

(2) For the purposes of this section, it shall be presumed, unless and until the contrary is proved, that where a minor has contracted a child marriage, the person having charge of such minor has negligently failed to prevent the marriage from being solemnized.

Imprisonment not to be awarded for offences under section 3. 7. Notwithstanding anything contained in the Burma General Clauses Act, or section 64 of the Penal Code, a Court sentencing an offender under section 3 shall not be competent to direct that, in default of payment of the fine imposed, he shall undergo any term of imprisonment.

Jurisdiction under this Act. 8. Notwithstanding anything contained in section 190 of the Code of Criminal Procedure, no Court other than that of a District Magistrate shall take cognizance of, or try, any offence under this Act.

Mode of taking cognizance of offences. 9. No Court shall take cognizance of any offence under this Act save upon complaint made within one year of the solemnization of the marriage in respect of which the offence is alleged to have been committed.

Preliminary inquiries into offences under this Act. 10. The Court taking cognizance of an offence under this Act shall, unless it dismisses the complaint under section 203 of the Code of Criminal Procedure, either itself make an inquiry under section 202 of that Code, or direct a Magistrate of the first class subordinate to it to make such inquiry.

Power to take security from complainant. 11. (1) At any time after examining the complainant and before issuing process for compelling the attendance of the accused, the Court shall, except for reasons to be recorded in writing, require the complainant to execute a bond, with or without sureties, for a sum not exceeding one hundred rupees, as security for the payment of any compensation which the complainant may be directed to pay under section 250 of the Code of Criminal Procedure; and if such security is not furnished within such reasonable time as the Court may fix, the complaint shall be dismissed.

(2) A bond taken under this section shall be deemed to be a bond taken under the Code of Criminal Procedure, and Chapter XLII of that Code shall apply accordingly.

THE SLAVERY ACT.

[INDIA ACT V, 1843.] (7th April, 1843.)

Prohibition of sale of person or right to his labour on ground of slavery. 1. No public officer shall, in execution of any decree or order of Court, or for the enforcement of any demand of rent or revenue, sell or cause to be sold any person, or the right to the compulsory labour or services of any person, on the ground that such person is in a state of slavery.

2. No rights arising out of an alleged property in the person and services of another as a slave shall be enforced by any civil or criminal Court or Magistrate.

Bar to enforcement of rights arising out of alleged property in person as a slave.

3. No person who may have acquired property by his own industry, or by the exercise of any art, calling or profession, or by inheritance, assignment, gift or bequest, shall be dispossessed of such property or prevented from taking possession thereof on the ground that such person or that the person from whom the property may have been derived was a slave.

Bar to dispossession of property on ground of owner's slavery.

4. Any act which would be a penal offence if done to a free man shall be equally an offence if done to any person on the pretext of his being in a condition of slavery.

Penal offence against alleged slave.

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