

MADRAS RECORD OFFICE.

Government of Madras.

Revenue DEPARTMENT.

G.O. No.	1928	Press Mis.
79-80 Dated	3-12-	18.20

Not to be folded or roughly handled

1928

*Proceedings of the Madras Government, Revenue Department,
3rd December 1870.*

No. 79. Read the following letter from the Acting Secretary to the Board of Revenue, to the Acting Secretary to Government, Revenue Department, Fort Saint George, dated Madras, 25th October 1870:—

With reference to Government Order, 30th August 1870, No. 1,352, and in continuation of Board's Proceedings, 6th October 1870, No. 6,011, I am directed to call the attention of Government to the wording of Sections 25 and 26 of the Court Fees' Act.

2. In Section 25 "fees" are divided into two classes:

1st.—"Fees referred to in Section 3," *i.e.*, leviable on the Original Side of the High Court and in the Presidency Small Cause Court."

2nd.—"Fees chargeable under the Act," *i.e.*, made chargeable by the Schedules.

Section 26 gives the Governor-General power to prescribe the stamps used under Class 2 only, and therefore seems to imply that different stamps may be used under Class 2.

No. 80. ORDER THEREON, 3rd December 1870, No. 1,928.

Separate Revenue, No. 4.

Stamps.

THE Government do not consider that the Sections referred to by the Board can be construed as establishing a distinction in the stamps to be used under the Court Fees' Act.

2. The object of the insertion of the words "referred to in Section 3" in Section 25 evidently was to prevent any misconstruction of the concluding sentence of Section 3, which Section creates a distinction of fees but not of stamps.

3. Section 26 vests the Governor-General of India in Council with the power to regulate the nature of the stamps to be used to denote "any fee chargeable under the Act," an expression which must be taken to include fees levied under Section 3.

(True Extract.)

(Signed)

W. HUDLESTON,
Secretary to Government.

To the Board of Revenue.
" the Judicial Department.

Exd. F. R. Bantleman.

Rev. Department

1928

Proceedings of the Macrae Government
Under date the 3rd Decemr 1928

Read the following
letter from the As. Secretary
to the Board of Revenue.

Drawing attention of Govt.
to the wording of section 25/26
of Court Fees Act. (H.E. 25th October 1870)

The Govt. do not
consider that the section
referred to by the Board
can be construed as es-
tablishing a distinction
in the stamps to be used
under the Court Fees Act.
2. The object of

Govt. of 1870: 21/10/1928

REVENUE.

THE BOARD OF REVENUE.

Decd. 21/10/1928

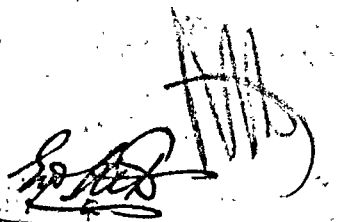
G.O. 3rd December 1870, No. 1,928.

DECEMBER.
Nos. 79-80.

Copy Press Act.—Please order on Proceed-
ings Board of Revenue drawing attention to the
wording of certain Sections of the Act.

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The insertion of the words
"referred to in section 3" in
section 25 evidently was
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struction of the concluding
sentence of section 3, which
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3 Section 26 vests
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the power to regulate the
nature of the stamps
to be used to denote "any
fee chargeable under the
Act" an expression which
must be taken to include
fees levied under section 3.





14. Feb 1880
5. The Judge & Co.