

(1) Number of pages 20(2) Date of repair 27-11-43(3) Initials of the Referencer JK

MADRAS RECORD OFFICE.

Government of Madras.

Judicial DEPARTMENT.

G.O. No.	184	Press Mis.
Dated	23-1-1883.	

Not to be folded or roughly handled

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper :—

From Messrs. J. W. HANDLEY, P. SREENEVASA RAO, and G. MUTHU-SAWMY CHETTY, Judges of the Madras Court of Small Causes, to the Chief Secretary to Government, dated Madras, 15th January 1883, No. 12.

As directed by the Proceedings of Government, Judicial Department, of the 11th instant, No. 80, we have the honor to submit Notification under Section 23 of the Presidency Small Cause Court Act, 1882, which we propose to issue.

2. We have eliminated Section 50 prescribing the particulars to be contained in the plaint, and Section 644 so far as it relates to forms of plaints altogether.

This will leave us free to return to the old form of plaint and summons combined, the use of which we propose to provide for by separate rule under Section 9 of the Presidency Small Cause Court Act.

3. We append a form of Notification under Section 75 of the Act as to the reduction of institution fees, which will effect a return to the old scale of fees.

ENCLOSURES.

NOTIFICATIONS.

Under Section 23 of the Presidency Small Cause Courts Act, 1882, the Judges of the Small Cause Court, Madras, with the sanction of the Local Government, hereby declare that the undermentioned portions of the Code of Civil Procedure shall not extend or be applied to the Small Cause Court, Madras :—

- Section 37.
- Section 38.
- Section 41.
- Section 49.
- Section 50.
- Section 51, the words "and shall be verified at the foot by the plaintiff or by some other person proved to the satisfaction of the Court to be acquainted with the facts of the case."
- Section 52.
- Section 53, Clauses (a), (b), and the words "and verified" in (c).
- Section 57.
- Section 59, paragraph 2.
- Section 60.
- Section 63.
- Section 644, so far as relates to forms of plaints.

Under Section 75 of the Presidency Small Cause Courts Act, 1882, His Excellency the Governor in Council is pleased to declare that from and after the 1st day of February 1883, the fees payable under Section 71 of the said Act shall be as follows, to-wit :

- (a) when the amount or value of the subject-matter of the suit does not exceed one hundred rupees, the sum of two rupees in the rupees or an amount of one hundred rupees, the sum of two rupees in the rupees or an amount of one hundred rupees.
- (b) when the amount or value of the subject-matter exceeds the hundred rupees, the sum of twenty-five rupees, and one anna is levied on the excess of such amount or value over two hundred rupees.

Public pay

12-10-1882

" 1573, Home of 6.6.55

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23RD JANUARY 1883, No. 184, JUDICIAL.

ORDER—dated 23rd January 1883, No. 184, Judicial.

Ordered that the two Notifications, submitted by the Judges of the Small Causes Court, Madras, be accepted accordingly and published in the *Port St. George Gazette* at once, to take effect from 1st February proximo.

(True Extract.)

E. S. LAFFAN,
Ag. Under Secy. to Govt.

To the Judges of the Court of Small Causes, Madras.

Govt. of (1883) Madras.

JUDICIAL

Issued

Recd.

Encl.

G.O., 23rd January 1883, No. 184.

JANUARY.

Small Cause Court, Madras.

Direct publication of Notifications prescribing fees payable under Section 71 of the Presidency Small Cause Courts Act from and after 1st February 1883, and declaring that certain portions of the Code of Civil Procedure shall not be applied to the—

Notification.

Under Section 75 of the Presidency Small Cause Courts Act 1882, His Excellency, the Governor in Council is pleased to declare that from and after the ^{15th} day of ~~the~~ next, the fees payable under section 71 of the same act shall be as follows:—

A fee of,

(a) when the amount or value of the subject-matter of the suit does not exceed two hundred Rupees, the sum of two annas in the rupee on such amount or value.

(b) when the amount or value of the subject-matter exceeds two hundred Rupees, the sum of twenty five Rupees, and one anna in the Rupee on the excess of such amount or value over two hundred Rupees.

Notification. Judicial

Under section 23 of the Presidency, Small Cause Courts Act 1882, the Judges of the Small Cause Court, Madras, with the sanction of the local Government, hereby declare that the under-mentioned portions of the Code of Civil Procedure shall not extend or be applied to the Small Cause Court Madras.

