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PART III— Acts of the West Bengal Legislature

GOVERNMENT OF WEST BENGAL
LAW DEPARTMENT

Legislative

NOTIFICATION

No.983-L.—4th August, 2006.—The following Act of the West Bengal Legislature, having been assented to by the Governor, is hereby published for general information :—

West Bengal Act XX of 2006

THE WEST BENGAL COURT-FEES (AMENDMENT) ACT, 2006.

[Passed by the West Bengal Legislature.]

[Assent of the Governor was first published in the *Kolkata Gazette*,
Extraordinary, of the 4th August, 2006.]

An Act to amend the West Bengal Court-fees Act, 1970.

WHEREAS it is expedient to amend the West Bengal Court-fees Act, 1970, for the purposes and in the manner hereinafter appearing; West Ben. Act
X of 1970.

It is hereby enacted in the Fifty-seventh Year of the Republic of India, by the Legislature of West Bengal, as follows:—

Short title and
commencement.

1. (1) This Act may be called the West Bengal Court-fees (Amendment) Act, 2006.

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

Insertion of new
section after
section 20 of West
Ben. Act X of
1970.

2. After section 20 of the West Bengal Court-fees Act, 1970 (hereinafter referred to as the principal Act), the following section shall be inserted:—

“Refund of fee in case of reference under section 89 of the Code of Civil Procedure, 1908. 20A. Where the court refers the parties to the suit to any of the modes of settlement of dispute referred to in section 89 of the Code of Civil Procedure, 1908, the plaintiff shall be entitled to a certificate from the court authorising him to receive back from the Collector, the full amount of the fee paid in respect of such plaint.” 5 of 1908.

Amendment of
Schedule II.

3. In Schedule II to the principal Act, —

(1) in column (3) against serial No. 1 in column (1),—

(a) for the words “Five hundred rupees or one *per centum* of award, whichever is more”, occurring against clause (i) in sub-item (b) of item (10) in column (2), the words “Five hundred rupees.” shall be substituted;

The West Bengal Court-fees (Amendment) Act, 2006.
(Section 3.)

- (b) for the words "One thousand rupees or one and half *per centum* of award, whichever is more.", occurring against clause (ii) in sub-item (b) of item (10) in column (2), the words "One thousand rupees." shall be substituted;
 - (c) for the words "Five thousand rupees or one and half *per centum* of award, whichever is more.", occurring against clause (iii) in sub-item (b) of item (10) in column (2), the words "Five thousand rupees." shall be substituted;
- (2) for item (iv) of serial No. 17 in column (1), the following item shall be substituted:—

"(iv) to set aside an award other than an arbitral award as defined in clause (c) of sub-section (1) of section 2 of the Arbitration and Conciliation Act, 1996,"

26 of 1996.

By order of the Governor,

S. K. CHAKRABARTI,
Secy. to the Govt. of West Bengal,
Law Department.