

Judicial
Ecclesiastical (1886) Department.

~~ORDINARY~~
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G.O. No. 2882

DATED 25. 10. 1886

[Despatch Abstract.]

Notaries Public

Directing publication in the Gazette of
the Government of India notification
containing rules for the guidance and
control of — and fixing the fees
payable to them.

BACK PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

FURTHER PAPERS.

G.O.	No.	Department.	Date.	G.O.	No.	Department.	Date.

No. 146
GOVERNMENT.
HOME DEPA
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Simla, the 30 S

NOTIFIC

No. .—In exercise of the power of 1881 (The Negotiable Instruments Act 1885), the Governor General in Council is for the guidance and control of Notaries and fixing the fees payable to those Notaries.

1. Notaries Public shall, in transactions, use the forms set forth in the Appendix to this Notification.

2. Besides recording declarations of Notaries Public shall, following the practice, also register notings and protests made; a register is necessary for these purposes a substantial blank book in which to enter may write presenting bills for acceptance bills* noted, or protested, or paid for honor thereon (including that made by themselves been noted or protested for non-acceptance security); and of all protests made by the by payers for honour. Notaries Public each entry in the book, affix their signature acceptance or payment or better security to affix his signature also to the entry relating to it.

3. The book shall be known as the thereof shall be numbered consecutively.

4. Every Notary Public shall permit as the Local Government from time to time his register at such times, not oftener than or officer may fix.

5. When the original instrument is, or protest or entry in his register which instrument, by a Notary Public may be in English.

6. In making presentments of bills to serve the provisions of Chapter V of the

Provided that it shall not be necessary drawee of a bill of exchange time for delivery.

7. Every Notary Public shall use, has been appointed by name, his name, which he has been appointed to exercise "Notary Public," and, if he has been a

* In cases where the language of the bill is unknown to one acquainted with the language of the bill to copy it into the bill will be sufficient.

Jul 28/10

area within which he has been appointed
inscription "Notary Public."
have an office at such place within the
intended as may be approved in this behalf
age fees at the rates mentioned below,

	Rs.	Rs.
... not exceed ...	1,000	2
... not exceed ...	5,000	3
... upto ...	20,000	5
... upto ...	30,000	6
... upto ...	50,000	7
... upto ...	...	8

	Rs.	Rs.
... not exceed ...	1,000	6
... not exceed ...	5,000	7
... upto ...	20,000	10
... upto ...	30,000	11
... upto ...	40,000	12
... upto ...	50,000	13
... upto ...	60,000	14
... upto ...	70,000	15
... upto ...	80,000	16
... upto ...	90,000	17
... upto ...	1,00,000	18
... upto ...	...	22

payment for honour 2-8

charge for the original.

... at the rate of three annas a mile by rail and eight annas
... required to attend at any place more than one mile from his

force on the first day of January, 1887.

ENDIX.

I.

OF NOTING.

(SECTION 99.)

... paper attached thereto, or partly upon each.)

Register.

II.

... pour (or, if the instrument has not been
... ler treats it as dishonoured).

(Sd.) A.B.,
Notary Public.

II.

EXCHANGE FOR NON-ACCEPTANCE.

(SECTION 101.)

18, I, A.B., a Notary Public,
in (here state)
public has been appointed) in British India,

at the request of C.D. of did, at
registered letter) cause due and customary
did demand acceptance of, the bill of exch
transcript whereof and of everything writte
annexed") from E.F., the person upon wh
demand he made answer (state terms of ansu
he gave no answer"); wherefore I, the said
this writing, do, in the presence of M.N. a
the drawer of the said bill of exchange and
others concerned for all exchange, re-exch
interest present and to come for want of acce

NOTE.—When, after a bill is protested and before the protest
should further state the name of the person by whom and of
acceptance was offered and effected.

III.

FORM OF PROTEST OF BILL OF EXCHANGE FOR NON-
BE FOUND.

(SEE SECTION 10)

(a) Where search was made by Notary F
On the day of 18, I

under the Negotiable Instruments Act, 1881,
in (here state the local area for wh
appointed) in British India, at the request of
(in person) (by my clerk) make due search at
E.F. in order to present to, and demand from
exchange hereto annexed (or "a literal tra
written or printed thereupon is hereto anne
said E.F., but was unable to find him; w
request aforesaid by this writing, do, in
witnesses, protest against the drawer of the s
parties thereto and all others concerned for a
costs, damages, and interest present and to co
said bill.

