4), for the words "The Commissioner" the words "A Commissioner" shall be *substituted*; and

(iv) in sub-section (5), for the words "The Commissioner, the Assistant Commissioner and the Investigation Officer" the words "A Commissioner, an Assistant Commissioner and an Investigation Officer" shall be *substituted*.

Amendment of section 5.

4. For section 5 of the principal Act, the following shall be *substituted*.

Only Hindus to be Commissioners, and an Investigation Officer shall be appointed etc. out of persons professing the Hindu religion."

Amendment of section 6.

5. In sub-section (2) of section 6 of the principal Act, for the words "the Commissioner" the words "A Commissioner" shall be *substituted*.

Amendment of section 7.

6. For section 7 of the principal Act, the following shall be *substituted* :

"7. (1) Notwithstanding anything in any other law for the time being in force, no transfer of property belonging to a Hindu Public religious institution shall be valid unless prior written sanction of the Commissioner or, where the value of the property sought to be transferred does not exceed rupees two hundred and fifty, of the Assistant Commissioner, having jurisdiction over the institution, on the ground of the transfer being necessary or beneficial to the institution, has been obtained.

Explanation—For the purposes of this section transfer does not include the customary use or distribution of any movables as Bhog, Prasad and the like.

(2) Any person aggrieved by an order of a Commissioner or an Assistant Commissioner may within thirty days from the date thereof, appeal against that order to the District Judge within whose jurisdiction the headquarter of the Hindu public religious institution or the property concerned lies and the order passed by the District Judge in the appeal shall be final."

Amendment of section 15.

7. For clause (ii) of sub-section (2) of section 15 of the principal Act, the following shall be *substituted* :

"(ii) the procedure to be followed for seeking sanction for the proposed transfer of property under section 7."

Repeal of U. P. Ordinance no. 5 of 1964.

8. The Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) (Amendment) Ordinance, 1964 is hereby repealed and the provisions of sections 6 and 24 of the U. P. General Clauses Act, 1904 shall apply as if it were an enactment repealed and re-enacted by an Uttar Pradesh Act.

उत्तर प्रदेश हिन्दू सार्वजनिक धार्मिक संस्था (सम्पत्ति अपव्यय निवारण)
(अस्थायी अधिकार) (जारी रखने का) अधिनियम, 1970

(उत्तर प्रदेश अधिनियम संख्या 11, 1971)

(उत्तर प्रदेश विधान सभा ने दिनांक 21 दिसम्बर, 1970 ई० तथा उत्तर प्रदेश विधान परिषद् ने दिनांक 23 दिसम्बर, 1970 ई० की बैठक में स्वीकृत किया।)

(‘भारत का संविधान’ के अनुच्छेद 201 के अन्तर्गत राष्ट्रपति ने दिनांक 10 फरवरी, 1971 ई० को स्वीकृति प्रदान की तथा उत्तर प्रदेशीय सरकारी असाधारण गजट में दिनांक 12 फरवरी, 1971 ई० को प्रकाशित हुआ।)

उत्तर प्रदेश हिन्दू सार्वजनिक धार्मिक संस्था (सम्पत्ति अपव्यय निवारण) (अस्थायी अधिकार) अधिनियम, 1962 की अवधि को और बढ़ाने के लिए

उत्तर प्रदेश अधि-
नियम संख्या 22,
1962

अधिनियम

भारत गणराज्य के इक्कीसवें वर्ष में निम्नलिखित अधिनियम बनाया जाता है :

1—यह अधिनियम उत्तर प्रदेश हिन्दू सार्वजनिक धार्मिक संस्था (सम्पत्ति अपव्यय निवारण) (अस्थायी अधिकार) (जारी रखने का) अधिनियम, 1970 कहलायेगा।

संक्षिप्त नाम

2—उत्तर प्रदेश हिन्दू सार्वजनिक धार्मिक संस्था (सम्पत्ति अपव्यय निवारण) (अस्थायी अधिकार) अधिनियम, 1962 की धारा 1 की उपधारा (3) में शब्द “आठ वर्ष” के स्थान पर शब्द “दस वर्ष” रख दिए जायें।

उत्तर प्रदेश अधि-
नियम संख्या 22,
1962 की धारा
1 का संशोधन

(उद्देश्य और कारणों के विवरण के लिए कृपया दिनांक 18 दिसम्बर, 1970 ई० का सरकारी असाधारण गजट देखिये।)

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**THE UTTAR PRADESH HINDU PUBLIC RELIGIOUS INSTITUTIONS
(PREVENTION OF DISSIPATION OF PROPERTIES) (TEMPORARY
POWERS) (CONTINUANCE) ACT, 1973.**

(U. P. Act No. 17 of 1973)

[*Authoritative English Text of the Uttar Pradesh Hindu Sarvajanik Dharmik
Sanstha (Sampati Apyaya Niwaran) (As'hai Adhikar) (Jari Rakhne ka)
Adhiniyam, 1973.]

