

- (d) such other evidence on any matter arising on the affidavits or documents furnished as the court may permit to be led on that matter; and
- (c) such oral or written submission as may be permitted by the Judge of the Primary Court in his discretion.

**75.** In this Part "dispute affecting land" includes any dispute as to the right to the possession of any land or part of a land and the buildings thereon or the boundaries thereof or as to the right to cultivate any land or part of a land, or as to the right to the crops or produce of any land, or part of a land, or as to any right in the nature of a servitude affecting the land and any reference to "land" in this Part includes a reference to any building standing thereon.

Penalty for contravention of or failure to comply with order.

**73.** Any person who acts in contravention of or fails to comply with an order made under this Part shall be guilty of an offence and shall on conviction by a Judge of the Primary Court be liable to imprisonment of either description for a term not exceeding six months or to a fine not exceeding one thousand rupees or to both such imprisonment and fine.

**76.** The Fiscal of the court shall where necessary execute all orders made under the provisions of this Part.

## PART VIII

### Casus Omissus

Order not to affect right or interest which maybe established in civil suit.

**74.** (1) An order under this Part shall not affect or prejudice any right or interest in any land or part of a land which any person may be able to establish in a civil suit; and it shall be the duty of a Judge of a Primary Court who commences to hold an inquiry under this Part to explain the effect of these sections to the persons concerned in the dispute.

(2) An appeal shall not lie against any determination or order under this Part.

**78\*.** If any matter should arise for which no provision is made in this Act, the provisions in the Code of Criminal Procedure Act governing a like matter where the case or proceeding is a criminal prosecution or proceeding and the provisions of the Civil Procedure Code governing a like matter where the case is a civil action or proceeding shall with such suitable adaptations as the justice of the case may require be adopted and applied.

\* Section 77 omitted.