

THE COURT-FEES (ORISSA AMENDMENT) ACT, 1967

TABLE OF CONTENTS

PREAMBLE

SECTIONS

1. Short title
2. Enactments repealed
3. Amendment of section 19, Act 7 of 1870
4. Amendment of Schedule 1, Act 7 of 1870

SCHEDULE

ORISSA ACT 11 of 1967

THE COURT-FEES (ORISSA AMENDMENT) ACT, 1967

[Received the assent of the Governor on the 15th July 1967, first published in an extraordinary issue of the Orissa Gazette, dated the 20th July 1967]

AN ACT TO AMEND THE COURT-FEES ACT, 1870 IN ITS APPLICATION TO THE STATE OF ORISSA

BE it enacted by the Legislature of the State of Orissa in the Eighteenth Year of the Republic of India, as follows :—

Short title *1. This Act may be called the Court-Fees (Orissa Amendment) Act, 1967.

Enactments repealed. 2. The enactments mentioned in the Schedule, in so far as they are applicable to any part of the State of Orissa, are hereby repealed.

Amendment of section 19 Act 7 of 1870. 3. In section 19 of the Court-Fees Act, 1870 (hereinafter referred to as the principal Act) in clause (viii) for the words "one thousand rupees" the words "two thousand rupees" shall be substituted. 7 of 1870

Amendment of Schedule I, Act 7 of 1870 4. In Schedule I to the principal Act for articles 11 and 12, the following articles shall be substituted, namely :—

Number		Proper fee
(1)	(2)	(3)
"11. Probate of a will or letters of administration with or without will annexed.	When the amount or value of the property in respect of which the grant of probate or letters is made exceeds two thousand rupees, on such amount or value up to ten thousand rupees,	Two per centum
	and	
	when such amount or value exceeds ten thousand rupees, on the portion of such amount or value which is in excess of ten thousand rupees up to fifty thousand rupees,	Three per centum
	and	
	when such amount or value exceeds fifty thousand rupees, on the portion of such amount or value which is in excess of fifty thousand rupees up to one lakh of rupees,	Four per centum
	and	
	when such amount or value exceeds a lakh of rupees, on the portion of such amount or value which is in excess of one lakh of rupees:	Five per centum

(1)

(2)

(3)

39 of 1925

Provided that when, after the grant of a certificate under the Indian Succession Act, 1925 or under the Regulation of the Bombay Code No. 8 of 1827, in respect of any property included in an estate, a grant of probate or letters of administration is made in respect of the same estate, the fee payable in respect of the latter grant shall be reduced by the amount of the fee paid in respect of the former grant.

12. Certificate under the Indian Succession Act, 1925.

When the amount or value of any debt or security specified in the certificate under section 374 of the Act, exceeds one thousand rupees, on such amount or value up to ten thousand rupees,

Two per centum, and on the amount or value of any debt or security to which the certificate is extended under section 376 of the Act, three per centum.

and

when such amount or value exceeds ten thousand rupees, on the portion of such amount or value which is in excess of ten thousand rupees up to fifty thousand rupees,

Three per centum, and on the amount or value of any debt or security to which the certificate is extended under section 376 of the Act, four-and-a-half per centum.

and

when such amount or value exceeds fifty thousand rupees, on the portion of such amount or value which is in excess of fifty thousand rupees up to one lakh of rupees,

Four per centum, and on the amount or value of any debt or security to which the certificate is extended under section 376 of the Act, six per centum.

and

when such amount or value exceeds a lakh of rupees, on the portion of such amount or value which is in excess of one lakh of rupees.

Five per centum, and on the amount or value of any debt or security to which the certificate is extended under section 376 of the Act, seven-and-a-half per centum."

SCHEDULE
(See section 2)

Number and year (1)	Short title (2)
Bihar and Orissa Act I of 1922	Bihar and Orissa Court-Fees (Amendment) Act, 1922.
Madras Act V of 1922	Madras Court-Fees (Amendment) Act, 1922
Central Provinces Act XVI of 1935	Court-Fees (Central Provinces Amendment) Act, 1935.