The Transfer of Immoveable Property (Restriction) Rules 1956.

1. These rules may be called as the Transfer of Immoveable Property (Restriction) Rules, 1956.

2. In these rules unless there is anything repugnant in the subject or context–

(a) "Act" means the Transfer of Immoveable Property (Restriction) Act, 1947.

(b) "Collector" means the Collector of the District in which an immoveable property or any portion thereof in respect of which a transfer is made contrary to the provisions of section 3 of the Act, is situate and includes an officer authorised by him in this behalf.

3. (1) When the Collector has reason to believe that any person has made a transfer of any immoveable property or any portion thereof in contravention of section 3 of the Act, he shall, if satisfied after holding such enquiry into the matter as the circumstances of the case permit, that there has been a contravention of section 3 of the Act, submit the records of the proceedings to the President for necessary section required under section 7 of the Act.

(2) Upon conviction in a prosecution under sub-section (1) of section 5 of the Act, the Collector shall in due course submit to the President a copy of the judgment in the case.

4. On receipt of an order made by the President under section 6, the Collector shall, in cases where the transfer or lease of the immoveable property has been registered, direct the Registrar or Sub-Registrar to cancel forthwith theregistration and notify the cancellation to the parties concerned.

5. (1) On receipt of an order made by the President under section 6, the Collector shall proceed to take possession of the immoveable property or any portion thereof ordered to be confiscated under section 6 of the Act, on behalf of the State.

(2) The Collector may by order in writing direct any person who is in possession of such immoveable property to surrender possession of it within twenty-one days of the service of the order on him to such officer as may be specified in the order.

(3) If any person refuses or fails to comply with an order made under sub-rule (2), the Collector may evict that person from, and take possession of, such immoveable property and for the purpose use such force as may be necessary.

(4) The Collector may take such measures as he considers necessary or expedient for the purposes of securing, administering, preserving and improving such immoveable property and of collecting the rents and profits thereof.

6. Any immoveable property or any portion thereof which comes into the possession of the Collector under Rule 5 shall be disposed of with the previous sanction of the President. Such disposal may be by way of sale, auction, or otherwise as the President may direct.