

FINANCE ACT

GOVERNMENT OF KERALA
Law (Legislation-A) Department

NOTIFICATION

22nd November, 1996

No.10322/Leg A2/96/Law.

Dated, Thiruvananthapuram

1 st Agrahayana, 1918.

The following Act of the Kerala State Legislature is hereby published for general information. The Bill as passed by the Legislative Assembly received the assent of the Governor on the 22nd day of November, 1996.

By order of the Governor,
E.K. REGHURAMACHANDRAN,
Special Secretary (Law)

ACT 23 OF 1996

THE KERALA FINANCE ACT, 1996

An Act to give effect to certain financial proposals of the Government of Kerala for the Financial year 1996-97.

Preamble.—Whereas it is expedient to give effect to certain financial proposals of the Government for the Financial Year 1996-97.

BE it enacted in the Forty-seventh Year of the Republic of India as follows:—

1. *Short title and commencement.*—(1) This Act may be called the Kerala Finance Act, 1996.

2. It shall be deemed to have come into force on the 29th day of July, 1996.—

3. *Amendment of Act 17 of 1959.*—In the Kerala Stamp Act, 1959 (17 of 1959),—

(1) in sub-section (1) of section 4, for the words "fifteen rupees", the words "one hundred rupees" shall be substituted;

(2) in the proviso to section 6, for the words "fifteen rupees", the words "one hundred rupees" shall be substituted;

(3) in the Schedule,—

(a) in columns (2) and (3), against serial No. 1 for the entries,

"Where the amount or value exceeds Rs. 20 but does : Twenty paise net exceed Rs. 100

Where it exceeds Rs. 100 but does not exceed Rs. 500 : Forty paise

Where it exceed Rs. 500 but does not exceed Rs. 1000 : Sixty paise

Where it exceed Rs. 1000 : One rupee",

the following entries shall be substituted, namely:—

When the amount or value does not exceed Rs. 1000 : Five rupees

When it exceeds Rs. 1000 : Ten rupees";

(b) in column (3), against serial No. 3, for the entry "Fifty rupees", the entry "Two hundred and fifty rupees", shall be substituted;

(c) in column (3), against serial No. 4, for the entry "Ten rupees", the entry "Twenty-five rupees", shall be substituted;

(ശേഷം 73-ാം പേജിൽ)

(66-ാം പേജിന്റെ തുടർച്ച)

(d) in column (3), against clause (c) of serial No. 5, for the entry "Fifteen rupees", the entry "Fifty rupees", shall be substituted;

(e) in column (3), against serial No. 7, for the entry "Seventyfive rupees", the entry "One hundred and fifty rupees", shall be substituted;

(f) in column (3), against clause (b) of serial No. 8, for the entry "Thirty rupees", the entry "Seventy-five rupees", shall be substituted;

(g) in column (3) against clause (b) of serial No. 12, for the entry 'Thirty rupees' the entry "one hundred rupees" and for the entry "one rupee fifty paise" the entry "three rupees" shall respectively be substituted.

(h) in column (3), against serial No. 13, for the entry "Two rupees fifty paise for every Rs. 100 or part thereof of the amount or value secured", the entry "Five rupees for every Rs. 100 or part thereof of the amount or value secured", shall be substituted;

(i) in column (3), against serial No. 14, for the entry, "Two rupees fifty paise for every Rs. 100 or part thereof of the amount or value secured", the entry "Five rupees for every Rs. 100 or part thereof of the amount or value secured", shall be substituted;

(j) in column (3), against serial No. 15, for the entry "One hundred rupees", the entry "Two hundred and fifty rupees" shall be substituted;

(k) in column (3), against serial No. 19, for the entry "Fifteen rupees for every Rs. 1000 or part thereof of the total amount subscribed" the entry "Twenty-five rupees for every Rs. 1000 or part thereof of the total amount subscribed", shall be substituted;

(l) in column (3), against serial No. 23, for the entries "Five rupees" and "Ten rupees", the entries "Ten rupees" and "Twenty rupees" shall, respectively, be substituted;

