

The Court-Fees (Meghalaya Amendment) Act, 1990

MEGHALAYA

India

The Court-Fees (Meghalaya Amendment) Act, 1990

Act 8 of 1990

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The Court-Fees (Meghalaya Amendment) Act, 1990Meghalaya Act No. 8 of 1990Last Updated 19th February, 2020Published in the Gazette of Meghalaya, Extraordinary, dated the 19th July, 1990.[Received the assent of the Governor on the 11th July, 1990]An Act further to amend the Court-Fees Act, 1870 in its application to Meghalaya.Be it enacted by the Legislature of Meghalaya in the Forty-first Year of the Republic of India as follows:

1. Short title, extent and commencement.

(1)This Act may be called the Court-Fees (Meghalaya Amendment) Act, 1990.(2)It extends to the whole of Meghalaya with such exceptions or modifications as are in force.(3)It shall come into force on such date as the State Government may, by notification in the official Gazette, appoint.

2. Amendment of Schedule I of Act 7 of 1870.

- In Schedule I to the Court Fees Act, 1870-(1)for Article 1, the following shall be substituted, namely:-

Number		Proper fee
(1)	(2)	(3)
Plaint, written statement pleading a set-off or counter-claim or memorandum of appeal (not otherwise "I. provided for in this Act, or of cross-objection presented to any Civil or Revenue Court except those mentioned in Section 3	When the amount or value of the subject-matter in dispute does not exceed one hundred rupees, for every five rupees or part thereof of such amount or value.	One rupee
	and	

When such amount or value exceeds one hundred rupees, for every ten rupees or part thereof, in excess of one hundred rupees up to one hundred and fifty rupees and	Two rupees
When such amount or value exceeds one hundred and fifty rupees, for every ten rupees, or part thereof up to one hundred rupees and	Two rupees
When such amount or value exceeds one thousand rupees, for every one hundred rupees, or part thereof in excess of one thousand rupees up to seven thousand five hundred rupees and	Ten rupees
When such amount or value exceeds seven thousand five hundred rupees, for every two hundred and fifty rupees, or part thereof, in excess of seven thousand five hundred rupees up to ten thousand rupees and	Twenty rupees
When such amount or value exceeds ten thousand rupees, for every five hundred rupees, or part thereof, in excess of ten thousand rupees, up to twenty thousand rupees and	Thirty rupees
When such amount or value exceeds, twenty thousand rupees, for every one thousand rupees, or part thereof, in excess of twenty thousand rupees up to fifty thousand rupees and	Thirty-seven rupees
When such amount or value exceeds fifty thousand rupees, for every five thousand rupees, or part thereof in excess of fifty thousand rupees:	Fifty rupees
Provided that maximum fee leviable on a plaintiff's memorandum of appeal shall	

not exceed eleven thousand rupees".

(2) for Articles 6, 7, 8 and 9 the following shall be substituted, namely :-

"6. Copy or translation of a judgment or order not being or having the force of a decree	When such judgment or order is passed by any Civil Court other than High Court, or by the Presiding Officer of any Revenue Court or officer or by any other Judicial or Executive Authority:	Two rupees
	(a) if the amount or value of the subject-matter is fifty or less than fifty rupees	Three rupees
	(b) if such amount or value exceeds fifty rupees	Five rupees
7. Copy of a decree or order having the force of a decree	when such judgment or order is passed by a High Court	
	When such decree or order is made by any Civil Court other than a High Court, or by any Revenue Court-	
	(a) if the amount or value of the subject-matter of the suit wherein such decree or order is made is fifty or less than fifty rupees	Three rupees
	(b) if such amount or value exceeds fifty rupees	Four rupees
	when such decree or order is made by High Court	Ten rupees
8. Copy of any document liable to stamp-duty under the Indian Stamp Act, 1899 (Act 2 of 1899), when left by any party to a suit or proceeding in place of the original withdrawn	(a) when the stamp-duty chargeable on the original does not exceed one rupee	The amount of the duty chargeable on the original.
	(b) in any other case	Two rupees
9. Copy of any revenue or judicial proceeding or order not otherwise provided for by this Act, or copy of any account, statement, report or the like, taken out of any Civil or Criminal or Revenue Court or office or from the office of any Chief Officer charged with the executive administration of Division.	For every three hundred and sixty words or fraction of three hundred and sixty words	Two rupees".

