

- (1) பக்கங்களின் எண்ணிக்கை 4
(2) புதுக்கித் திருப்பிய நாள் 17-5-88
(3) ஆதாரங்குறிப்பவர் சுருக்கொப்பம் low

தமிழ்நாடு ஆவணக் காப்பகம்.

தமிழ்நாடு அரசு

Judicial துறை
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அரசாணை எண். மு. கோப்புத் தாள் எண்.	<u>283</u>	அச்சகம் பலவகை
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மடிக்கவோ கண்டபடி கையாளவோ கூடாது.

P.O.

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26th February 1872.*

Read the following papers:—

- No. 94. Proceedings of Government in the Revenue Department, dated 22nd January 1872, No. 133.
Submitting draft of revised rules for regulating the use of stamps in payment of the commission and fees chargeable in the Madras Small Cause Court.

Referred to the Judges of the Madras Court of Small Causes for report as to the date from which they would recommend the ordinary Court Fees' Stamp to be used, instead of the special stamp, in payment of the commission and fees chargeable in that Court.

FORT ST. GEORGE,
2nd February 1872.

(Signed) R. S. ELLIS,
Chief Secretary.

- No. 95. From the Judges of the Madras Court of Small Causes, to the Chief Secretary to Government, Fort St. George, dated Madras, 7th February 1872, No. 20.

With reference to the endorsement, dated 2nd February 1872, on the Proceedings of Government, dated 22nd January 1872, No. 133, we have the honour to state that the ordinary Court Fees' Stamp may be introduced in lieu of the special stamps now used in payment of the commission and fees chargeable in this Court from the 1st March next.

- No. 96. ORDER THEREON, 26th February 1872, No. 233.

Ordered that the following Notification be published in the *Fort St. George Gazette*:—

NOTIFICATION.

Under the provisions of Section 27 of "The Court Fees' Act, 1870," the Governor in Council is pleased to prescribe the under-mentioned Rules, to take effect from and after the 1st April 1872, in supersession of the rules published in paragraph 2 of the Notification of the Judicial Department, at pages 496 and 497 of the *Fort St. George Gazette* for 1870, for regulating the use of stamps in payment of the commission and fees chargeable for the time being in the Madras Court of Small Causes.

I. The necessary stamps shall be provided by the parties liable to pay the commission and fees, and shall in respect of the institution of suits be affixed to the plaint in respect whereof such commission and fees are payable. The costs and fees payable in respect of warrants, subpoenas, second summonses, and all other processes whatsoever not being original summonses, in reference to which it has not been customary to file, as part of the record, any written or printed document or paper whereon the stamp could be affixed, shall be paid as follows:—viz., the party requiring such process to be issued shall produce an application in writing, and a stamp equal to the amount of costs and fees payable, shall be affixed to such application. Such application shall be

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entitled in the cause or matter to which it relates, and shall specify shortly the object thereof, and shall be filed in the particular office of the Court to which it relates.

II. In order that the terms of a document may not be defaced or obscured, the stamp affixed to it shall be of an amount corresponding, as nearly as practicable, with the amount of the stamp which such document requires. It shall be in the discretion of the Clerk of the Court to refuse to accept any document which shall bear an unnecessary number of stamps.

Stamps to be of the value specified

Rs.	A.	P.	A.
0	1	5	0
0	1	6	0
0	2	7	0
0	4	8	0
0	8	9	0
1	0	10	0
2	0	20	0
3	0	30	0
4	0	40	0

III. Stamps of the values noted in the margin will be required for the purposes of the Court.

IV. Stamps will be sold by a licensed Stamp Vendor, or by the Assistants employed by him for that purpose in a stall or office situate within the premises of the Court, and by all other Vendors authorized to sell Court Fees' Stamps. The Stamp Vendor's Office on the premises of the Court shall be open daily for the sale of stamps (except on such days as the Court shall not be sitting) between the hours of 10 A.M. and 5 P.M. If the Court be not sitting, the stamps may be sold by the Clerk of the Court.

the Compromise Register Writer; and in this register shall be entered the particulars of cases compromised, and of cases in which costs have been remitted, either in whole or in part, by order of the Judges. It shall also be the duty of the Compromise Register Writer to make out the certificates for the payment of half and remitted costs. It shall be the duty of the Deputy Clerk of the Court to examine the certificates and compare them with the original records, and, if correct, to pass and initial the same for payment. The certificates, after being signed by the Clerk of the Court, will be paid by the Stamp Vendor of the Court, who will be provided by Government with a permanent advance fund for the purpose of making these refunds. The Stamp Vendor will from time to time replenish this fund by drawing from the Deputy Collector of Madras the amount expended, delivering to him the certificates he has discharged. The Deputy Collector will hold these certificates as his vouchers for the amount disbursed by him to the Stamp Vendor. The Clerk of the Court will also furnish to the Deputy Collector of Madras, at the close of each month, a memorandum showing the number of, and the amount for which, certificates have been issued during the month.

VI. It shall be the duty of the Manager or Head Officer of the Department in which applications are filed, with such aid as may be required under the immediate superintendence of the Clerk of the Court, to receive all documents and see that the blank space in them is not unnecessarily covered with stamps, and that stamps of the proper description and values are affixed. The Manager shall grant a receipt or memorandum for every application filed.

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VII. These rules do not apply to fees payable to Counsel and Attorneys of the High Court in cases certified, or to the costs of references to the High Court.

2. The Government direct that, from and after the 1st April next, the ordinary Court Fees' Stamp shall be accepted, instead of the special stamp now used, in payment of the commission and fees chargeable in the Madras Court of Small Causes.

(True Extract.)

Acting Secretary to Government.

To the Revenue Department.
Judges of the Madras Court of Small Causes.

Ed. J. Wright.

