

Police Act, 1861

Section 46 - Slope of Acts

(1) This Act shall not by its own operation take effect any { In the States of Madras and Bombay there are special Police Acts, see the Madras District Police Act, 1859 (24 of 1859) and the Bombay District Police Act, 1867 (Bom.7 of 1867).In the Lower Provinces of Bengal, Bengal Act 7 1869 is to be read and taken as part of Act 5 of 1861, see section6 of the former Act

This Act has been extended under the power conferred by the original section to-

(1) the U.P. including Ajmer-Merwara then under that Government Notification No.964 in the North-Western Provinces Gazette i86 p.634:

[The orders as to enforcement of the Act in 27 districts in the U.P., Hamirpur, Jalaun, Jhansi, Lalitpur, Nainital (including the Tarai Pargana and Almora and Garhwal, issued under the original section46.paragraph 2 (after the Act had been extended under paragraph 1 of that section to the whole province), are kept in force by s.16 of Act 8 of 1895.]

(2) Oudh, see Notification No.34 in the North-Western Provinces Gazette 1861, p.1758.

(3) the tract of land between Allahabad and Jubbulpore ceded in full sovereignty by certain Native States:

(4) the C.P., Districts of Nagpur, Raipur, Bhandara, Chanda and Chhindwara, Sironcha, Nimar

(5) Bengal and Assam;

(6) several districts in the Punjab, see Notification No.971 dated 15th May 1861, Calcutta Gazette, 18th May 1861, p.1302.

Under the power conferred by the section as it stood before the 1st April 1937, it has been extended as follows to

(1) Madras: ss.15, 15A, 16, 30, 30A, 31 and 32 of the Act have beer extended to the whole of the Madras Presidency, see Notification No.728, dated 31st October 1895, Gazette of India, 1895, PartI, p.a76.

(2) Eastern Dooars in the Goalpara District, see Notification :No.230, Gazette of India, 1897, PartI, p.198.

(3) the North and South Lushai Hills and the tract known as Rutton Puiya's villages including Demagri (now known as the Lushai Hills), see Gazette of India, 1898, Pt.I, p.370 } presidency,State or place.But the { Subs by the A.O.1937, for " G.G.in C."} [State Government] by an order to be published in the Official Gazette may extend the whole or any part of this Act to any presidency, State or place, and the whole or such portion of this Act as shall be specified in such order shall thereupon take effect in such presidency, State or place.

(2) When the whole or any part of this Act shall have been so extended, the State Government may, from time to time, by notification in the Official Gazette, make rules consistent with this Act

(a) to regulate the procedure to be followed by Magistrates and police-officers in the discharge of any duty imposed upon them by or under this Act;

(b) to prescribe the time, manner and conditions within and under which claims for compensation under section 15A are to be made, the particulars to be stated in such claims, the manner in which

the same are to be verified, and the proceedings (including local enquiries if necessary) which are to be taken consequent thereon; and,

(c) generally, for giving effect to the provisions of this Act.

(3) All rules made under this Act may from time to time be amended, added to or cancelled by the State Government.]