(3) the table of rates of ad valorem fees leviable on the institution of suits at the end shall be substituted by the following:-Table of rates of ad valorem fees leviable on the institution of suits

When the amount or value of the subject-matter exceeds	But does not exceed	Proper fee
(1)	(2)	(3)
Rs.	Rs.	Rs. Np.
...	5	1.00
5	10	2.00
10	15	2.00
15	20	3.00
20	25	3.00
25	30	4.00
30	35	5.00
35	40	5.00
40	45	6.00
45	50	7.00
50	55	7.00
55	60	8.00
60	65	9.00
65	70	9.00
70	75	10.00
75	80	11.00
80	85	11.00
85	90	12.00
90	95	13.00
95	100	13.00
100	110	16.00
110	120	18.00
120	130	21.00
130	140	22.00
140	150	23.00
150	160	26.00
160	170	28.00
170	180	30.60
180	190	31.00
190	200	33.00
200	210	34.00
210	220	36.00

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220	230	37.00
230	240	39.00
240	250	41.00
250	260	42.00
260	270	44.00
270	280	45.00
280	290	47.00
290	300	49.00
300	310	50.00
310	320	52.00
320	330	53.00
330	340	55.00
340	350	57.00
350	360	58.00
360	370	60.00
370	380	61.00
380	390	63.00
390	400	64.00
400	410	66.00
410	420	68.00
420	430	69.00
430	440	71.00
440	450	72.00
450	460	74.00
460	470	76.00
470	480	77.00
480	490	79.00
490	500	80.00
500	510	82.00
510	520	83.00
520	530	85.00
530	540	87.00
540	550	88.00
550	560	90.00
560	570	91.00
570	580	93.00
580	590	95.00

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590	600	96.00
600	610	98.00
610	620	99.00
620	630	101.00
630	640	102.00
640	650	104.00
650	660	106.00
660	670	107.00
670	680	109.00
680	690	110.00
690	700	112.00
700	710	114.00
710	720	115.00
720	730	117.00
730	740	118.00
740	750	120.00
750	760	122.00
760	770	123.00
770	780	125.00
780	790	127.00
790	800	128.00
800	810	129.00
810	820	131.00
820	830	133.00
830	840	134.00
840	850	136.00
850	860	137.00
860	870	139.00
870	880	141.00
880	890	142.00
890	900	144.00
900	910	145.00
910	920	147.00
920	930	149.00
930	940	150.00
940	950	151.00
950	960	153.00

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960	970	155.00
970	980	156.00
980	990	158.00
990	1,000	159.00
1,000	1,100	169.00
1,100	1,200	179.00
1,200	1,300	189.00
1,300	1,400	199.00
1,400	1,500	209.00
1,500	1,600	219.00
1,600	1,700	229.00
1,700	1,800	239.00
1,800	1,900	249.00
1,900	2,000	259.00
2,000	2,100	268.00
2,100	2,200	278.00
2,200	2,300	288.00
2,300	2,400	298.00
2,400	2,500	308.00
2,500	2,600	318.00
2,600	2,700	328.00
2,700	2,800	338.00
2,800	2,900	348.00
2,900	3,000	358.00
3,000	3,100	367.00
3,100	3,200	377.00
3,200	3,300	387.00
3,300	3,400	397.00
3,400	3,500	407.00
3,500	3,600	417.00
3,600	3,700	427.00
3,700	3,800	437.00
3,800	3,900	447.00
3,900	4,000	457.00
4,000	4,100	466.00
4,100	4,200	476.00
4,200	4,300	486.00

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4,300	4,400	496.00
4,400	4,500	506.00
4,500	4,600	516.00
4,600	4,700	526.00
4,700	4,800	536.00
4,800	4,900	546.00
4,900	5,000	556.00
5,000	5,100	565.00
5,100	5,200	575.00
5,200	5,300	585.00
5,300	5,400	595.00
5,400	5,500	605.00
5,500	5,600	615.00
5,600	5,700	625.00
5,700	5,800	635.00
5,800	5,900	645.00
5,900	6,000	655.00
6,000	6,100	664.00
6,100	6,200	674.00
6,200	6,300	684.00
6,300	6,400	694.00
6,400	6,500	704.00
6,500	6,600	714.00
6,600	6,700	724.00
6,700	6,800	734.00
6,800	6,900	744.00
6,900	7,000	754.00
7,000	7,100	763.00
7,100	7,200	773.00
7,200	7,300	783.00
7,300	7,400	793.00
7,400	7,500	803.00
7,500	7,750	813.00
7,750	8,000	823.00
8,000	8,250	833.00
8,250	8,500	843.00
8,500	8,750	853.00