(b) Where registered letter was

On the day of
appointed under the Negotiable Instruments
in (here state the local area for
appointed) in British India, at the request of
by post a registered letter addressed to E.F. a
I enclosed and demanded from him acceptanc
annexed (or "a literal transcript whereof and
thereupon is hereto annexed") which is draw
was returned undelivered, because the said E
fore I, the said Notary, at the request afores
sence of M.N. and O.P., witnesses, protest ag
exchange and all other parties thereto and all
re-exchange, and all costs, damages, and
want of acceptance of the said bill.

NOTE.—When, after a bill is protested and before the protest is
should further state the name of the person by whom and of the pers
ance was offered and effected.

IV.

NOTE OR BILL OF EXCHANGE FOR NON-PAYMENT.
(SEE SECTION 101.)

18, I, A.B., a Notary Public
Instruments Act, 1881; of
local area for which the Notary Public has
been appointed, did
at the request of C.D. of
(in person)
to and did demand payment of the pro-
m, as the case may be) hereto annexed (or "a
everything written or printed thereupon is
maker of the said promissory note (or drawee
exchange, as the case may be), to which demand
his answer, if any) or ("to which demand
the said Notary, at the request aforesaid,
of M.N. and O.P., witnesses, protest against
note (or the drawer of the said bill of
all other parties thereto and all others con-
cerned, and all costs, damages, and interest
on payment of the said promissory note (or bill

Which I attest.

(Sd.) A.B.,

Notary Public.

M.N. } Witnesses.
O.P. }

the protest is drawn up, it is paid for honour, the protest, should
the person for whom, and the manner in which, such payment

V.

OF EXCHANGE FOR NON-PAYMENT WHEN THE MAKER,
THE CASE MAY BE) CANNOT BE FOUND.
(SEE SECTION 101.)

Notary Public in person or by his clerk.

18, I, A.B., a Notary Public appoint-
ed under the Negotiable Instruments Act, 1881, of
in (here state the local area for which the Notary Public has been appointed) in British
India, did (in person) (by my clerk) make
search of the said bill of exchange, and did find that the
maker (or drawee or acceptor, as the case may
be) had not paid the said bill of exchange, and
did from him payment of the promissory
note (or bill of exchange, as the case may be) hereto annexed (or "a literal
transcript whereof an extract is hereto annexed, but the letter
of the said bill of exchange, as the case may be) an
others concerned for all exchange, re-exchange,
interest present and to come for want of pay-
ment of the said promissory note (or bill of exchange, as the case may be).

as sent to the maker, drawee or acceptor.

18, I, A.B., a Notary Public
Instruments Act, 1881, of
in (here state the local area for which the Notary Public has been appointed) in British
India, did send by post a
copy of the said bill of exchange, and did find that the
maker (or drawee or acceptor, as the case may be) had not paid the said bill of exchange, and
did from him payment of the promissory note (or bill of exchange, as the case may be) hereto annexed (or "a literal
transcript whereof an extract is hereto annexed, but the letter
of the said bill of exchange, as the case may be) an
others concerned for all exchange, re-exchange,
interest present and to come for want of pay-
ment of the said promissory note (or bill of exchange, as the case may be).

annexed (or "a literal transcript whereof an
extract is hereto annexed, but the letter
of the said bill of exchange, as the case may be) an
others concerned for all exchange, re-exchange,
interest present and to come for want of pay-
ment of the said promissory note (or bill of exchange, as the case may be).

NOTE.—When, after a bill is protested and before the protest
is drawn up, it is paid for honour, the protest, should
the person for whom, and the manner in which, such payment

VI.

FORM OF PROTEST OF BILL OF EXCHANGE
(SEE SECTION 101.)

