

**THE MAHENDRA PARTAB SINGH
ESTATES (REPEAL) BILL, 1960**

(AS INTRODUCED IN LOK SABHA ON 14TH NOVEMBER, 1960)

THE MAHENDRA PARTAB SINGH ESTATES (REPEAL)

BILL, 1960

(AS INTRODUCED IN LOK SABHA)

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BILL

to repeal the Mahendra Partab Singh Estates Act, 1923 and to provide for matters incidental thereto.

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

1. This Act may be called the Mahendra Partab Singh Estates (Repeal) Act, 1960. Short title.
- 5 2. The Mahendra Partab Singh Estates Act, 1923, is hereby repealed. Repeal of Act 24 of 1923.
3. On and from the commencement of this Act, all conditions and provisions attached to the *Sanad* granted to Prem Partab Singh— Certain conditions of *Sanad* to be of no effect.
 - 10 (a) prohibiting his heirs to render assistance or support to Mahendra Partab Singh either pecuniarily or otherwise in any manner whatsoever, or
 - (b) in so far as they prohibit his heirs to alienate any property referred to in the *Sanad* to Mahendra Partab Singh without the sanction of the Government,
- 15 shall cease to have any effect.

Explanation.—In this section, “*Sanad*” means the *Sanad*, dated the 7th day of September, 1924 granted to Prem Partab Singh in pursuance of the Act repealed by section 2.

STATEMENT OF OBJECTS AND REASONS

The Mahendra Partab Singh Estates Act, 1923 (XXIV of 1923) was enacted during the British regime to provide for the forfeiture of the estates and other property of Shri Mahendra Partab Singh and for their grant to his son subject to certain conditions. In order to justify such an enactment, it was alleged that Shri Mahendra Partab Singh "did treasonably ally himself with and assist His Majesty's enemies in the late war" and was a fugitive from justice. The object of the Mahendra Partab Singh Estates (Repeal) Bill, 1960, is to remove this objectionable measure from the statute book. Opportunity has also been taken to make ineffective all conditions imposed by means of a *Sanad*, dated the 7th September, 1924 on Shri Mahendra Partab Singh's heirs prohibiting them from alienating the property to Shri Mahendra Partab Singh or from rendering assistance or support to him either pecuniarily or otherwise in any manner.

G. B. PANT.

NEW DELHI;
The 24th September, 1960.

ANNEXURE

(SANAD GRANTED TO PREM PRATAP SINGH DATED THE 7TH DAY OF
SEPTEMBER, 1924.)

[C OF A]

SANAD

To

Prem Pratap Singh.

WHEREAS Mahendra Pratap Singh, formerly a resident of Hathras in the District of Aligarh in the United Provinces of Agra and Oudh, son of the late Raja Ghansham Singh Bahadur and adopted son of the late Raja Har Narayan Singh, did treasonably ally himself with and assist His Majesty's enemies in the late great war and is now a fugitive from justice.

AND WHEREAS the estates of the said Mahendra Pratap Singh have been and are now attached under the provisions of the Bengal State Prisoners Regulation (III of 1818).

AND WHEREAS by an Act called the Mahendra Pratap Singh Estates Act, 1923 (Act No. XXIV of 1923), the Government of India did forfeit unto His Majesty all the estate, right, title, interest, claim and demand whatsoever of the said Mahendra Pratap Singh in, to or upon the property specified in the Schedule thereto annexed and in, to or upon any other immovable or movable property of whatever description in British India and in, to or upon all liberties, privileges, benefits, easements and appurtenances whatsoever belonging or in anywise appertaining thereto or usually held or enjoyed therewith (all which estate, right, title, interest, claim and demand is hereinafter referred to as the property and did vest the property in His Majesty).

AND WHEREAS since the passing of the said Act certain of the property specified in the said Schedule has been realised and the proceeds invested in other properties and certain other properties not specified in the said Schedule have been ascertained and the property so specified with such alterations and additions as aforesaid is specified in the Schedules (not annexed) A, B and C hereto annexed which Schedules also specify so far as is possible which of the said property is ancestral and which is self-acquired.

AND WHEREAS it was further enacted by the said Act that the property should be granted by the Governor-General in Council

upto Prem Pratap Singh, son of the said Mahendra Pratap Singh, subject to such provisions, restrictions, conditions and limitations over as he the said Governor-General in Council might think fit.

Now **THEREFORE** in order to carry out the intention of the said Act the Governor-General in Council both by this *Sanad* grant unto the said Prem Pratap Singh absolutely all the estate, right, title, interest, claim and demand that the said Mahendra Pratap Singh held and enjoyed in the property set forth in the Schedules A, B and C hereto annexed and in, to or upon any other immovable or movable property of whatsoever description in British India and in, to or upon all liberties, privileges, benefits, easements and appurtenances whatsoever belonging or in anywise appertaining thereto or usually held or enjoyed therewith (all which estate, right, title, interest, claim and demand are hereinafter referred to as the said properties). To Hold the same unto and to the use of the said Prem Pratap Singh and his heirs upon the same terms as the said Mahendra Pratap Singh held the same.

Subject to the following conditions and provisions:—

1. That the said Prem Pratap Singh and his heirs will be faithful and bear true allegiance to His Majesty King George the fifth, his heirs and successors according to law.

2. That he or his heirs shall maintain Rani Sarup Kuar the surviving widow of Raja Har Narayan Singh his grandfather in the manner in which the said Rani Sarup Kuar has been maintained heretofore.

3. That he or his heirs shall maintain and provide for the expenses of the marriage of his sister Bakvti Bai in a manner befitting her position.

4. That neither he nor his heirs shall during the lifetime of Mahendra Pratap Singh alienate any of the said properties that is to say either the estate, right, title, interest, claim and demand hereby granted to him and his heirs or any property that may have accrued to him and his heirs as a member of a Joint Hindu family without the sanction in writing of the Government of the United Provinces of Agra and Oudh.

5. That neither he nor his heirs shall render assistance or support to the said Mahendra Pratap Singh either pecuniarily or otherwise in any manner whatsoever.

6. That neither the said Prem Pratap Singh nor his heirs nor any one claiming through or in trust for him shall bring any action, suit, claim or demand against the Government of India, the Government of the United Provinces of Agra and Oudh, the Board of Revenue for the United Provinces of Agra and Oudh or any official acting on behalf of the said Governments or the said Board of Revenue with regard to any action taken or anything done by the aforesaid Governments, Board of Revenue or their officials touching any matter in any way relating to the hereinbefore mentioned attachment or forfeiture.

AND it is hereby declared that if the said Prem Pratap Singh or any of his heirs is proved to the satisfaction of the Governor-General in Council to have broken or to have failed to observe any of the conditions hereinbefore contained on his or their part to be observed and performed, then and in any such case it shall be lawful for the Governor-General in Council to forfeit all the said properties hereby granted unto the said Prem Pratap Singh and his heirs or the share of the person who has broken or failed to observe any of the conditions aforesaid and upon such forfeiture the said properties or the said share as the case may be shall become vested in His Majesty, his heirs and successors.

Dated this 7th day of September, 1924.

Sd.|- READING.
Viceroy and Governor-General of India.

LOK SABHA

A
BILL

to repeal the Mahendra Partab Singh Estates Act, 1923 and to
provide for matters incidental thereto.

*(Shri Govind Ballabh Pant,
Minister of Home Affairs.)*