M.R.O. 14—13,000—27-9-24

MADRAS RECORD OFFICE.

Government of Madras.

Revenue **DEPARTMENT.**

G.O. No. 1087 Press Mis.

209-210

Dated 14—5—1867.

Not to be folded or roughly handled

Proceedings of the Madras Government, Revenue Department,
14th May 1867.

No. 209. Read the following Proceedings of the Madras Government in the Judicial Department :—

Communicating letter from Government of India respecting the form of Register of Stamp duties to be kept by the authorities concerned. } (Here enter 6th May 1867, No. 716.)

No. 210. ORDER THEREON, 14th May 1867, No. 1,087.

Separate Revenue, No. 12.
Stamps.

Ordered to be recorded.

(True Extract.)

(Signed) J. GROSE,
Under Secretary to Government.

Exd. S. T. Augustin

No. 43. Read the following letter fr om the Secretary to the Government of India, to the Chief Secretary to Government, Fort Saint George; dated Fort William, 30th March 1867, No. 3281.

Home Department.

I am directed to request that a daily Register, in the annexed form, of Stamp duties levied under Schedule B, Section 6, Act XXVI of 1867, may be kept by the authorities noted on the margin, in the jurisdiction of the Government of Madras.

The High Court and all other Courts, Civil, Criminal, or Revenue.
The Sudder Board of Revenue; and all Revenue Authorities.
All Commissioners of Revenue, or Circuit or Chief Officers charged with the executive administration of Divisions.
All Collectors and other Revenue Officers.
All Magistrates and other such Executive Officers.
All Commissioners and Collectors of Customs.
Municipal Commissioners of the Presidency Town.
All Magistrates or Justices of the Peace under Acts like Act XIV of 1856.
All Cantonment Magistrates sitting under Act III of 1859.
All Mofussil Courts of Small Causes under Act XI of 1865.
All Military Courts of Requests.

2. The Register should be kept with great care, and should be totalled every month. On the 30th September a grand total should be entered, and a copy of the Register should be sent to the Home Department of the Government of India as soon as possible after that date.

3. The Officers to whom the form is sent will, of course, only fill up so many of the columns as refer to them, and will fill up the headings with their respective official designations.

4. In conclusion, I am to express a hope that they will carefully but freely give their opinion on the working of the new Schedule.

RETURN of Stamp Duty levied under Schedule B., Section 6, Act XXVII., 1867, in the Court (or Office) of the of the District of

Column 1.	Column 2, Article I.	Column 3, Article II.	Column 4, Article III.			Column 5, Article IV.			Column 6, Article V.	Column 7, Article VI.	Column 8, Article VII.			Column 9, Articles VIII. and IX.		
			Copy of Decree or Order having the Force of a Decree.			Copy or translation of a Judgment or order not being, or having the force of, a Decree.					Mooktarnama, Wakedutnama, and other Power, filed or presented for the conduct of any *one* case in any Court, or before any Revenue or Executive Authority.			Petition of Appeal		
Date of day and month.	Bond or other obligation when given by direction of any Court or Revenue Authority — Duty, 8 Annas. *N. B.*—This applies to Bonds such as are detailed in Form D., Act XXV., 1861, and Act X., 1859, respectively; for the Duty on Bonds and obligations generally, see Schedule A, Act X., 1862.	Certificate granted under Acts XXVII., 1860, and XL., 1858, Bengal Act; and Regulation VIII., 1827, Bombay Code—Duty, as per value.	When passed by the High Court—Duty, Rupees 4.	When passed by any Civil Court other than the High Court, or by any Revenue Court.		When passed by the High Court—Duty, Rupee 1.	When passed by any Court other than the High Court, or by any Revenue Court, or by the Board of Revenue, or by any Chief Commissioner, or other Chief Revenue or Executive Authority, or by any Commissioner of Circuit, or any Chief Officer charged with the Executive Administration of a Division.		Copy of any Revenue or Judicial Proceeding, or Order not provided for, or of any Account, Statement, Report, or the like, when taken out of any Civil or Criminal Court, or Revenue Court or Office, or any Office of any Commissioner of Circuit, or any Chief Officer charged with the Executive Administration of a Division—Duty, 8 Annas per sheet.	Copy of any Deed, Instrument, or Writing, stamped in accordance with Schedule A, when left *by any party to a suit*, on Proceedings in place of the original withdrawn—Duty, either the same Duty as on the original Deed, &c., or else 8 Annas per sheet, provided Duty on copy does not exceed that on original.	When presented to the High Court, the Board of Revenue, the Chief Commissioner, or other Chief Revenue or Executive Authority—Duty, Rupees 2 in each case.	When presented to a Commissioner of Revenue or Circuit, or to any Chief Officer charged with the Executive Administration of a Division, or to a Commissioner of Customs—Duty, Rupee 1 in each case.	When presented to any Civil or Criminal Court, other than the High Court, or to any Revenue Court, or to any Collector or Magistrate or other Revenue or Executive Authority not already provided for—Duty, 8 Annas in each case.	When not from an Order rejecting a Plaint, or from a Decree or Order having the force of a Decree and,		When presented to the Board of Revenue, or to the Chief Commissioner, or other Chief Revenue or Executive Authority—Duty, Rupees 2.
				If Rupees 50 or less than Rupees 50 in value—Duty, 8 Annas.	If exceeding Rupees 50 in value—Duty, Rupee 1.		If Rupees 50 or less than Rupees 50 in value—Duty, 4 Annas.	If exceeding Rupees 50 in value—Duty, 8 Annas.						When presented to the High Court—Duty, Rupees 2.	When presented to any Civil Court other than the High Court, or to any Revenue Court other than the Board of Revenue—Duty, 8 Annas.	

in the Division of in the Province of in the Presidency of from the 1st May to the 31st August 1867.