On the day of
appointed under the Negotiable Instruments
Act, 1881, of in (here state the local area for which the Notary Public has been appointed) in British India, at the request of
the person on whom the said bill is drawn, and
did demand better security for the said bill of exchange, and
should become payable in consequence of the
insolvent (or "his credit having been publicly
declared to be such") to which demand he made answer
he gave no answer"; wherefore I, the said
Notary, do, in the presence of M.N. and O.P.,
witnesses, protest against the drawer of the said bill of exchange,
and all other parties thereto and all others concerned for
all exchange, re-exchange, and interest present and to come
on payment of the said bill when due and payable.

NOTE.—When, after a bill is protested and before the protest
is drawn up, it is paid for honour, the protest, should
the person for whom, and the manner in which, such payment

VII.

FORM OF PROTEST OF BILL OF EXCHANGE FOR NON-PAYMENT
WHEN THE CASE MAY BE) CANNOT BE FOUND.
(SEE SECTION 101.)

(a) Where search was made by Notary Public

On the day of
appointed under the Negotiable Instruments
Act, 1881, of in (here state the local area for which the Notary Public has been appointed) in British India, at the request of
the person on whom the said bill is drawn, and
did demand better security for the said bill of exchange, and
should become payable in consequence of the
insolvent (or "his credit having been publicly
declared to be such") to which demand he made answer
he gave no answer"; wherefore I, the said
Notary, do, in the presence of M.N. and O.P.,
witnesses, protest against the drawer of the said bill of exchange,
and all other parties thereto and all others concerned for
all exchange, re-exchange, and interest present and to come
on payment of the said bill when due and payable.

A letter was sent to the acceptor.

18, I, A.B., a Notary Public
Instruments Act, 1881, of
Area for which the Notary Public has been
request of C.D. of
cessed to E.F. at
hereto annexed (or "a literal

Which I attest.

(Sd.) *A.B.*,

Notary Public.

M.N. } Witnesses.
O.P. }

When the protest is drawn up, it is accepted for honour, the protest is accepted, and of the person for whom, and the manner in which, such

VIII.

VIII.
TO DRAWER TO BE GIVEN BY A NOTARY
PUBLIC.

SECTION 102.)

SECTION 102.)
 Range for (here state the amount) drawn by
 on has been

non-payment, as the case may be) and probable thereon. (Sd.) A.B.,

(Sd.) *A.B.*,

Notary Public.

IX.

IX.
TO INDORSE TO BE GIVEN BY A NOTARY
PUBLIC.

2 SECTION 102.)

change for (here state the amount) drawn by
to the on

and payable at
has been dishonoured by non-acceptance (or
and protested, and that you will be held liable

X.

FORM OF NOTARIAL ACT OF DECLARATION
FOR HONOR

(SEE SECTION

On the _____ day of _____
Public appointed under the Indian Negi
_____, in (here sta
tary Public has been appointed) in British
bill of exchange hereto annexed (or "a liter
thing written or printed thereupon is hereto
payment) was this day exhibited to Y.Z. of
the Presidency of _____, in F
Province _____ his agent in this behalf, as th

the Presidency of Province his agent in this behalf, as *th*
me that he, the said Y.Z., would pay the a
for the honour of (*here insert the name of t*
ment is to be made) holding the said (*here*
whose honour the payment is to be made), an
persons responsible to him, the said Y.Z., f
for all proper costs, interest, damages, and
presence of M. N. and O. P., witnesses, gra
accordingly.

No. 1434

Copy forwarded to the Government
for information, with reference to the cor-
respondence from that Government, No. 2318 Mts, dat

Judicial

380

57
Jud. Department.

PROCEEDINGS OF THE MADRAS GOVERNMENT.

Read the following

From the Govt. of India,
dated 30th Sep. 1886. No. 433.
Order of 25/10/86, No. 2882

The Notary, copy of which
was received with the fore-
going letter, will be pub-
lished in the Fort St. Geo.
Gazette for general infor-
mation. Copy thereof
will also be submitted
to the S.G. of the Govt. for
information & guidance
of the Notaries Pub.
appointed under
XXVI of 1885, as an-
nounced by Act II of 1886.
Sd/- The S.G. of
Madr. at an ear-
ly date with refer-

From
G.P., Smeed
to 2433

20. 9. 86
Recd 6. 10. 86
7 Spent Copies

Rules for guidance
of Notaries public
of fixing fees payable
to them

1. Registration of 3/11
Regulation of 16/11
Gazette 15/10/86

21/10/86

rule 4 and 8 states
it is enacted that
the Dist. Judge should
be empowered to exer-
cise the powers conferred
by these rules.