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8,750	9,000	862.00
9,000	9,250	872.00
9,250	9,500	882.00
9,500	9,750	892.00
9,750	10,000	1,001.00
10,000	10,500	1,031.00
10,500	11,000	1,090.00
11,000	11,500	1,090.00
11,500	12,000	1,120.00
12,000	12,500	1,150.00
12,500	13,000	1,179.00
13,000	13,500	1,209.00
13,500	14,000	1,239.00
14,000	14,500	1,268.00
14,500	15,000	1,298.00
15,000	15,500	1,328.00
15,500	16,000	1,357.00
16,000	16,500	1,387.00
16,500	17,000	1,417.00
17,000	17,500	1,447.00
17,500	18,000	1,476.00
18,000	18,500	1,505.00
18,500	19,000	1,536.00
19,000	19,500	1,565.00
19,500	20,000	1,595.00
20,000	21,000	1,569.00
21,000	22,000	1,674.00
22,000	23,000	1,714.00
23,000	24,000	1,753.00
24,000	25,000	1,786.00
25,000	26,000	1,833.00
26,000	27,000	1,872.00
27,000	28,000	1,912.00
28,000	29,000	1,951.00
29,000	30,000	1,991.00
30,000	31,000	2,031.00
31,000	32,000	2,070.00

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32,000	33,000	2,110.00
33,000	34,000	2,149.00
34,000	35,000	2,189.00
35,000	36,000	2,229.00
36,000	37,000	2,268.00
37,000	38,000	2,314.00
38,000	39,000	1,347.00
39,000	40,000	2,387.00
40,000	41,000	2,427.00
41,000	42,000	2,460.00
42,000	43,000	2,505.00
43,000	44,000	2,545.00
44,000	45,000	2,585.00
45,000	46,000	2,635.00
46,000	47,000	2,664.00
47,000	48,000	2,704.00
48,000	49,000	2,743.00
49,000	50,000	2,783.00
50,000	55,000	2,833.00
55,000	60,000	2,882.00
60,000	65,000	2,932.00
65,000	70,000	2,981.00
70,000	75,000	3,031.00
75,000	80,000	3,080.00
80,000	85,000	3,130.00
85,000	90,000	3,179.00
90,000	95,000	3,229.00
95,000	1,00,000	3,278.00
1,00,000	1,05,000	3,328.00
1,05,000	1,10,000	3,377.00
1,10,000	1,15,000	3,427.00
1,15,000	1,20,000	3,476.00
1,20,000	1,25,000	3,526.00
1,25,000	1,30,000	3,575.00
1,30,000	1,35,000	3,625.00
1,35,000	1,40,000	3,674.00
1,40,000	1,45,000	3,724.00

1,45,000	1,50,000	3,773.00
1,50,000	1,55,000	3,823.00
1,55,000	1,60,000	3,872.00
1,60,000	1,65,000	3,922.00
1,65,000	1,70,000	3,971.00
1,70,000	1,75,000	4,021.00
1,75,000	1,80,000	4,070.00
1,80,000	1,85,000	4,120.00
1,85,000	1,90,000	4,169.00
1,90,000	1,95,000	4,219.00
1,95,000	2,00,000	4,268.00
2,00,000	2,05,000	4,318.00

and the fee increases at the rate of forty-one rupees and twenty five paise for every five thousand rupees or part thereof, up to a maximum fee of eleven thousand rupees for example:-

When the amount or value of the subject-matter exceeds (1)	But does not exceed (2)	Proper fee (3)
	Rs.	Rs. Np.
	3,00,000	5,258.00
	4,00,000	6,248.00
	5,00,000	7,238.00
	6,00,000	8,228.00
	7,00,000	9,218.00
	8,00,000	10,208.00
	9,00,000	11,198.00
	10,00,000	12,188.00
	11,00,000	13,178.00
	11,05,000	13,228.00

