

- (1) Number of pages 26.
 (2) Date of repair 6.2.88.
 (3) Initials of the Referencer low

TAMIL NADU ARCHIVES

GOVERNMENT OF TAMIL NADU

Revenue. DEPARTMENT

G.O. No.	554	Press.
B.P. No.		Mis.
Dated	17-5-1880	197-

Not to be folded or roughly handled

554
1

GOVERNMENT OF MADRAS.
REVENUE DEPARTMENT.

17th May 1880, No. 554.

READ THE FOLLOWING PAPERS:—

No. 107. Endorsement of the Chief Secretary to Government, dated 21st February 1880, No. 394.

Read the following letter from W. MORGAN, Esq., Acting Registrar of the High Court of Judicature at Madras, Appellate Side, to R. DAVIDSON, Esq., C.S.I., Chief Secretary to Government, dated Madras, 18th February 1880, No. 324.

In a letter addressed by the Honorable Mr. Cockerell, Additional Member of the Legislative Council of the Governor-General, to the Madras Board of Revenue, dated 23rd September last, it was suggested that the Collector of Madras should be held responsible for seeing that the stamp duty chargeable on the enrolment of Advocates, Vakils, and Attorneys of the High Court are duly levied by the proper officer of that Court; and the Board of Revenue in a letter, dated 29th September 1879, forwarded a copy of their Proceedings of the same date and requested to be informed if the High Court saw any objection to the course suggested by the honorable gentleman being followed.

2. The High Court replied (letter dated 20th October 1879) that they saw no objection to the roll of Advocates, Vakils, and Attorneys being inspected periodically by the Collector of Madras or by some responsible subordinate deputed by him.

3. The High Court have, however, had occasion recently to consider more fully the question of stamping the roll of Advocates, &c., and it seems to them that the most convenient course to adopt in the matter would be as follows:—

The stamp should be impressed. At the present time, Court Fee labels are used.

As soon as the Government authorizes the use of impressed stamps, the Court could frame a rule requiring every gentleman applying for admission as an Advocate, Vakil, or Attorney to produce a certificate from the Stamp Office that he has deposited the requisite amount of duty with the Superintendent of Stamps. If an order has been passed for the admission of the application, the roll will be sent to the Stamp Office and the necessary impression procured.

The adoption of this procedure would obviate the necessity (1) for providing a special stamp, (2) for injuring the Court rolls by punching, and (3) for the periodical inspection of the roll by the Collector.

If His Grace the Governor in Council approves of the proposal above suggested by the Court, I am to request that His Grace will be good enough to recommend its adoption by the Government of India.

TRANSFERRED to the Revenue Department for disposal.

(Signed) R. DAVIDSON,
Chief Secretary.

REFERRED to the Board of Revenue for remarks.

FORT ST. GEORGE, (Signed) J. H. GARSTIN,
9th March 1880. Acting Secretary to Government.

Read again G.O., 20th February 1880, Miscellaneous No. 673.

No. 108. Read also Proceedings of the Board of Revenue, dated 3rd April 1880, Miscellaneous No. 3,665.

Read endorsement from the Acting Secretary to Government, Revenue Department, dated 9th March 1880, referring to Board for remarks a letter from Registrar, High Court.

The Board have already made the same proposal which was negatived in G.O., dated 20th February 1880, No. 673.

2. With reference to paragraph 3 of the Registrar's letter, it is observed that the use of Court Fee stamps for the purpose is irregular as pointed out by the Hon'ble Mr. Cockerell. The Government of India have prescribed the use of special adhesive stamps, *vide* G.O., dated 30th September 1879, No. 1881, and 21st January 1880, No. 74. The proposal is merely that the Superintendent of Stamps should affix the stamps instead of a gazetted officer of the High Court.

(True Extract.)

(Signed) C. A. GALTON,
Secretary.

No. 109. ORDER THEREON, 17th May 1880, No. 554.

Separate Revenue, No. 7.

Stamps.

* G.O., 30th September 1879, No. 1,881,
(Financial Department.)
G.O., 21st January 1880, No. 74, (Revenue
Department.)

Attorney on the roll of the High Court, being affixed as proposed in the office of the Superintendent of Stamps.

2. Copy of these Proceedings will be communicated to the Government of India.

(True Extract.)

(Signed) C. G. MASTER,
Secretary to Government.

To the Board of Revenue.

Exd. W. J. Lewis.