~~SEP~~
16/10

R. R.
103

107

M. 10

offer
of a personal
and a copy of
the same to be
made by the
B. B.

to be kept by the
B. B.

SEP
22/10

GOVERNMENT OF MADRAS.

JUDICIAL DEPARTMENT.

READ—the following paper :—

Notification of the Government of India. Home Department (Judicial), dated •
Simla, 30th September 1886, No. 1433.

In exercise of the power conferred by section 139 of Act XXVI of 1881 (The Negotiable Instruments Act, 1881, as amended by Act II of 1885), the Governor-General in Council is pleased to make the following rules for the guidance and control of Notaries Public appointed under that Act and fixing the fees payable to those notaries.

1. Notaries public shall, in transacting business under the Act, use the forms set forth in the Appendix to this Notification.

2. Besides recording declarations of payment for honor (section 113), notaries public shall, following the practice existing in the Presidency towns, also register notings and protests made by them. No particular form of register is necessary for these purposes, but notaries public shall keep a substantial blank book in which to enter copies of all the letters which they may write presenting bills for acceptance or payment or better security; of all bills * noted, or protested, or paid for honor, together with all endorsements thereon (including that made by themselves, to the effect that the bill has been noted or protested for non-acceptance or non-payment or want of better security); and of all protests made by themselves and of all declarations made by payers for honor. Notaries public shall further, after examination of each entry in the book, affix their signature thereto, and, where demand of acceptance or payment or better security was made by a clerk, shall cause him to affix his signature also to the entry relating to the demand.

3. The book shall be known as the Notarial Register, and the pages thereof shall be numbered consecutively.

4. Every notary public shall permit the District Judge or such officer as the local Government from time to time appoints in this behalf to inspect his register at such times, not oftener than twice a year, as the District Judge or officer may fix.

5. When the original instrument is in an Oriental language, any noting or protest or entry in his register which has to be made, in respect of the instrument, by a notary public may be made either in that language or in English.

6. In making presentments of bills or notes, notaries public shall observe the provisions of chapter V of the Act:

Provided that it shall not be necessary for a notary public to allow the drawee of a bill of exchange time for deliberation as provided by section 63.

7. Every notary public shall use a plain circular seal, bearing, if he has been appointed by name, his name and the name of the local area within which he has been appointed to exercise his functions and the circumscriptum "Notary Public," and, if he has been appointed by virtue of his office, the name of his office and of the local area within which he has been appointed to exercise his functions and the circumscriptum "Notary Public."

* In cases where the language of the bill is unknown to the notary public, and where it is impossible to find any one acquainted with the language of the bill to copy it into the register, an entry in the register of an abstract of the bill will be sufficient.

25TH OCTOBER 1886

386, No. 2882, JUDICIAL.

8. Every notary public shall have which he has been appointed as may be

9. Notaries public shall charge for

- (1) For noting an instrument—
If the amount of the instrument does not exceed Rs. 1,000 but does exceed Rs. 5,000
Do. " 5,000
Do. " 20,000
Do. " 30,000
Do. " 50,000

- (2) For protesting an instrument—
If the amount of the instrument does not exceed Rs. 1,000 but does exceed Rs. 5,000
Do. " 5,000
Do. " 20,000
Do. " 30,000
Do. " 40,000
Do. " 50,000
Do. " 60,000
Do. " 70,000
Do. " 80,000
Do. " 90,000
Do. " 1,00,000

- (3) For recording a declaration
(4) Duplicate protests,—half the

NOTE.—In addition to the above fees, travelling allowance at the rate of three annas a mile by rail and eight annas a mile by road may be charged when the notary public is required to attend at any place more than one mile from his office.

10. These rules shall come into force on the first day of January 1887.

an office at such place within the local area for approved in this behalf by the District Judge.

at the rates mentioned below, namely:—

	RS.	RS.
does not exceed	1,000	2
not exceed	5,000	3
do.	20,000	5
do.	30,000	6
do.	50,000	7
do.	..	8

of payment for honor 2½
charge for the original.

allowance at the rate of three annas a mile by rail and eight annas a mile by road may be charged when the notary public is required to attend at any place more than one mile from his office.

on the first day of January 1887.