3. Amendment of Schedule II of Act 7 of 1870.

- For Schedule II to the Principal Act, the following shall be substituted, namely:- "Schedule II Fixed Fees

Number	Proper Fee
1. Application or petition	(a) When presented to any officer of the Customs or Excise Department or to any Magistrate by any person having dealings with the Government, and when the subject-matter of such application
	One rupee

relates exclusively to those dealings;

or

when presented to any Municipal Board or other local authority constituted under any Act for the time being in force for the conservancy or improvement of any place, if the application or petition relates solely to such conservancy or improvement; or

when presented to any Civil Court other than a principal Civil Court of original jurisdiction, or to any Court of Small Causes constituted under Act No. 11 of 1865 or under Act No. 16 of 1868, Section 20 or to a Collector or other officer of revenue in relation to any suit or case in which the amount or value of the subject-matter is less than fifty rupees; or

when presented to any Civil, Criminal or Revenue Court, or to any Board or executive officer for the purpose of obtaining a copy or translation of any judgment, decree or order passed by such Court, Board or officer, or of any other document on record in such Court or Office

(b) When presented in a Regional Transport Authority or State Transport Authority containing a prayer for permit for Contract Carriage, Stage Carriage, Private Carrier or Public Carrier or for any other purpose

Twelve rupees

(c) When containing a complaint or charge of any offence other than an offence for which police officer may, under the Criminal Procedure Code, arrest without warrant and presented to any Criminal Court; or when presented to a Civil, Criminal

In the case of a complaint or charge of an offence presented to a criminal court or in the case of an application or petition presented to any officer of land revenue by any person

or Revenue Court, or to a Collector or any revenue officer having jurisdiction equal or subordinate to a Collector, or to any Magistrate in his executive capacity, and not otherwise provided for by this Act, or to deposit in Court as revenue or rent; or for determination by a Court of the amount of compensation to be paid by a land lord to his tenant; or when presented to a Collector or other officer making a settlement of land revenue, or to a Board of Revenue, or a Commissioner of Revenue, relating to matters connected with the assessment of land or the ascertainment of rights thereto or interest therein, if presented previous to the final confirmation of such settlement; or	holding temporarily settled land under direct engagement with Government, and when the subject-matter of the application or petition relates exclusively to such engagement one rupee and sixty-five paise and in other case one rupee and ten paise.
When presented to any officer of land revenue by any person holding temporarily settled land under direct engagement with Government, and when the subject-matter of the application or petition relates exclusively to such engagement.	Two rupees
When presented to any officer of land revenue by any person the kabulyat application for settlement of land under direct engagement with Government	Three rupees
(d) When presented to a Chief Commissioner or other Chief Controlling Revenue or Executive Authority, or to a Commissioner of Revenue or Circuit, or to any chief officer charged with the executive administration of a Division and not otherwise provided for by this Act	Four rupees
(e) When presented to a High Court	Sixty rupees

	(i) under Article 226 of the Constitution	
	(ii) in all other matters	Twelve rupees
	(f) When presented to any officer containing prayer for settlement of fishery, ferry, forest produce, forestmahals, elephant mahals, or an officer giving terms for acceptance of Government for any construction or an application for a permit or licence to deal in controlled commodities	
	(g) When presented to an Appropriate Revenue Authority for demarcation of land-	
	(i) when the area of such land does not exceed one hectare	Three rupees
	(ii) for each subsequent area of one hectare or part thereof	Two rupees
1-A.	Application to any Civil Court that that records may be called for from another Court	Two rupees in addition to any fee levied on the application under Clause (a), Clause (c) or Clause (e) of Article 1 of this Schedule.
2.	Application for leave to sue as a pauper	Two rupees
3.	Application for leave to appeal as a pauper	(a) When presented to a District Court Three rupees (b) When presented to a commissioner or a High Court Four rupees
4.	
5.	Plaint or memorandum of appeal in a suit to establish or disprove a right of occupancy	
6.	Bail-bond or other instrument of obligation given in pursuance of an order made by a Court or Magistrate under any section of the Code of Criminal Procedure,	Two rupees

