

THE CODE OF CRIMINAL PROCEDURE (1[KARNATAKA]1 AMENDMENT) ACT, 1965.

ARRANGEMENT OF SECTIONS

Sections:

1. Short title.

X X X X

66. Amendments to Certain Acts specified in the Schedule.

SCHEDULE

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STATEMENT OF OBJECTS AND REASONS

Act 13 of 1965.- Not available.

¹[KARNATAKA]¹ ACT NO. 13 OF 1965

(First published in the ¹[Karnataka Gazette]¹ on the Thirteenth day of May 1965)

THE CODE OF CRIMINAL PROCEDURE (KARNATAKA AMENDMENT) ACT, 1965

(Received the assent of the President on the Twelfth day of July 1965)

WHEREAS it is expedient to amend the Code of Criminal Procedure, 1898 (Central Act 5 of 1898), in its application to the ¹[State of Karnataka]¹, to provide for a uniform law for the separation of the performance of judicial and executive functions by officers in the State and for certain other matters hereinafter appearing;

BE it enacted by the ¹[Karnataka]¹ State Legislature in the Sixteenth Year of the Republic of India as follows:

1. Short title, extent and commencement.- (1) This Act may be called the Code of Criminal Procedure (¹[Karnataka]¹ Amendment) Act, 1965.

(2) It extends to the whole of the ¹[State of Karnataka]¹.

¹[(3) It shall come into force on such ²[date]² as the State Government may, by notification appoint.]¹

X X X X

66. Amendments to Certain Acts specified in the Schedule.- The Acts specified in the Schedule appended to this Act (hereinafter called the Schedule) in their application to the State of Karnataka are hereby amended to the extent mentioned in the third column of the Schedule.

X X X X

SCHEDULE
(See section 67)

Sl. No.	Short title	Extent of amendment
(1)	(2)	(3)
1.	The Press and Registration Books act, 1867.	In section 1, for the words, "Magistrate of means any person exercising the full powers of a magistrate and includes as magistrate of Police" the words, "Magistrate" means Judicial Magistrate' shall be substituted.
2.	The Indian Christian Marriage Act, 1872.	In section 7, for the words, 'Magistrate of the district' the words, "District' Magistrate" shall be substituted.
3.	The Indian Fisheries Act, 1897.	In section 7, for the word, "Magistrate" the words 'Judicial Magistrate', shall be substituted.
4.	The Indian Electricity Act, 1910.	In section 54, for the words, "a Magistrate", the words, "an Executive Magistrate" shall be substituted.
5.	The Lunacy Act, 1912.	In section 3 , for clause (6), the following clause shall be substituted, namely:- '(6) Magistrate" means a Judicial Magistrate".
6.	The Payment of Wages Act, 1936	In section 15 for the words "Stipendiary Magistrate" the words "Judicial Magistrate" shall be substituted.

7. The Minimum Wages Act, 1948. In sub-section (1) of section 20, for the words "stipendary Magistrate" the words 'Judicial Magistrate' shall be substituted.
8. The Madras Coffee Stealing Prevention Act, 1878. (i) In section 6, for the word, "Magistrate" the words, Executive Magistrate" shall be substituted.
9. The Madras Public Health Act, 1939. (i) In section 46, for the words and brackets' a Magistrate' (not being a Magistrate of the third class) the words, "an Executive Magistrate" shall be substituted.
(ii) in section 75, for the words, "(any Magistrate not being a Magistrate of the third class" the words '(any Executive Magistrate" shall be substituted.

(iii) In section 76, in clause (a) of sub-section (3) for the words "a Magistrate' the words, '(an Executive Magistrate" shall be substituted.
(iv) In section 141, for the words "nearest Magistrate" / the words "nearest Judicial Magistrate" shall be substituted.
10. The Madras Compulsory Labour Act 1858. In section 2 for the word "Magistrate at both the places in which it occurs the words "Judicial Magistrate" shall be substituted.
11. The Mysore Coffee Stealing Prevention Act, 1878. For the word 'Magistrate' wherever it occurs, the words ('Judicial Magistrate' shall be substituted.
12. The Mysore Public Health Act, 1944. (i) In section 47, for the words and brackets "to a Magistrate to being a Magistrate of the third class)", the words " to an Executive Magistrate" shall be substituted.
(ii) In section 68, for the words and brackets "Magistrate not being a Magistrate of the third class)", the words '(an Executive Magistrate" shall be substituted.)
(iii) In section 75, for the words '(any Magistrate' the words '(any Executive Magistrate" and for the word "a Magistrate' wherever the occurs, the words "an Executive Magistrate" shall be substituted.
(iv) In section 76, for the words "any Magistrate "the words' any Executive Magistrate" shall be substituted.
(v) In section 77, in clause (a) of sub-section (3), for the words "before a Magistrate", the words "before as Executive Magistrate' shall be substituted.
(vi) In section 143, in clause (b), for the word ('Magistrate", the words " a Judicial Magistrate shall be substituted.
13. The Mysore Lotteries and Prize Competitions Control and Tax Act, 1951. In section 18,
(a) in clause (ii) for the words "a Magistrate of the First Clause" the words "an Executive Magistrate" shall be substituted.
(b) in clause (c), for the words "Judicial Magistrate" shall be substituted.

14. The Hyderabad Ferries Act, 1314 Fesli. In section 29, forth word "Magistrate" the words "Judicial Magistrate" shall be substituted.
15. The Hyderabad Fisheries Act, 1356 Fasli. In section 6, in sub-section (2), for the words "a Magistrate", the word "a Judicial Magistrate" shall be substituted.

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NOTIFICATION

Bangalore, dated 16th September 1965 [No. HD 15 PCR 65]

S.O. 3165.- In exercise of the powers conferred by sub-section (3) of Section 1 of the Code of Criminal Procedure (Mysore Amendment) Act, 1965 (Mysore Act 13 of 1965), the Government of Mysore hereby appoints the First day of October 1965 as the date on which the said Act shall come into force.

By Order and in the name of the Governor of Mysore,

(R. SRINIVASAN)

Under Secretary.

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1. Adapted by the Adaptation of Laws Order 1973 w.e.f. 01.11.1973.
2. Act came into force on 1st October, 1965. Text of the notification is at page.77.