PENDIX.

AP I.

FORM OF NOTING.

FORM OF SECTION 99.)

(To be made upon the instrument or upon a paper attached thereto, or partly upon each).

Reference to page in Notarial register
Date of presentment and dishonor.
Reason, if any, assigned for dishonor, expressly dishonored, reason why holder
Date of Note
Notary's Charges.

honor (or, if the instrument has not been dishonored, reason why holder treats it as dishonored).

(Sd.) A.B.,
Notary Public.

II.

FORM OF PROTEST OF BILL OF EXCHANGE FOR NON-ACCEPTANCE.

(SEE SECTION 101.)

On the .. day of .. 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of .. in .. (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of .. (in person) (by my clerk) (by registered letter) cause due and customary presentment to be made to, and did demand acceptance of, the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed thereon is hereto annexed") from E.F., the person upon whom the said bill is drawn, to which demand he made answer (state terms of answer, if any) (or "to which demand he gave no answer"); wherefore I, ..

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the said Notary, at the request aforesaid by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the drawer of the said bill of exchange and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of acceptance of the said bill.

Which I attest.

(Sd.) A.B.,
Notary Public.
M.N.,
O.P., } Witnesses.

NOTE.—When, after a bill is protested and before the protest is drawn up, it is accepted for honor, the protest should further state the name of the person by whom, and of the person for whom, and the manner in which, such acceptance was offered and effected.

III.

FORM OF PROTEST OF BILL OF EXCHANGE FOR NON-ACCEPTANCE WHEN THE DRAWEE CANNOT BE FOUND.

(SEE SECTION 101.)

(a) Where search was made by Notary Public in person or by his clerk.

On the .. day of .. 18 .., I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of .. in .. (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of .. did (in person) (by my clerk) make due search at .. for E.F. in order to present to, and demand from, him acceptance of the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed") which is drawn upon the said E.F., but was unable to find him; wherefore I, the said Notary, at the request aforesaid by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the drawer of the said bill of exchange and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of acceptance of the said bill.

(b) Where registered letter was sent to the drawee.

On the .. day of .. 18 .., I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of .. in .. (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of .. did send by post a registered letter addressed to E.F. at .. wherein I enclosed and demanded from him acceptance of the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed") which is drawn upon the said E.F., but the letter was returned undelivered, because the said E.F. could not be found; wherefore I, the said Notary, at the request aforesaid, by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the drawer of the said bill of exchange and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of acceptance of the said bill.

Which I attest.

(Sd.) A.B.,
Notary Public.
M.N.,
O.P., } Witnesses.

NOTE.—When, after a bill is protested and before the protest is drawn up, it is accepted for honor, the protest should further state the name of the person by whom, and of the person for whom, and the manner in which, such acceptance was offered and effected.

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FORM OF PROTEST OF PROMISSORY NOTE OR BILL OF EXCHANGE FOR NON-PAYMENT.

On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of _____, did cause due and customary presentment to be made at _____ (in person) (by my clerk) (by registered letter) to and did demand payment of _____ the promissory note (or bill of exchange, as the case may be) hereto annexed (or a literal transcript whereof and of every thing written or printed thereupon is hereto annexed) from E.F., the maker of the said promissory note (or drawee or acceptor, as the case may be), to which demand he made answer (state the terms of his answer, if any) or ("to which demand he gave no answer") wherefore I, the said Notary, at the request of E.F., the maker of the said bill of exchange, as the case may be, do, in the presence of M.N. and O.P., witnesses, protest against the maker of the said promissory note (or the drawer of the said bill of exchange, as the case may be) and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of payment of the said promissory note (or bill of exchange, as the case may be).

Which I attest.
(Sd.) A.B.,
Notary Public.
M.N., } Witnesses.
O.P., }

NOTE.—When, after a bill is protested and before the protest is drawn up, it is paid for honor, the protest should further state the name of the person by whom, and of the person for whom, and the manner in which, such payment was offered and effected.

PROTEST OF PROMISSORY NOTE OR BILL OF EXCHANGE FOR NON-PAYMENT WHEN THE MAKER, DRAWEE OR ACCEPTOR (AS THE CASE MAY BE) CANNOT BE FOUND.