	1898 (Act 5 of 1898) or the Code of Civil Procedure, 1908 (Act 5 of 1908) and not otherwise provided for by this Act	
	Undertaking under Section 49 of the Indian Divorce Act, 1869 (Act 4 of 1869).	
7.	
8.	
9.	
10.	Mukhtarnama or Wakalatnama	<p>When presented for the conduct of any one case-</p> <p>(a) to any Civil or Criminal Court other than a High Court, or to any Revenue Court, or to any Collector or Magistrate, or other executive officer except such as are mentioned in Clauses (b) and (c) of this number. Two rupees</p> <p>(b) to a Commissioner of Revenue, Circuit or Customs officer or to any officer charged with the executive administration of a Division, not being the Chief Revenue or Executive Authority Three rupees</p> <p>(c) to a High Court, Chief Commissioner, Board of Revenue, or other Chief Controlling Revenue or executive authority or an appellate authority prescribed under the Motor Vehicles Act, 1939 (Act 4 of 1939) or to an appellate authority prescribed under the Assam Sales Tax Act, 1947 (Assam Act 17 of 1947). Seven rupees</p>
11.	Memorandum of appeal when the appeal is not from a decree or an order having the force of a decree, and is presented-	<p>(a) to any Civil Court other than a High Court, or to any Revenue Court or executive officer other than the High Court or Chief Controlling Revenue or Executive Authority except an authority specified in Clause (b) Four rupees</p>

	(b) to an Excise Appellate Authority under Rule 340 of the Assam Excise Rules	Twenty rupees
	(c) to a High Court or Chief Commissioner, or other Chief Controlling Executive or Revenue Authority except an authority prescribed in Clause (b)	Thirteen rupees
	(d) to an Excise Appellate Authority under Rule 341 of the Assam Excise Rules	Sixty-six rupees
	(e) to a High Court in Miscellaneous revenue matters except (f) below or to an appellate authority prescribed under the Motor Vehicles Act, 1939 (Act 4 of 1939); and	Twenty rupees
	(f) to a High Court in appeal and revision matters arising out of settlement of fishery-	
	(i) when the bid money is below ten thousand rupees	Twenty rupees
	(ii) when the bid money is above ten thousand rupees but below twenty-thousand rupees	Thirty-three rupees
	(iii) when the bid money is above twenty thousand rupees	Forty rupees
12.	Caveat. Application under Act No. 10 of 1859, Section 26, or Bengal Act No. 6 of 1862, Section 9, or Bengal Act No. 8 of 1859, Section 37 Petition in suit under the Native	Seven rupees
13.	Converts' Marriage Dissolution Act, 1866 (Act 21 of 1866)	Seven rupees
14.	Seven rupees
15.	
16.	
17.		Twenty rupees

<p>Plaint or memorandum of appeal in each of the following suits-</p>	<p>(i) to alter or set aside a summary decision or order of any of the Civil Courts not established by Letters Patent or of any Revenue Court;</p> <p>(ii) to alter or cancel any entry in a register of the names of proprietors of revenue-paying estates</p> <p>(iii) to obtain a declaratory decree where no consequential relief is prayed</p> <p>(iv) to set aside an award</p> <p>(v) to set-aside an adoption</p> <p>(vi) every other suit where it is not possible to estimate at a money-value the subject-matter in dispute, and which is not otherwise provided or by this Act</p>	<p>Twenty-four rupees</p> <p>Twenty rupees</p> <p>Twenty-seven rupees</p> <p>Twenty rupees</p>
<p>Application under Section 14 of Section 20 of the Indian Arbitration Act, 1940 (Act 10 of 1940), for a direction for filing an award or for an order for filing an agreement</p>	<p>When presented to a Munsif's Court</p> <p>When presented to any other Court</p>	<p>Twenty rupees</p> <p>Sixty-six rupees</p>
<p>Agreement in writing stating in question for the opinion of the Court under the Code of Civil Procedure, 1908 (Act 5 of 1908)</p>		<p>Twenty rupees</p>
<p>Every petition under the Indian Divorce Act, 1869 (Act 4 of 1869) except petitions under Section 44 of the same Act, and every memorandum of appeal under Section 55 of the same Act</p>		<p>Twenty-seven rupees.</p>

	Plaint or memorandum of appeal under the	
21.	Parsi Marriage and Divorce Act, 1865 (Act 15 of 1865)	Twenty-seven rupees