

The Estates Partition Act, 1897

Section 59 - Duties of Deputy Collector when partition has been approved by Collector, or when Collector makes a new partition

Section 104. (3) The day fixed by the said notice shall be not less than fifteen days after the publication of the notice at the Collector's office. (4) After hearing and disposing of any objection which may be preferred, the Collector shall pass such orders as he may think proper" (a) approving the partition, with or without amendments; or (b) making a new partition; or (c) returning the papers to the Deputy Collector for amendment of the partition or for making a new partition, with such direction as to the Collector may seem fit in regard to the issue of a notice to the proprietors or any of them who are specially interested. (5) If the papers are returned to the Deputy Collector, the Collector shall, on their re-submission, proceed again to consider the partition as provided in the foregoing sub-sections of this Section. 1) When the partition has been approved by the Collector, the Deputy Collector shall, after making such alterations as may be necessary in the partition paper or map, or preparing a new partition paper or map, in accordance with the orders passed by the Collector" (a) cause to be prepared a separate extract of the portion of the partition paper which relates to each separate estate; (b) cause to be tendered to any recorded proprietor of a separate estate, or any authorized agent of such proprietor, who may be in attendance at the Deputy Collector's office, the extract which relates to such separate estate, and (c) publish a notification at his office calling upon every proprietor to whom or to whose agent an extract from the partition paper has not been tendered as aforesaid, to take out of the Deputy Collector's office the extract of the portion of the partition paper relating to his separate estate. (2) If the circumstances of the partition so require, an extract of the map prepared by the Deputy Collector, or a copy of such map, shall be annexed to every separate extract from the partition paper mentioned in sub-section (1). (3) The Deputy Collector shall also proceed in the manner hereinbefore provided when the Collector makes a new partition.