60 Copies.

N^o 324. ⁵³⁹/₃

From W. Morgan Esquire,
Acting Registrar of the
High Court of Judicature
at Madras.

To R. Davidson Esquire, C. S. I.
Chief Secretary to
Government.

Sir,
In a letter addressed
by the Honorable Mr. Cockrell,
Additional Member of the Legis-
lative Council of the Governor
General, to the Madras Board
of Revenue, dated 23rd September
last, it was suggested that the
Collector of Madras should be
held responsible for seeing that
the stamp duty chargeable on
the enrolment of Advocates,
Vakils, and Attorneys of the
High Court are duly levied by

Art 27 Sec I
Rs 500 - Advocates
250 - Attorneys

J. Davidson

Cont. of (1880) Madras.

REVENUE.

THE BOARD OF REVENUE.

Printed 29th.

Printed 29th.

G.O., 17th May 1880, No. 554.

M.A.Y.

Nos. 107-109.

Stamp Duty—on entries as an Advocate,
Vakil or Attorney on the roll of the High Court—
Bearing that the Judges of the High Court
be informed that stamps are no longer legally
impressed but that the Government see no
objection to the stamped labels (special adhesive
stamps) which are to be used for denoting the
—being affixed in the office of Superintendent
of Stamps, and also that these Proceedings be
communicated to the Government of India.

See enclosure

the proper officer of that Court,
and the Board of Revenue in
a letter dated 29th September 1879
forwarded a copy of their Pro-
ceedings of the same date and
requested to be informed, if the
High Court saw any objection to
the course suggested by the honor-
able gentleman being followed.

2. The High Court replied
(letter dated 20th October 1879) that
they saw no objection to the roll
of Advocates, Vakils, and Attorneys
being inspected periodically by
the Collector of Madras or by
some responsible subordinate
deputed by him.

3. The High Court have,
however, had occasion recently to
consider more fully the question
of stamping the roll of Advocates
&c. and it seems to them that
the most convenient course to

adopt in the matter would be
as follows:-

The stamp should be
impressed. At the present time,
Court fee labels are used.

As soon as the Government
authorizes the use of impressed
stamps, the Court could frame
a rule requiring every gentleman
applying for admission as an
Advocate, Vakil, or Attorney
to produce a certificate from
the stamp office that he has
deposited the requisite amount
of duty with the Superintendent
of Stamps. If an order has been
passed for the admission of the
applicant, the roll will be
sent to the Stamp Office, and
the necessary impression procured.

The adoption of this pro-
cedure would obviate the necessity

under what
authority

3034 B.L. 1879
in 1881 7 D. 2
H.M. 18. 219
in 1881 29 D. 2
1879. 20. 2717.

the High Court
advocate for use of
impressed stamps
for admission
see rules 4 & 5.

By the High Court
of Madras

(1) for providing a special stamp,
(2) for injuring the Court rolls by
punching, and (3) for the periodi-
cal inspection of the roll by the
Collector.

If His Grace the Govern-
or in Council approves of the
proposal above suggested by the
Court, I am to request that His Grace
will be good enough to recommend
its adoption by the Government
of Madras.

India

High Court of } I have the honor to be,
Judicature, Madras } Sir,
18th February 1880. } Your most obed^t servant,

W. Morgan

Acting Registrar,
Appellate Side.

Encl.
N. La. Bhattacharya

Revenue Deptt
Recd 21

90-20-7 Feb 1880 No 6722
8 June 1880 - 2492

10 21 July 1880

Chief Secretary

1394

Revenue 1880 D. P. H.
From ^{No 1377} ~~1377~~ 1134.
The Registrar of the
High Court of Judicature
at Madras.
To The Chief Secretary to
Government.

Dated 18th February 1880.
Recd 18th Feb 1880
Recd 21st Feb 1880
No 324. No 562

Suggesting what seems
to the High Court the
most convenient course
to adopt in the matter
of stamping the roll
of Advocates &c and re-
questing that, if His Grace
the Governor in Council
approve of it, they will
be good enough to recom-
mend its adoption by
the Government of Madras.

Referred to the
Board of Revenue.

For remarks

59/6

For Mr. G. S. S.
9th March
1880

J. G. S.

Ag Secretary to Govt

Received 10th March 1880
Entered & Returned 10

Lil. C. S.
Ag Secretary

Recd 18

Rev. Depy.

Mis. no. 3/665

55/7

Proceedings of the Board of Revenue.
of 3rd April '82.