I. SECTION 101.)

(a) Where search was made by Notary Public in person or by his clerk.
On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of _____, did (in person) (by my clerk) make due search at _____ for E.F., the maker (or drawee or acceptor, as the case may be) in order to present to and demand from him payment of _____ the promissory note (or "bill of exchange," as the case may be) hereto annexed (or a literal transcript whereof and of everything written or printed thereupon is hereto annexed), but was unable to find him; wherefore I, the said Notary, at the request aforesaid, by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the maker of the said promissory note (or drawer of said bill of exchange, as the case may be) and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of payment of the said promissory note (or bill of exchange, as the case may be).

(b) Where registered letter was sent to the maker, drawee or acceptor.
On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of _____, did send by post a registered letter addressed to E.F. at _____, wherein I enclosed and demanded from him payment of _____ the promissory note (or "bill of exchange," as the case may be) hereto annexed (or a literal transcript

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whereof and of everything written or printed thereupon is hereto annexed), but the letter was returned undelivered because the said E.F. could not be found; wherefore I, the said Notary, at the request aforesaid, by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the maker of the said promissory note (or the drawer, of the said bill of exchange, as the case may be) and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of payment of the said promissory note (or bill of exchange, as the case may be).

Which I attest.
(Sd.) A.B.,
Notary Public.
M.N., } Witnesses.
O.P., }

NOTE.—When, after a bill is protested and before the protest is drawn up, it is paid for honor, the protest should further state the name of the person by whom, and of the person for whom, and the manner in which, such payment was offered and effected.

VI.

FORM OF PROTEST OF BILL OF EXCHANGE FOR BETTER SECURITY.

(SEE SECTION 101.)

On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of _____, did exhibit the bill of exchange hereto annexed (or a literal transcript whereof and of everything written or printed thereupon is hereto annexed) to E.F., the person on whom the said bill is drawn, and whose acceptance appears thereon, and did demand better security for the payment thereof when the same should become payable in consequence of the said E.F. having become insolvent (or "his credit having been publicly impeached," as the case may be), to which demand he made answer (or "to which demand he gave no answer"); wherefore I, the said Notary, at the request aforesaid, by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the drawer of the said bill of exchange, and the acceptor and all other parties thereto and all others concerned for all exchange, re-exchange, and all costs, damages, and interest present and to come for want of better security for the payment of the said bill when due and payable.

Which I attest.
(Sd.) A.B.,
Notary Public.
M.N., } Witnesses.
O.P., }

NOTE.—When, after a bill is protested and before the protest is drawn up, it is accepted for honor, the protest should further state the name of the person by whom, and of the person for whom, and the manner in which, such acceptance was offered and effected.

VII.

FORM OF PROTEST OF BILL OF EXCHANGE FOR BETTER SECURITY WHEN THE ACCEPTOR CANNOT BE FOUND.

(SEE SECTION 101.)

(a) Where search was made by Notary Public in person or by his clerk.
On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of _____, did (in person) (by my clerk) make due search at _____ for E.F., in order to exhibit the bill of exchange hereto annexed (or a literal transcript whereof and of everything written or printed

thereupon is hereto annexed") to the said E.F., the person on whom the said bill is drawn, and whose acceptance appears thereon, and demand better security for the payment thereof when the same should become payable in consequence of his having become insolvent (or "his credit having been publicly impeached," as the case may be), but was unable to find him; wherefore, the said Notary, at the request aforesaid, by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the drawer of the said bill of exchange and the acceptor and all other parties thereto and all concerned for all exchange and re-exchange, and all costs, damages, and interest present and to come for want of better security for the payment of the said bill when due and payable.

(b) Where registered letter was sent to the acceptor.

On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, at the request of C.D. of _____, did send by post a registered letter addressed to E.F. at _____, wherein I enclosed the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed") and did by such letter demand from the said E.F., the person on whom the said bill is drawn, and whose acceptance appears thereon, better security for the payment thereof when the same should become payable in consequence of his having become insolvent (or "his credit having been publicly impeached," as the case may be), but the said letter was returned undelivered because the said E.F. could not be found; wherefore, before I, the said Notary, at the request aforesaid, by this writing, do, in the presence of M.N. and O.P., witnesses, protest against the drawer of the said bill of exchange and the acceptor and all other parties thereto and all others concerned for all exchange and re-exchange, and all costs, damages, and interest present and to come for want of better security for the payment of the said bill when due and payable.

