

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No. 614

Press
~~Mis.~~

196-197

Dated

12 - 4 - 1964

Not to be folded or roughly handled

*Proceedings of the Madras Government, Revenue Department,
12th April 1864.*

No. 196. Read the following letter from CLEMENT DALE, Esq., Government Pleader, to J. D. SIM, Esq., Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 1st April 1864, No. 71 :—

SIR,

I do myself the honor of acknowledging the receipt of the Proceedings of Government, under the date and number noted in the margin, and to report for the information of the Honorable the Governor in Council as my opinion, that so much of the 4th Section of

Act No. XVII of 1848, as provides that on presentation of a Certificate to the Collector within three calendar months, &c., is still in force. An inconvenient mode of legislating has been adopted in framing Acts No. VIII of 1859 and No. X of 1862, but looking at the rulings of the Courts, I am of opinion that the portion of the Section to which I have referred is not repealed.

No. 197. ORDER THEREON, 12th April 1864, No. 614.

Resolved that in continuation of the Order of Government dated 30th March 1864, No. 522A, the opinion of the Government Pleader contained in the foregoing letter to the effect that so much of Section IV of Act XVII of 1848 as provides for the presentation of the Certificate for the refund of Stamp Duty, within three calendar months after the dismissal of the Suit, is still in force, be communicated to the Board of Revenue with reference to the Proceedings of the late Court of Sudder Udalt, dated 24th December 1861,

• Recorded in G. O. 4th April 1862,
No. 748.

quoted by the Collector of Coimbatore in his letter* of the 27th February 1862.

(True Extract.)

(Signed) J. D. SIM,
Secretary to Government.

To the Board of Revenue.
,, Government Pleader.

Exd. S. T. Augustin.

N^o 71

From Clement Dale Esquire Government Pleader Madras,
To J. D. Sim Esquire Secretary to Government

Madras 1st April 1864.

Sir

I do myself the honor of acknowledging the receipt
of the Proceedings of Government, under the date
30th March 1864. N^o 522 A
Revenue Department. and Number noted in the Margin, and to report
for the information of The Honorable The Governor in Council
that as my opinion, that so much of the 4th Section of Act
N^o XVII of 1848, as provides that on presentation of a
Certificate to the Collector within 3 Calendar Months,
is still in force. An inconvenient mode of legislating
has been adopted in framing Acts N^o VIII of 1859, and
No. X of 1862, but looking at the rulings of the Courts,
I am of opinion that the portion of the Section to which
I have referred is not repealed.

I have the honor to be

Sir

Your most obed^t servant

Clement Dale
Government Pleader.

31 March 1864
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Nov 1864
1864
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1864

From General
to Secretary of
Dated 20
Recd 20

1864

Of opinion that
Section 4 of Act XVIII
of 1848 referred to was
not repealed by

Recorded in
3.0.47
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1864

614
1864

Resolved that in continuation

of the order of Govt 2730th March 1864
No 522 A the opinion of the Govt of
contained in the foregoing letter to the
effect that so much of Sec. IV of Act XVIII
of 1848 as provides for the presentation
of the certificates for the refund of
stamp duty, within three calendar months
after the dismissal of the suit, is still
in force, be communicated to the Board of
Revenue with reference to the Pro. of the
late Govt of S. W. of 24th Decr 1861
quoted by the Collector of Comintations
in his letter of the 27th February 1862.

1864

1864

With an order

Govt of 1864

to the Secretary of the Board of Revenue

1864