

GOVERNMENT OF KERALA
Law (G) Department

CIRCULAR

No.6067/G4/77/Law.

Dated, Trivandrum, 18th May, 1977.

Sub:- Court - Fee Stamps on petitions received by the Government, Heads of Departments etc. – Directions – Regarding.

Ref:- Circular No.6859/G3/67/Law dated 22nd June 1967.

Under section 4 of the Kerala Court-fees and Suits Valuation Act, 1959 no document which is chargeable with fee under that Act shall be filed, exhibited or recorded in or be acted on or furnished by, any public office or be acted on or furnished by any public officer, unless in respect of such document there be paid a fee of an amount not less than that indicated as chargeable under the Act. In the circular referred to above the Government have invited the attention of the Departments of the Secretariat to the relevant provisions of the Act and impressed upon them the necessity of satisfying themselves that proper court-fee labels are affixed on all petitions and applications received by them. However, several instances where petitions and applications without proper court-fee stamps being affixed thereto have been received to the Departments of the Secretariat and acted on, have been brought to the notice of the Government. It is also seen that public officers including the Heads of Departments are generally not quite aware of the requirement of law regarding affixing of court-fee stamps on petitions, applications etc., presented before them. The following relevant provisions in the Kerala Court-fees and Suits Valuation Act, 1959 regarding the fixing of court-fee labels on petitions, applications etc., presented to Government/Public Officers are again brought to the attention of the Department of the Secretariat, Heads of Departments and other public officers. They are requested to satisfy themselves that proper court-fee labels as detailed below are affixed on all petitions and applications received by them unless the fees leviable in such petitions and applications are exempted under section 72 or remitted under section 75 of the Act.

1. Application or petition presented to Government and not otherwise provided for in the Act –
 - (i) which involves the exercise or non-exercise of power conferred by law or rule having the force of law Two rupee
 - (ii) in other cases One rupee
[Vide Art. 10(i) of the Second Schedule of the Act]

2. Application or petition presented to Board of Revenue or Chief executive authority and not otherwise provided for in the Act –
- (i) which involves the exercise or non exercise of power conferred by law or rule having the force of law Two rupee
 - (ii) in other cases One rupee
[Vide Art. 10 (j) of the Second Schedule to the Act]
3. Application or petition not falling under 1 and 2 above and presented to a Public Officer of in a Public Office and not otherwise provided for in the Act –
- (i) which involves the exercise or non-exercise of power conferred by law or rule having the force of law One rupee
 - (ii) in other cases - Two rupee
[Vide Art. 10 (k) of the Second Schedule to the Act]
4. Mukhtarnama, Vakkalathanama or any paper signed by an Advocate signifying or intimating that he is retained for a party –
When presented –
- (i) to any Court other than the High Court or to any collector or Magistrate or executive officer Two rupee
 - (ii) to the Board of Revenue or a Chief executive authority Three rupee
 - (iii) to the High Court Five rupee
 - (iv) to the Government Five rupee
- [Vide Art, 16 of the Second Schedule to the Act]

M. SEKHARAN,
Law Secretary.

To

- (i) All Departments of the Secretariat
- (ii) All Heads of Departments
- (iii) Stock File.