AN
ACT

विधान पुस्तकालय

(राजकोष प्रकाशन)

उत्तर प्रदेश, लखनऊ

P.
no.
of

further to extend the life of the Uttar Pradesh Hindu Public Religious Institu-
tions (Prevention of Dissipation of Properties) (Temporary Powers)
Act, 1962.

IT IS HEREBY enacted in the Twenty-fourth Year of the Republic of India
as follows :—

1. This Act may be called the Uttar Pradesh Hindu Public Religious
Institutions (Prevention of Dissipation of Properties) (Temporary Powers)
(Continuance) Act, 1973.

Short title.

2. In sub-section (3) of section 1 of the Uttar Pradesh Hindu Public
Religious Institutions (Prevention of Dissipation of Properties) (Temporary
Powers) Act, 1962, for the words "ten years" the words "twelve years" shall be
substituted.

Amendment of
section 1 of U. P.
Act no. XXII of
1962.

(*For Statement of Objects and Reasons, please see *Uttar Pradesh Gazette
(Extraordinary)* dated December 14, 1972.)

(Passed in Hindi by the Uttar Pradesh Legislative Council on December 14, 1972, and
by the Uttar Pradesh Legislative Assembly on March 7, 1973).

(Received the Assent of the President on May 19, 1973 under Article 201, of the
Constitution of India and was published in the *Uttar Pradesh Gazette Extraordinary*,
dated May 23, 1973).

Price .05 Paise

THE UTTAR PRADESH HINDU PUBLIC RELIGIOUS INSTITUTIONS
(PREVENTION OF DISSIPATION OF PROPERTIES) (TEMPORARY
POWERS) (CONTINUANCE) ACT, 1975.

[UTTAR PRADESH ACT NO. 11 OF 1975]

[*Authoritative English text of the Uttar Pradesh Hindu Sarvajanic Dharmik Sanstha (Sampatti Apavyaya Niwaran) (Asthai Adhikar) (Jari Rakhne ka) Adhinyam, 1975.*]

AN
ACT

U. P.
Act no.
XXII of
1962.

further to extend the life of the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) Act, 1962.

IT IS HEREBY enacted in the Twenty-sixth Year of the Republic of India as follows :—

1. This Act may be called the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) (Continuance) Act, 1975. Short title.

2. In sub-section (3) of section 1 of the Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) Act, 1962, for the words "Twelve years", the words "fourteen years" shall be substituted. Amendment of section 1 of U. P. Act no. XXII of 1962.

3. The Uttar Pradesh Hindu Religious Institutions (Prevention of Dissipation of Properties) (Temporary Powers) (Continuance) Ordinance, 1974 is hereby repealed. Repeal of U. P. Ordinance no. 22 of 1974.

(For Statement of Objects and Reasons, please see *Uttar Pradesh Gazette Extraordinary*, dated December 28, 1975.)

(Passed in Hindi by the Uttar Pradesh Legislative Assembly on December 30, 1975 and by the Uttar Pradesh Legislative Council on February 27, 1975.)

(Received the Assent of the President on March 25, 1975 under article 201 of the Constitution of India and was published in the *Uttar Pradesh Gazette Extraordinary*, dated March 29, 1975.)

PRICE 5 PAISE

Dated Lucknow, November 1, 2000

IN pursuance of the provisions of clause (3) of Article 348 of the Constitution, the Governor is pleased to order the publication of the following English translation of the Uttar Pradesh Hindu Sarvjanik Dharmik Sanstha (Apyaya Ka Nivaran) (Nirсан) Adhiniyam, 2000 (Uttar Pradesh Adhiniyam Sankhya 31 of 2000) as passed by the Uttar Pradesh Legislature and assented to by the Governor on October 31, 2000 :—

**THE UTTAR PRADESH HINDU RELIGIOUS INSTITUTIONS
(PREVENTION OF DISSIPATION OF PROPERTIES)
(REPEAL) ACT, 2000**

(U. P. ACT NO. 31 OF 2000)

[As passed by the Uttar Pradesh Legislature]

AN

ACT

*to repeal the Uttar Pradesh Hindu Public Religious Institutions
(Prevention of Dissipation of Properties) Act, 1962*

IT IS HEREBY enacted in the Fifty-first year of the Republic of India as follows:—

1. (1) This Act may be called the Uttar Pradesh Hindu Religious Institution (Prevention of Dissipation of Properties) (Repeal) Act, 2000.

(2) It shall be deemed to have come into force on August 26, 2000.

2. The Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) Act, 1962 is hereby repealed.

3. The Uttar Pradesh Hindu Public Religious Institutions (Prevention of Dissipation of Properties) (Repeal) Ordinance, 2000 is hereby repealed.

Short title and
commencement

Repeal of U. P.
Act no. 22 of
1962 as re enacted
and modified by
U. P. Act no. 55
of 1973

Repeal of
Ordinance

By order,
Y. R. TRIPATHI,
Pranukh Sachiv.