Which I attest.
(Sd.) A.B.,
Notary Public.
M.N., } Witnesses.
O.P., }

NOTE.—When, after a bill is protested and before acceptance was offered and effected, the protest is drawn up, it is accepted for honor, the protest should further state the name of the person by whom, and the manner in which, such

FORM OF NOTICE OF PROTEST TO DRAWER TO BE GIVEN BY A NOTARY PUBLIC.

Take notice that a bill of exchange for (here state the amount) drawn by you under date the _____ on _____ has been dishonored by non-acceptance and payable at _____ and protested, and that you will be held liable (or non-payment, as the case may be) thereon.

(Sd.) A.B.,
Notary Public.

FORM OF NOTICE OF PROTEST TO INDORSER TO BE GIVEN BY A NOTARY PUBLIC.

Take notice that a bill of exchange for (here state the amount) drawn by you under date the _____ on _____ bearing your endorsement has been dishonored and payable at _____ and protested, and that you will be held liable thereon (or non-payment, as the case may be).

(Sd.) A.B.,
Notary Public.

X.

FORM OF NOTARIAL ACT OF DECLARATION HAVING BEEN MADE BY A PAYER FOR HONOR.

(SEE SECTION 117.)

On the _____ day of _____, 1881, I, A.B., a Notary Public appointed under the Indian Negotiable Instruments Act, 1881, of _____ (here state the local area for which the Notary Public has been appointed) in British India, do hereby certify that the bill of exchange hereto annexed (or "a literal transcript whereof and of everything written or printed thereupon is hereto annexed") (now protested for non-payment) was this day exhibited to Y.Z. of _____ in the _____ of _____ in British India (or to _____ his agent in this behalf, as the case may be), who declared before me that he, the said Y.Z., would pay the amount of the said bill under protest for the honor of (here insert the name of the party for whose honor the payment is to be made) holding the said (here insert the name of the party for whose honor the payment is to be made), and the drawer and all other proper persons responsible to him, the said Y.Z., for the amount of the said bill and for all proper costs, interest, damages, and expenses; I have, therefore, in the presence of M.N. and O.P., witnesses, granted this Notarial Act of honor accordingly.

Which I attest.

(Sd.) A.B.,
Notary Public.
M.N., } Witnesses.
O.P., }

(Signed) A. P. MACDONNELL,
Offg. Secy. to the Govt. of India.

No. 21-1434.

Copy forwarded to the Government of Madras for information, with reference to the correspondence ending with the letter from that Government, Mis. No. 2318, dated the 2nd September 1885.

(By Order.)

(Signed) J. P. HEWETT,
Offg. Under Secy. to the Govt. of India.

ORDER—dated 25th October 1886, No. 2882, Judicial.

The notification, copy of which was received with the foregoing endorsement, will be published in the Fort St. George Gazette for general information. Copy thereof will also be communicated to the Inspector-General of Registration for information and guidance of the Notaries Public appointed under Act XXVI of 1881, as amended by Act II of 1885.

(True Extract.)

H. E. STOKES,
Ag. Chief Secretary.

To the Inspector-General of Registration.

Exd. T. O'Connor.

Initials of
attender.

Govt. of (1886) Madras.

JUDICIAL.

When given for copying _____
When copied _____
When examined _____
When signed _____

191

READ AGAIN G.O., No.
191

DATED

CURRENT No.

Issued

Recd.

Encl.

G.O., 25th October 1886, No. 2882.

ENCLOSURE TO G. No.

ORDER OF GOVERNMENT.

LETTER OF GOVERNMENT.

STATEMENT WITH DUTY.

PAPERS NOT FILED UP, BEING WANT FOR DEPART-
IS ORIGINAL.

OCTOBER.

Notaries Public.

Directing publication in the Gazette of the
Government of India notification containing
rules for the guidance and control of — and fix-
ing the fees payable to them.

A A A A A A A

7.5.-

A = Copy in full.
B = Not to be copied.
P = Copy abstract only.
C = Copy heading only.