Column 10, Article X.							Column 11, Article XI.				Column 12.	Column 13.	Column 14.	Column 15.	Column 16.	*N. B.*	Remarks.
Any other Petition and any Aplication							Petition of Plaint or Appeal in Civil or Revenue Courts outside the local limits of the Ordinary Original Civil Jurisdiction of Courts established by Royal Charter.				Note (*c*), Article XI.	Note (*e*), Article XI.	Note (*d*), Article XI.	Section 26, Act X., 1862.	Total of Duty collected.	Razeenamas and the like referred to in Article XIII., Schedule B, Act X., 1862, will now bear the Stamp Duty appropriate to such under the provisions of Schedule A.	In this column Courts and Officers will be so good as to bring to notice anything requiring notice in the working of the new Schedule.
When presented to the High Court—Duty, Rupees 2.	When presented to the Board of Revenue, or to the Chief Commissioner, or other Chief Revenue or Executive Authority, or to a Commissioner of Revenue or Circuit, or to any Chief Officer charged with Executive Administration of a Divison—Duty, Rupee 1.	When presented to, or when written down on Examination as provided by Section 7 by any Criminal Court, and containing a complaint of certain offences specified—Duty, Rupee 1.	When presented to any Civil Court, other than a principal Civil Court of Original Jurisdiction, or to any Cantonment Joint Magistrate sitting under Act III., 1859, or to any Court of Small Causes under Act XI., 1865, or to any Collector or Officer of Revenue, and when the Petition relates to any matter less than Rupees 50 in value—Duty, 1 Anna.	When presented to the ollector of Customs t any Presidency own to any Municial Commissioner, or any Magistrate or ustice of the Peace, nder any Act for he time being in rce for the conseranoy and improveent of any Presiency Town—Duty, Anna.	When presented to Civil, Criminal, or Revenue Court, or any Board of Revenue, or any Commissioner of Revenue or Circuit, or any Chief Officer charged with the Executive Administration of a Division, and when the Petition is for copy or translation of any Judgment, Decree, or Order, or other document on Record—Duty, 1 Anna.	When not otherwise provided for, nor exempted, and when presented to any Civil, Criminal or Revenue Court, or to any Collector or other Revenue Authority, or any Magistrate in his Executive capacity—Duty, 8 Annas.	Amount or value of the property claimed in each Suit or Appeal.	Amount of Stamp Duty levied in suits and appeals in Civil or Revenue Courts not otherwise provided for—Duty, as per scale.	Amount of Duty levied in a Military Court of Request or in the Court of a Cantonment Joint Magistrate under Act III., 1859, or in a Court of Small Causes established under Section 6, Act XXII, 1864—Duty, as per scale.	Amount of Duty levied in suits under Section 15, Act XIV., 1859, or in applications under Section I, Act XVI., 1838, and Act V., 1864, of the Bombay Code—Duty, ½ the value of that prescribed by the scale.	Excess of Duty paid in suits for mesne profits.	Additional Duty paid by respondents taking objections under Section 348, C. C. P.	Amount of Duty refunded on remands.	Amount of Duty refunded on compromises, &c.			

N. B.—A separate Memorandum should show in detail the amount of Stamp Duty levied under Note (*a*) and Note (*b*), Articles I., II., and III.

No. 45. ORDER THEREON, 6th May 1867, No. 716.

A copy of the foregoing letter, together with the form of Register annexed to it, will be furnished to the Courts and authorities specified in the margin of paragraph 1, and their attention will be drawn to the instructions contained in paragraphs 2 to 4.

2. The opinion called for in paragraph 4 should be given in the Remarks column of the Register, and a copy of the Register should be submitted so as to reach Government by the 15th of October next.

(True Extract).

G. J. Lumsden
Chief Secretary.

To the Honorable the Judges of the High Court.
" Board of Revenue.
" Magistrate of
" Cantonment Magistrate of
" Municipal Commissioners, Madras.
" Military Department.
" Revenue do.

Exd. J. Tulloch.

Rev.- 1867. Dept.
to Court for May
No.- 1219.
Proceedings of the
Judicial Depart.

Judl. Dept. Let. to Govt.
Col. 1581.

Dated 6th May.
Received 11th " 1867.
No.- 716.

Communicating
Letter from Govt. of India
respecting the Forms of
Registers & Stamps &c. to
be kept by the Authori-
ties concerned.

No.- 1087.

RECORDED.

No. 209-J.

11th May 1867.