

BENGAL, AGRA AND ASSAM CIVIL COURT (AMENDMENT) ACT, 1965

The 8th June 1965 No.LJL.44/64/50.—The following - Act Of the Assam Legislative Assembly which received the assent of the President is hereby published for general information. ASSAM ACT IX OF 1965 (Received the assent of the President on the 1st June, 1965 [Published in the Assam Gazette, Extraordinary, dated the 8th June, 1965 THE BENGAL, AGRA AND ASSAM CIVIL COURTS (ASSAM AMENDMENT) ACT, 1965 An Act further to amend the Bengal, Agra and Assam Civil Courts Act, 1887, in its application to the State of Assam. Whereas it is expedient further to amend the Bengal, Agra and Assam Civil Courts Act, 1887, herein after called the principal Act, in its application to the in the manner hereinafter State of Assam, appearing :— It is hereby enacted in the Sixteenth Year of the Republic of India as follows 1. (1) This Act may be called the Bengal, Agra and Short • title, extent and Assam Civil Courts (Assam Amendment) Act, 1965. commencement, 2 (2) It extends to the State of Assam; (3) It shall come into force on such date as the State Government may, by notification in the Official Gazette, appoint. Amendment 2. In section 19 of the principal Act, — of section 19 of Central Act 12 of 1887. (1) in sub-section (1), for the words "one thousand rupees" at the end the words "three thousand rupees" shall be substituted ; (2) for sub-section (2) the following shall be substituted, namely :— "(2) The State Government may, On the recommendation of the High Court, direct, by notification in the Official Gazette with respect to any- Munsif named therein that his jurisdiction shall extend to all like suits of such thousand rupees as may be specified in the notification : Provided that the State Government may, by notification in the Official Gazette, delegate to the High Court its powers under this section." 3, In section 21 of the principal Act, in clause (a) Amendment of section 21 of sub-section (1), for the words "five thousand rupees" Of Central the words "seventy thousand - rupees" shall be substituted. 1887

4. In section 36 of the principal Act, in clause (a) Amendment of section 36 of sub-section (1), for the words 'Territories administered by the Chief Commissioner of Assam except Act -12 of the district of Sylhet' occurring between the words 1887.' 'the' and 'or' the words "State of Assam" shall be substituted. 5. (1) The provision of clause (a) of sub-section (1) Central Act Retrospective operation of section 21 of the Bengal* Agra and Assam Civil 12 Of 1887• lion. Courts Act, 1887, as amended by section 3 of this Act shall apply irrespective of the fact that suits, proceedings, decrees or orders out of which the appeals referred to therein arise were instituted or • made prior to the commencement of this-Act. (2) Notwithstanding anything to the contrary contained in the Limitation Act, 1963, an appeal from a decree or order made before the commencement of this Act, which but for the provisions of this Act, would have been preferred before the High Court within ninety days from the date of such decree or order, shall be preferred before the District Judge, within the said period, 6, Nothing in this Act shall be deemed to affect Savings any appeal instituted prior to the commencement of this Act, B; SARMA, Secretary to the Govt. of Assam; Law Department