

*Obaidul Huq Chowdhury's*

# Transfer of Property Act

[IV of 1882]

Third Edition  
2004

**DLR**

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# **Transfer of Property Act**

**[IV of 1882]**

**Third Edition  
2004**

**Dhaka Law Reports**

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## *Preface to 3rd Edition*

It is most heartening to note that the DLR has ventured to publish another important publication, viz the Transfer of Property Act (Act IV of 1882), with upto date amendment in the DLR since the first Edition was published in 1976 under the able guidance of our Founder Editor Janab Obaidul Huq Chowdhury. In fact, he was absolutely the key man in compiling of the publication.

It is needless to point out this publication is one of the most important books and is the outcome of persistent demand from our valued patrons and professional, public and judges because of its significance in the matter of Transfer of Property and allied matters. Thus, having considered the situation for having a dependable book and more so, its importance, DLR has come forward to give some relief to all concerned. Within the long passage and gap of time for 1976 to 2004, hundreds of thousands of decisions rulings/case laws/Judicial pronouncements of the superior courts of India, Pakistan and Bangladesh have been discussed and decided. These have been incorporated in the publication resulting in great enrichment of the publication in the International Standard.

Attempts have been made to make the publication useful for all concerned and we do hope that this will be of tremendous and substantial help to all concerned.

We express our sincere thanks to all those who are connected with in getting the mistake-free publication, rendering compilation work and composed and printed works. Suggestions for improvement of book will be highly appreciated.

Dhaka  
January, 2004  
1.5K (80 gsm)

*Publisher*

## *Preface to 2nd Edition*

The present edition is being published after about 14 years. The first edition had been out of print since long back inasmuch as the stock was exhausted because of growing demand. The popular demand warranted to bring out the second edition much earlier. This could not be possible for fund constraint, abnormal price hike of printing materials and, more so, much time taken in preparing the voluminous manuscript covering up to date case-laws (Indian, Pakistan and Bangladesh cases) including incorporation of amendments made from 1976 to 1990.

The publication of such a voluminous book is a herculean task and headache to the publisher because of prohibitive costs coupled with limited marketing facility for want of sufficient buyers of Law books in Bangladesh. The DLR has an avowed policy of making nominal and marginal profit so that the learned readers get themselves encouraged to develop a progressive buying habit. With such a situation encountered with missionary zeal, DLR has ventured to publish this unique edition which is considered to be another milestone progress to upkeep our goodwill and prestige.

The learned readers are fully aware that the TP Act is an important statutory Law considered to be handy for Civil lawyers as that of CPC as it concerns the mass people. The dependable book of TP Act is perhaps not available in the market and it is expected that this edition will provide entire satisfaction to the learned readers inasmuch as attempts have been made to make it as exhaustive as possible. The commentary, annotations, comparative analyses done in the first edition by our illustrious founder editor have been followed strictly with a revision of larger dimension.

We greatly appreciate the services of Mr MA Satter, M Com, LLB and Mr S Rahmatullah Sarker, Advocate, Supreme Court who endeavoured heartily in compiling this edition and to keep the book in the present shape. The DLR equally express thanks to Mr Kamal Hossain, the printer for his special care and pains to bring out this edition as quickly as possible. we are also extremely hopeful that this new addition will be more useful and acceptable to the Bench and the Bar. It is hoped that the DLR's humble efforts will be amply rewarded if this edition could be of any help to esteemed readers and patrons. Suggestions and comments for further improvements will be respectfully honoured.

Dhaka  
January, 1991

*Publisher*

## **Publisher's Note**

The compilation of this important Act contains decisions of the Indian High Courts and those of Pakistan along with a few cases of Bangladesh Supreme Court. Attempts have been made to make it as exhaustive as possible

The publication of a larger volume is a headache to a publisher because of the incidence of costs coupled with paucity of buyers of law books in Bangladesh. We have for long moved with a narrow margin in the matter of such publications. Being exclusively concerned with legal publications the question of margin of profit which might be expected elsewhere was largely ignored by us.

The recent decision of the Karnaphuli Mill authority to increase the price of white-print by 30% is a further blow to any attempt to undertake publication of text books of law in Bangladesh.

Occasionally we receive requests to bring out voluminous law books, such as, Civil Procedure Code, Criminal Procedure Code, Penal Code, etc with case-laws and annotations. But the difficulty which confronts a publisher here is just the same. Indian books on similar laws are not always available and further prices are very exorbitant.

Another important factor is that during the last 28 years the Indian laws have undergone radical changes by numerous amendments and, as such, their applicability in Bangladesh lies within a comparatively narrow scope.

Dhaka

27th October, 1976

*Publishers*