

**EXTRACT OF
THE
UTTAR PRADESH PUBLIC SERVICES (TRIBUNALS)
(AMENDMENT) ACT, 1992**

[U.P. Act No. 7 of 1992]

[As passed by the Uttar Pradesh Legislature]

An Act further to amend the Uttar Pradesh Public Services (Tribunals) Act, 1976

It is hereby enacted in the Forty-third Year of the Republic of India as follows :—

1. Short title and commencement.—(1) This Act may be called the Uttar Pradesh Public Services (Tribunals) (Amendment) Act, 1992

(2) It shall come into force on such date† as the State Government may, by notification, appoint in that behalf.

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12. Transitory provisions.—(1) Any references of claims, applications or other incidental or ancillary proceedings pending before any Tribunal constituted under Section 3 of the principal Act, as it stood immediately before the commencement of this Act (hereinafter referred to as the old Tribunal) shall, upon constitution of the Tribunal under Section 3 of the principal Act as amended by this Act, stand transferred to such newly constituted Tribunal which shall thereupon hear and decide the cases in the same manner as if they were referred to it under Section 4 of the principal Act or were matters arising out of such claims, as the case may be.

Explanation : It shall be lawful for such newly constituted Tribunal to commence the proceeding from the stage at which the case was so transferred and to deal with any pleading presented or evidence produced before such transfer as if the same were presented or produced before itself.

(2) Any references of claims, application or documents addressed to any of the old Tribunals received by the newly constituted Tribunal shall be entertained and disposed of by the newly constituted Tribunal as if it were addressed to it.

(3) All applications for certificate under sub-section (7) of Section 5 of the principal Act as it stood immediately before the commencement of this Act, pending on the date of such commencement shall stand abated.

(4) Any certificate under sub-section (7) of Section 5 of the principal Act as it stood immediately before the commencement of this Act, issued by any of the old Tribunal shall continue to be valid and enforceable notwithstanding that such old Tribunal is no more is existence.

(5) Subject to the provision of sub-section (4) all orders of the old Tribunals shall be executed in accordance with the provisions of the principal Act as amended by this Act as if such orders were passed by the newly constituted Tribunal.

13. Repeal and savings.—(1) The Uttar Pradesh Public Services (Tribunals) (Amendment) Ordinance, 1991 (U.P. Ordinance No. 42 of 1991) is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act, as amended by the Ordinance referred to in sub-section (1), shall be deemed to have been done or taken under the corresponding provisions of the principal Act, as amended by this Act as if the provisions of this Act were in force at all material times.

† Came into force w.e.f. March 31, 1993 vide Noti. No. 808/Ka-3-93-24/21/87 dt. 31-3-1993.