

THE UTTAR PRADESH COURT FEES (PAYMENT IN CASH)

ACT, 1975¹

[U. P. Act No. 9 of 1975]

[Passed in Hindi by the Uttar Pradesh Legislative Assembly on February 25, 1975, and by the Uttar Pradesh Legislative Council on March 12, 1975.]

Received the assent of the Governor on March 23, 1975, under Article 200, of the Constitution of India and was published in the *Uttar Pradesh Gazette Extraordinary*, dated March 25, 1975.]

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ACT

to provide for payment of court fees payable under the Court Fees Act, 1870, in cash in certain circumstances

It is hereby enacted in the Twenty-sixth Year of the Republic of India as follows :—

**Short title
and extent**

1. (1) This Act may be called the Uttar Pradesh Court Fees (payment in cash) Act, 1975.

(2) It extends to the whole of Uttar Pradesh.

**Insertion of
new section
25-A in Act
no. 7 of 1870**

2. After section 25 of the Court Fees Act, 1970, the following section shall be inserted, namely :—

**Payment of
Court fees in
cash**

“25-A (1) Notwithstanding anything contained in section 25, in case of temporary shortage of court fees stamps of required denominations, the court fee due on a document not exceeding fifty rupees, may be paid in cash to such subordinate officer or clerk of the High Court or of the subordinate court or of the authority or officer receiving the document, as may be specified by such court, authority, or officer, and such subordinate officer or clerk shall grant a receipt for the same which shall be affixed on the document concerned, and such affixation shall have the same effect, as if the court fee of that amount has been duly paid in accordance with this Act.

(2) The clerk or the officer receiving the cash in lieu of the court fee shall deposit it as revenue from judicial stamps under the head “O—30. Stamp and Registration Fees” in the treasury or the bank, as the case may be.

(3) The State Government may by general order make rules regarding the maintenance of accounts of the amount so paid in cash.

(4) The rules and orders relating to punching and cancellation of court fee stamps shall **mutatis mutandis** apply in relation to the receipt referred to in sub-section (1).

1. For Statement of Objects and Reasons see Uttar Pradesh Gazette Extraordinary, dated February 28, 1975.

[The Uttar Pradesh Court Fees (Payment In Cash) Act, 1975]

(5) In the case of court fee due on a document exceeding fifty rupees, it may, in like circumstances, be paid in cash into the treasury (including a sub-treasury), and on such payment, the officer-in-charge of the treasury shall certify by endorsement on the document, the amount of court fee so paid in cash, and such endorsement shall have the same effect as if the court fee has been duly paid in accordance with this Act.”

**Repeal and
Savings**

3. (1) The Uttar Pradesh Court Fees (Payment in Cash) Ordinance, 1975, is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance shall be deemed to have been done or taken under this Act as if this Act had come into force on January 31, 1975.