Section 37

Section 38

Section 41

Section 49

Section 50

Section 51 the words "and shall be verified at the foot by the Plaintiff or by some other person proved to the satisfaction of the Court to be acquainted with the facts of the case"

Section 52

Section 53 clauses (a)(b) and the words "and verified" in (c).

Section 57

Section 59 para 2

Section 60

Section 63

Section 644 so far as relates to forms of plaints.

W. H. M.
Deputy
Judge

Judges

in P. 120/83

Madras Court of small Causes.

No. 12.

15th January 1883.

From,

The Judges of the
Madras Court of small Causes.

To

The Chief Secretary to the
Government of Fort St George.

Sir,

As directed by the Proceedings of
Government, Judicial Department of the 11th
Instant. No. 80, we have the honor to submit
notification under section 23 of the Presidency
Small Cause Courts Act 1882 which we propose
to issue.

~~Prescribing~~ We have diminished section 50
~~providing the~~ particulars to be contained in
the plaint, and section 644 so far as it relates
to forms of plaints, altogether. This will leave
us free to return to the old form of plaint
and summons combined, the use of which
we propose to provide ^{for} by separate rule under
section 9 of the Presidency Small Cause Courts
act.

in G.O. No. 12/83

3. We append a form of notification under section 75 of the Act as to the reduction of institution fees, which will effect a return to the old scale of fees.

We have the honor to be,

Sir,

your most obedient servants,

W. B. Smith

A. Freeman

Frankman

Yours

Judicial Department

Proceedings of the Madras Government

Read the following letter from
the Judges of the Madras Court of
Small Causes dated 15th January 1883
N^o 12. Submitting proposed notifi-
cations under Sections 23 and 75
of the Presidency Small Cause Courts
Act 1882.

Order thereon 23rd January 1883
N^o 184.

Ordered that the two
notifications submitted by the
Judges of the Small Cause Court
Madras, be accepted accordingly
and published in the Fort Saint
George Gazette at once to take
effect from 1st February 1883.
(True Copy)

Sig^d.

Secy.

Small

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Attestation

Jud. No. 184
of 23 January 1883.

Shen proof please
cl.
22/3.

NE 12.

Madras Court of Small Causes
15th January/83

From, The Judges of the
Madras Court of Small Causes

To, The Chief Secretary to Govt
Fort St. George

As directed by the Proceedings
of Government, Judicial Department
of the 11th Instant No 80 we have the
honor to submit notification in
under Section 23 of the Presidency
Small Cause Court Act 1882 which
we propose to issue.

2. We have eliminated Section
50 prescribing the particulars to
be contained in the plaint and
Section 644 so far as it relates
to forms of plaints.

This will leave
to the old form of

Court Act.

3. We append a form of
Notification under Section 75
of the Act as to the reduction
of institution fees, which will
effect a return to the old scale
of fees.

We have the honor to be,
Sir,

Your most Obedt Servts

Sgd. J. W. Handley

" P. Sreenivas Ram

" G. Muthusamy Chetty
Judges.

(True Copy)

Amangalam
Sd. Registrar

Order 23 January/83

From Court of

Ordered that the

two notices submitted
by the Judges of the Small Cause
Court, Madras, be accepted
accordingly; and published
in the F. S. Gazette at once -
to take effect from 1st Feb'y
proximo. 1883 - Jan'y 23/3.

Justice (1883) D. J. C.
Madras Court of small causes.

From The Judges of the
Madras Court of
small causes.

To The Chief Secretary to the
Government of
Fort St. George.

Dated 15th 12/12
Despatched on 15th 12/12 } January 1883.
Received 15th 12/12

Enclosures 2.

10

Submitting proposed regulations
under section 23 & 25
of the Presidency Small Cause
Courts Act 1882.

12/12/82

12/12/82

The Judges of the Court of
Small Causes
Gazette 23/1 - Madras

Gazette
23/1

PRESS.

15-2-21 ✓
 5/9/25 ✓
 18/1/22 ✓
 31-7-43 ✓

7/10/4032/41

J. S. DEPARTMENT.
 G.O. DATED 23rd / 11 / 13.
 No. 184.

First copy sent to Press. 28/3/23

Returned for signature.

Despatched in print.

[Despatch Abstract.]

S. C. Court, Madras. Directy:
 publication of Notices prescribing
 the fees payable under Sec-
 tion 71 of the Presidency S. C.
 Courts Act from and after 1st
 Feb'y 1883; and declaring that
 certain portions of the Code of
 Civil Procedure shall not be
 applied to the