Secretary to Govt., Rev. Depy., of 9th March '82,
referring to Board for remarks a letter from
Registrar, High Court. -

The Board have already
made the same proposal which was re-
fused in G.O. of 20th Feb 1880, no. 673.
2. With reference to paras of the Re-
gistrar's letter it is observed that the use
of Court fee stamps for the purpose is
irregular as pointed out by the Honble
Mr. Cockerell. The Govt. of India have
prescribed the use of special adhesive stamps
vide G.O. of 30th Sept. '79, no. 1887 &
21st Jan. '80, no. 74. The proposal is
merely that the Superintendent of Stamps
should affix the stamps instead of a
forfeited officer of the High Court.

(True Stamp)

W. C. C.
Secretary

To
The Secretary to Govt.
Ad

C. 4/3/82 H. 6/3/82

Revenue Department.

No. 557.

PROCEEDINGS of the MADRAS GOVERNMENT.

Under date the 17th April 1880.

Read the following

Letter from the
Acting Registrar, High
Court, Madras of 10 Feb.
1880, No. 321.

Read again
G.O. 20th February 1880,
No. 1043.

Read also
Proceedings of the
Board of Revenue of
3rd April 1880, No.
No 3605.

On the subject
of stamping the roll
of hereditary rights.

To furnish
the Registrar, High Court
with the list of
hereditary rights
stamped and no longer

For
Stamp

20-21 January 1880 No 2397
15 October 1880 - 672
15 October 1880 - 3536

Revenue 1880 No 2043

Ord. of the Board of Revenue
of 3rd April 1880
Recd 5th 1880
No 10365

RECEIVED
17.5.80

Submitting records with reference
to the same suggested by the
Court for action in the matter
of the standing will of the deceased,
Kali's - attorney

Back 1880
1875-80

longer locally
impressed but
that the Govt
see no objection
to the stamped
labels (special
adhesive stamp)
which, under the
sanction of the
Govt of India, are
to be used for de-
termining the stamp
duty on entries
of an Advocate,
Kafil or Attorney
on the roll of the
High Court, being
affixed as pro-
posed in the
office of the Super-
intendent of
Stamps.

+ G.O. 20 Sept 1897, No 1001 (Hd.
2/9)
G.O. 21 Jan 1898, No 74 (Hd.)

Stamps. 5/40

2 Copy of these
Proceedings will
be communicated
to the Govt of
India.

Yours
✓

21 Feb 1898 (D.O. 20 Jan 1898)

2/10/80
Stamping
to all of the
Secretaries
Print

17.5.80

PRINT
17.5.80

How W. H.
Revenue Department
Rev. Govt. 817th Collyer/1880
No. 554

C. 4.5.80
107/109

Copy sent 20/7

17/

Revenue
JUDICIAL DEPARTMENT.

No. 554, A

554
17

To

THE HONORABLE SIR C. A. TURNER, Kt., C.I.E.,

Chief Justice of the High Court of Judicature,
Madras.

HONORABLE SIR,
I AM directed by His Grace the Governor
in Council to transmit to you the enclosed
Proceedings of the Madras Government of this
date, No. 554

I have the honor to be,
Honorable Sir,
Your most obedient Servant,

Collyer
PORT SAINT GEORGE
17.5.80 1880.

Secretary. A. 2
5 for

Jan 11/12

559
12/

15 Nov 80

Dear Mr. R. A. S.
for the purpose of before
drafting my paper

Mr.
L. A. S.
17/12/80
J. A. S.

G.O. 5/1/53

With reference to the suggestion of the High Court, contained in Para 3 of the above letter, the following is suggested by Secy: Govt of the Stamp Act (19/29) entries on the rolls of a High Court must be stamped with adhesive stamps of the value of 500 Rs. in the case of an advocate, while the duty of licensing the stamps so affixed is imposed upon the person affixing them.

2. It appears, therefore, that the High Court may not be able to accept the admission of a validly licensed advocate before the Collector of Customs with his stamps, as the Collector is not empowered to counter-sign the stamps as they are stamped. A register of all such stamps might be kept in the Collector's Office in communication with the Registrar of the High Court, in / out of any year, the number of the admission while the stamps are entered in the Collector's Office with their registration in the Collector's Office.

4/3/53 J.R.P.

The Board of Revenue
 No. 100 of 1953 8/1/53 + 24/2/53 + 34/5/53 (am.)
 No. 100 of 1953
 No. 100 of 1953