

Constitution of India**Constitution Order 96 - Constitution (Distribution of Revenues) Order, 1974**¹ THE CONSTITUTION (DISTRIBUTION OF REVENUES) ORDER, 1974

C.O.96

In exercise of the powers conferred by articles 270 and 275 of the Constitution and of all other powers enabling him in that behalf, the President, after having considered the recommendations of the Finance Commission, hereby makes the following Order, namely:--

1. This Order may be called the Constitution (Distribution of Revenues) Order, 1974.

2. The General Clauses Act, 1897 (10 of 1897), shall apply for the interpretation of this Order as it applies for the interpretation of a Central Act.

3. (1) For the purposes of clause (2) of article 270, 1.79 per cent. of so much of the net proceeds of taxes on income as does not represent the net proceeds of taxes payable in respect of Union emoluments shall represent the proceeds attributable to Union territories for each financial year commencing on and after the 1st of April, 1974.

(2) The percentage of the net proceeds of the taxes on income, except in so far as those proceeds represent proceeds attributable to Union territories or to taxes payable in respect of Union emoluments, which is to be assigned to the State under the said clause in each of the financial years commencing on and after the 1st of April, 1974 shall be eighty per cent.; and the total amount to be so assigned shall be distributed among the States as follows:--

State	Percentage
Andhra Pradesh	7.76
Assam	2.54
Bihar	9.61
Gujarat	5.55
Haryana	1.77
Himachal Pradesh	0.60
Jammu and Kashmir	0.81
Karnataka	5.33
Kerala	3.92
Madhya Pradesh	7.30
Maharashtra	11.05
Manipur	0.18
Meghalaya	0.18
Nagaland	0.09
Orissa	3.73
Punjab	2.75
Rajasthan	4.50
Tamil Nadu	7.94
Tripura	0.27
Uttar Pradesh	15.23
West Bengal	8.89

² 4. (1) In accordance with the provisions of clause (1) of article 275, there shall be charged on the Consolidated Fund of India, in the financial year commencing on the 1st day of April, 1974 and each of the four succeeding financial years as

grants-in-aid of the revenues of each of the States specified below, the sums specified against it for that year:--

(Rupees in crores)

State	1974-75	1975-76	1976-77	1977-78	1978-79
Andhra Pradesh	42.83	43.17	41.89	39.45	38.29
Assam	49.66	51.33	50.60	51.35	51.59
Bihar	18.78	23.92	21.12	21.53	20.93
Himachal Pradesh	31.72	32.02	32.15	32.42	32.65
Jammu and Kashmir	34.57	34.65	34.73	34.83	34.71
Kerala	43.85	43.46	41.19	40.92	39.51
Manipur	21.05	21.97	22.85	23.84	24.82
Meghalaya	13.61	14.23	14.90	15.63	16.30
Nagaland	23.77	24.68	25.72	26.77	27.90
Orissa	56.97	60.11	61.00	62.56	64.09
Rajasthan	49.30	48.57	46.05	44.30	42.31
Tripura	20.66	21.53	22.44	23.45	24.42
Uttar Pradesh	21.61	33.91	39.23	49.10	54.98
West Bengal	53.29	49.27	16.17	44.55	41.18

(2) Any sum or sums payable under this paragraph shall be in addition to any sum or sums payable to the States under each of the provisos to clause (1) of article 275.

(3) Of the grants-in-aid of the revenues payable to the State of Jammu and Kashmir and indicated under clause (1) of this paragraph, the following sum shall represent grants-in-aid payable for programmes of expenditures for strengthening and reorganisation of the police force in the State, in each of the years commencing from the 1st day of April, 1974:--

(Rupees in crores)	
1974-75	1.62
1975-76	1.92
1976-77	2.06
1977-78	2.32
1978-79	2

Provided, however, that if in any year the expenditure on programmes for strengthening and reorganisation of police force in the State is lower than the amount of grants specified above, the grants shall be correspondingly reduced and carried over to the subsequent year:

Provided further that the aggregate amount payable to the State of Jammu and Kashmir for this purpose over the five-year period ending with the 31st day of March, 1979, shall be restricted to the actual amount spent or to a sum of rupees ten crores and fifty-five lakhs, whichever is less.

5. The Constitution (Distribution of Revenues) Order, ³ 1969, shall, as from the 1st day of April, 1974 stand repealed.

1. Published with the Ministry of Law, Justice and Company Affairs (Legislative Department) Notification No. G.S.R.154(E), dated the 30th March, 1974, Gazette of India, Extraordinary, 1974, Part II, Section 3(i), page 729. [Since repealed by C.O. 112, infra (w.e.f. 1-4-1979)].

2. C.O. 107, infra.

3. C.O. 87, supra.
