

# The Orissa Court-fees (Surcharge Amendment) Act, 1947

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### Act 20 of 1947

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The Orissa Court-fees (Surcharge Amendment) Act, 1947 Orissa Act No. 20 of 1947 Published vide Orissa Gazette Extraordinary 12.7.1947. An Act to amend the Court-fees Act, 1870 in its application to the Province of Orissa Whereas the Orissa Court-fees (Surcharge Amendment) Act, 1945, an Act to enhance the fees payable under the Court-fees Act, 1870, in its application to the Province of Orissa, will expire on the 22nd April, 1948; And whereas it is expedient to re-enact the provisions of the said Act; It is hereby enacted as follows :

### 1. Short title, extent and commencement.

(1) This Act may be called the Orissa Court-fees (Surcharge Amendment) Act, 1947. (2) It [extends] [The Act extended to all the partially excluded areas, see Orissa Gazette Part-3 of 1947.] to the whole of the Province of Orissa. (3) It shall come into force at once.

### 2. Enhancement of court-fees.

- Notwithstanding anything contained in the Court-fees Act, 1870 (hereinafter called the principal Act), in its application to Orissa all fees leviable under the principal Act shall be increased by a surcharge at the rates specified in the Schedule annexed hereto.

### 3. Application of the principal Act.

- The provisions of the principal Act, save in so far as they are inconsistent with anything herein contained, shall apply to this Act,

#### 4. Repeal of Orissa Act IV of 1945.

- The Orissa Court-fees (Surcharge Amendment) Act, 1945, is hereby repealed. The Schedule [See Section 2] Rates of surcharge on fees leviable under the Court-fees Act, 1870 in its application to Orissa

|  | Rates of Surcharge   |
|--|----------------------|
| 1. On every whole rupee  | Four annas per rupee |
| 2. (a) On a fraction of a rupee up to and including four annas   | One anna             |
| (b) On a fraction exceeding four annas but not exceeding eight annas   | Two annas            |
| (c) On a fraction exceeding eight annas but not exceeding twelve annas   | Three annas          |
| (d) On a fraction exceeding twelve annas but less than sixteen annas   | Four annas           |
| Illustration - On a Court-fee of Rs. 20-6-0 the surcharge will be $(20 \times 4) + 2$ annas i.e., Rs. 5-2-0 and the total Court-fee chargeable will be Rs. 25-8-0. |                      |