

THE UTTAR PRADESH TOLLS VALIDATION ACT, 1969.

(U.P. Act No. X of 1969)

[Passed in Hindi by the Uttar Pradesh Legislative Assembly on August 29, 1969 and by the Uttar Pradesh Legislative Council on September 2, 1969]

[Received the assent of the Governor on September 12, 1969 under Article 200, of the Constitution of India and was published in the Uttar Pradesh Gazette Extraordinary, dated September 16, 1969]

AN

ACT

to validate the levy of certain tolls

IT IS HEREBY enacted in the Twentieth Year of Republic of India as follows :-

1. This Act may be called the Uttar Pradesh Tolls Validation Act, 1969.

Short title.

2. (1) Notwithstanding any judgment, decree or order of any court, all tolls levied or purporting to have been levied during the period beginning with the 22nd of March, 1963, and ending on the 2nd day of December, 1968, under the U.P. Government notification no. 2662-C/XXIII-PWA-133-C-1960, dated 22nd march, 1963, issued under section 2 of the Indian Tolls Act, 1851, in respect of bridges notified, from time to time, under paragraph 2 of the U.P. Government notification no. 5495(3)-C/XXIII-PWA-217-C-1953, dated 1st November, 1956, issued under section 2 of the said Act shall be deemed to have been lawfully levied as if the said bridges had been notified under paragraph 2 of the first mentioned notification on the 22nd March, 1963; and accordingly,-

Validation of
levy of tolls on
certain
bridges
during a
certain
period.

8 of 1851

(a) no suit or other proceeding shall be maintained or continued in any court for the refund of any toll levied or recovered from any person as aforesaid in respect of any such bridge; and

(b) no court shall enforce a decree or order directing the refund of any toll paid by any person in respect of any such bridge before the commencement of this Act.

(2) For the removal of doubts it is hereby declared that nothing in sub-section (1) shall be construed as preventing any person from claiming refund of any toll paid by him in respect of any such bridge in excess of the amount that would have been due from him if the bridge had been duly notified on the 22nd day of March, 1963, under the first mentioned notification.

President's Act
no. X-XXIII of
1968

3. The Uttar Pradesh Tolls Validation Act, 1968, is hereby repealed.

Repeal.