

X. Miscellaneous.

- V of 1908. **434.** (1) Save as expressly provided by this Chapter the provisions of the Code of Civil Procedure, 1908, relating to appeals from original decrees shall apply to appeals to the Judge from the orders of the Commissioner and relating to appeals from appellate decrees shall apply to appeals to the ¹[Civil Appellate Court]. Code of Civil Procedure to apply.
- (2) All other matters for which no specific provision has been made under this Act shall be governed by such rules as the ²[State] Government may from time to time make after consultation with the High Court.
- IX of 1908. **435.** (1) In computing the period of limitation prescribed for an appeal or application referred to in this Chapter, the provisions of section 5, 12 and 14 of the Indian Limitation Act, 1908, shall, so far as may be apply. Limitation
- (2) When no time is prescribed by this Act for the presentation of an appeal, application or reference, such appeal, or application shall be presented or reference shall be made within thirty days from the date of the order in respect of or against which the appeal, application or reference is presented or made.
- 436.** (1) All orders of the Judge shall be executed in the same manner as if they were decrees of the Court of Small Causes passed under ⁴[the relevant Small Cause Courts Act]. Execution of orders of the Judge and ³[Appellate Court].
- (2) All orders of the ⁵[Civil Appellate Courts] shall be executed as if they were the decrees of the ¹[Civil Appellate Court].
- Guj. XIX of 1961. **[436A.** The references in this Act to a Magistrate of the First Class or Magistrate shall in relation to the City of Ahmedabad be construed as references to a Magistrate appointed under section 14 of the Ahmedabad City Courts Act, 1961.] Rules of construction in respect of Magistrate for city of Ahmedabad.
- V of 1898. **437.** The provisions of the Code of Criminal Procedure, 1898, shall, so far as may be, apply to all inquiries and proceedings under this Act before the Magistrates. Criminal Procedure Code to apply to all inquiries and proceedings before Magistrates.
- ⁷[CHAPTER XXVI-A**

POWER TO EVICT PERSONS FROM PREMISES BELONGING TO THE CORPORATION.

- 437A. Power to evict certain persons from Municipal premises.*
- 437B. Power to recover rent or damages as arrears of land revenue.*
- 437C. Deduction of rent from salary or wages in certain cases.*
- 437D. Appeal.*
- 437E. Bar of jurisdiction of Civil Courts.*
- 437F. [Saving of other provisions.]] Repealed by Guj. 12 of 1973, s. 19.*

CHAPTER XXVII.**RECOVERY OF MUNICIPAL DUES OTHER THAN TAXES.**

- 438.** (1) The expenses incurred by the Commissioner in effecting any removal under section 60, section 231 or sub-section (3) of section 239, or, in the event of a written notice issued under sub-section (2) of section 226 or, sub-section (3) of section 227 or Recovery of expenses of removals by Commissioner under certain sections.

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1. These words were substituted for the words "District Court" by Guj. 8 of 1968, s. 8 (2).
 2. This word was substituted for the word "Provincial" by the Adaptation of Laws Order, 1950.
 3. These words were substituted for the words "District Judge" by Guj. 8 of 1968, s. 8 (1).
 4. These words were substituted for the words and figures "the Provincial Small Cause Courts Act, 1887", *ibid.*, s. 8 (4).
 5. These words were substituted for the words "District Judge", *ibid.*, s. 9.
 6. Section 436A was inserted, *ibid.*, s. 10.
 7. Chapter XXVI-A was inserted by Guj. 19 of 1964, s. 21.