(m) in column (2), against clause (i) and in column (3), against clause (ii) of serial number 24, for the entry 'Fifteen rupees' the entry "one hundred rupees" shall respectively, be substituted;

(n) in column (3), against serial No. 27, for the entry "Ten rupees" the entry "Five hundred rupees", shall be substituted;

(o) in column (3), against serial No. 39, for the entry "Fifteen rupees", the entry "Fifty rupees", shall be substituted;

(p) in column (3), against clause (ii) of serial No. 42, for the entry "Five rupees for every Rs. 100 or part thereof of the amount or value of the separated share or shares of the property", the entry "Six rupees for every Rs. 100 or part thereof of the amount or value of the separated share or shares of the property", shall be substituted;

(q) for serial No. 43 and the entries relating thereto in columns (2) and (3), the following serial number and entries shall, respectively, be substituted, namely:-

"43 Partnership:

(a) Instrument of partnership deed

One thousand rupees

(b) Dissolution of partnership deed

Two hundred and fifty rupees.";

(r) in the entries relating to serial number 44, —

(i) in column (3), for the entry "Five rupees" against clause (a), the entry "Twenty-five rupees", shall be substituted;

(ii) in column (3) for the entry "Ten rupees" against clause (b), the entry "Fifty rupees", shall be substituted;

(iii) in column (3), for the entry "Thirty rupees" against clause (c), the entry "One hundred and fifty rupees" shall be substituted;

(ശേഷം 95-ാം പേജിൽ)

Registrar by A with a duly attested special power of attorney of C. The stamp vendor's endorsement on the power was written in Hindi. A admitted execution for himself and as agent. The document was kept pending for B. The consideration amount was to be paid before the Sub Registrar to A. (A, B, C എന്ന 3 പേർ ഒപ്പിട്ടതും 12,308 രൂപ പ്രതിഫലമുള്ളതും 2 സബ് രജിസ്ട്രാർമാരുടെ അധികാരപരിധിയിൽ കിടക്കുന്നതുമായ വസ്തുക്കൾ ഉള്ളതുമായ ഒരു വിലയാധാരം രജിസ്ട്രാറുവേണ്ടി A ഹാജരാക്കുന്നു. ആധാരത്തിന്റെ കൂടെ C യുടെ ഒരു പ്രത്യേക വകാലത്തും ഹാജരാക്കിയിട്ടുണ്ട്. വകാലത്തിന്റെ വെണ്ടർ വാചകം ഹിന്ദിയിൽ എഴുതിയിട്ടുള്ളതാണ്. A തനിക്കും ഏജൻറിന്റെ നിലയിലും ഒപ്പു സമ്മതിക്കുന്നു. B ക്കു വേണ്ടി ആധാരം പെൻഡിംഗിൽ വെച്ചു. ആധാരപ്രതിഫലം സബ് രജിസ്ട്രാർ മുന്പാകെ A യ്ക്ക് നൽകേണ്ടതാണ്.

