



The Maharashtra Special Provision for Payment of Court-fees Act, 1976

Act 32 of 1976

Keyword(s):

Collection of Fees, Payment of Court-Fees, Cancellation

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**THE MAHARASHTRA SPECIAL PROVISION FOR PAYMENT OF
COURT-FEES ACT, 1976.**

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PREAMBLE

SECTIONS

1. Short title, commencement and duration.
2. Use of receipts and *challans* in lieu of stamps permissible for certain period.

MAHARASHTRA ACT No. XXXII OF 1976.¹

[THE MAHARASHTRA SPECIAL PROVISION FOR PAYMENT OF COURT-FEES
ACT, 1976.]

[22nd July 1976]

An Act to make temporary provisions for the collection of fees charged or chargeable under the Bombay Court-fees Act, 1959, otherwise than by stamps.

WHEREAS it is expedient to provide for the collection of court-fees otherwise than by stamps ; It is hereby enacted in the Twenty-seventh Year of the Republic of India as follows :—

1. (1) This Act may be called the Maharashtra Special Provision for Payment of Court-fees Act, 1976. Short title,
commence-
ment and
duration.

(2) It shall come into force on such date as the State Government may, by notification in the *Official Gazette*, appoint.

(3) It shall remain in force for a period of two years commencing on the date on which this Act is brought into force under sub-section (2) and shall then expire ; and the provisions of section 7 of the Bombay General Clauses Act, 1904, shall apply upon expiry of this Act as if it had then been repealed by a Maharashtra Act.

2. (1) During the period that this Act remains in force, the fees referred to in section 3 of the Bombay Court-fees Act, 1959, or chargeable under the said Act, may, notwithstanding anything contained in section 37 or any other provisions of that Act to the contrary, be collected in cash in any Government treasury, and the receipt or *challan* therefor shall be duly given by the officer in charge thereof ; and any such receipt or *challan* may also be used for the purposes of that Act and the rules thereunder during the period aforesaid, as if the receipt or *challan* were a stamp duly issued under the aforesaid Act by the State Government for the amount paid. Use of
receipts and
challans in
lieu of
stamps
permissible
for certain
period.

(2) The receipt or *challan* shall be cancelled by the officer appointed under section 42 of the said Act by writing on or stamping the receipt or *challan* "Cancelled" and signing and dating the cancellation.

Explanation.—For the purposes of this section, "Government treasury" includes a Government Sub-treasury, the General Stamp Office, Bombay, and any other place as the State Government may, by notification in the *Official Gazette*, appoint in this behalf.

¹ For Statement of Objects and Reasons, see *Maharashtra Government Gazette*, 1976, Part V, page 297.