

Bengal Development Act, 1935

Section 33 - Notification of dead or decayed rivers

section 37, in respect of such modification, he shall be liable on conviction by a magistrate to a fine not exceeding fifty rupees for each such offence, and to a further fine not exceeding five rupees for each day after conviction during which the obstruction remains unmodified, and the Collector may cause the obstruction to be modified and may recover the cost of modification from such person. 1) The 2626. Words "Provincial Government" subs, for the words "Local Government" by the Government of India (Adaptation of Indian Laws) Order, 1937, and thereafter the word "State" subs, for the word "Provincial" by the Adaptation of Laws Order, 1950. [State Government] may, from time to time, publish by notification a list of rivers or depressions which it intends to declare to be dead or decayed rivers. (2) In any list published under sub-section (1) any river or depression may be described either by name or by reference to its geographical situation. (3) After the expiry of a period for objection to be mentioned in a notification under sub-section (1), the 26[State Government] shall consider the objections and suggestions, if any received by it and thereafter may, by notification, declare any, river or depression notified under that sub-section to be a dead or decayed river, and such declaration shall be final and shall not be questioned in any Court or in any other manner whatsoever.