- (b) A lease deed for a term of 10 years annual rent Rs. 250 per month with an advance of Rs. 1,000 is surrendered for a consideration of Rs 3,500. (10 വർഷത്തെ കാലാവധിയോടു കൂടിയ മാസത്തിൽ 250 രൂപ പാട്ടവും 1,000 രൂപ മുൻകൂർ ഉള്ളതുമായ ഒരു പാട്ടാധാരം 3,500 രൂപ പ്രതിഫലത്തിന് ഒഴിഞ്ഞുകൊടുക്കുന്നു.) 5
- (c) A deed of Divorce showing a consideration of Rs. 2,000 for the wife was registered. The deed stipulates that their 2 children aged 12 years and 10 years are to be paid Rs. 20 each per month towards their maintenance by the husband till they attain majority. (2,000 രൂപ പ്രതിഫലത്തിന്മേൽ ഒരു വിവാഹമോചനാധാരം രജിസ്ട്രാർ ചെയ്യുന്നു. 12 വയസ്സും 10 വയസ്സുമുള്ള തങ്ങളുടെ കുട്ടികൾ അവർ മേജറാകുന്നതു വരെ മാസത്തിൽ 20 രൂപ വീതം ചെലവിനു ഭർത്താവ് കൊടുക്കുന്നതാണെന്നു വ്യവസ്ഥ ചെയ്തിട്ടുണ്ട്.) 5
- (d) An application for a single search relating to a document in the year 1968 receives by a Sub Registrar. When search was conducted for the year it was found fruitless. Search was continued for 1969 and the entry was found. The copy of the document contains 1500 words. A request was also made to issue the copy on priority basis. (1968-ാമാണ്ടിലെ ഒരു ആധാര പകർപ്പിനുവേണ്ടി സബ് രജിസ്ട്രാർ ഒരു അപേക്ഷ സ്വീകരിക്കുന്നു. തിരച്ചിൽ നടത്തിയപ്പോൾ ഫലം ഗുരുമായി കണ്ടു. തുടർന്ന് 1969-ലെ കൊല്ലവും തിരച്ചിൽ നടത്തിയപ്പോൾ ആധാരം കണ്ടു. ആധാര പകർപ്പിൽ 1500 വാക്കുകൾ അടങ്ങിയിട്ടുണ്ട്. കൂടാതെ മുൻഗണനാടിസ്ഥാനത്തിൽ പകർപ്പ് നൽകണമെന്ന അപേക്ഷയും ഉണ്ട്.) 3
- (e) A mortgage deed executed in favour of a Co-operative Society for a loan of Rs 3,000 bearing an interest of 9 per cent per annum. The loan amount is to be repaid with interest by 20 yearly instalments of Rs.165 (കൊല്ലത്തിൽ 9 ശതമാനം പലിശ അടയ്ക്കാനുള്ള നിശ്ചയത്തോടു കൂടി ഒരു കോഓപ്പറേറ്റീവ് സൊസൈറ്റി പേരിൽ ഒരു 3000 രൂപയുടെ പണയാധാരം രജിസ്ട്രാർ ചെയ്യുന്നു. കടം വർഷം ഒന്നിന് 165 രൂപ തോതിൽ 20 വർഷം കൊണ്ടു തിരിച്ചടയ്ക്കണം.) 2
- XII. Describe in detail the duties of a Registering Officer with regard to acceptance of filing sheets presented along with documents. (ആധാരത്തിന്റെ കൂടെ ഹാജരാക്കുന്ന ഫയലിംഗ് ഷീറ്റ് സ്വീകരിക്കുന്നതിനെ സംബന്ധിച്ച് ഒരു രജിസ്ട്രാർ ഉദ്യോഗസ്ഥന്റെ ചുമതലകൾ എന്തൊക്കെയാണത്?) 5
- XIII. Describe the persons held to include under the expression 'A person executing a document' ('ആധാരത്തിൽ ഒപ്പിടുന്ന ആൾ' എന്ന പ്രയോഗത്തിൽ ആരെയെല്ലാം ഉൾപ്പെടുത്താമെന്ന് വിവരിക്കുക.) 4

(73-ാം പേജിന്റെ തുടർച്ച)

- (iv) in column (3), for the entry "One hundred rupees" against clause (d), the entry "Five hundred rupees", shall be substituted;
- (v) in column (3), for the entry "Thirty rupees for each person authorised" against clause (f), the entry "One hundred and fifty rupees for each person authorised", shall be substituted;
- (s) in the entry in column (3) against clause (b) of serial number 47, for the words 'one hundred and fifty rupees' and 'one hundred rupees' the words 'Two hundred rupees' and 'one hundred and fifty rupees' shall respectively, be substituted;
- (t) in column (3), against clause (b) of serial No. 50, for the entry 'Sixty rupees', the entry 'One hundred rupees', shall be substituted;
- (u) in the entry in column (3), against clause (b) of serial No. 51, for the words 'fifty rupees' at the end the words 'One hundred rupees' shall be substituted;
- (v) in column (2), against clause (a) of serial No. 54 and in column (3), against clause (b) of serial No 54 for the words 'fifty rupees' occurring in both the places, the words 'one hundred rupees' shall be substituted.