

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

(3) In sub-section (1), for the words "one thousand rupees" at the end of the words "the amount of the deposit", the following shall be substituted:—

(4) The State Government may, on the recommendation of the High Court, order by notification in the Official Gazette, to vary the amount of the deposit.

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.

Preamble Whereas it is expedient further to amend the Ben- Central Act
gal, Agra and Assam Civil Courts Act, 1887, herein- 12 of 1887.
after called the principal Act, in its application to the
State of Assam, in the manner hereinafter
appearing:—

It is hereby enacted in the Sixteenth Year of the Republic of India as follows:—

Short title, extent and commencement.

1. (1) This Act may be called the Bengal, Agra and Assam Civil Courts (Assam Amendment) Act, 1965.

(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
of section 19
of Central
Act 12 of
1887.

2. In section 19 of the principal Act, —

(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 value not exceeding five 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."

Amendment
of section 21
of Central
Act 12 of
1887.

3. In section 21 of the principal Act, in clause (a) of sub-section (1), for the words "five thousand rupees" the words "seven thousand rupees" shall be substituted.

Amendment
of section 36
of Central
Act 12 of
1887.

4. In section 36 of the principal Act, in clause (a) of sub-section (1), for the words "territories administered by the Chief Commissioner of Assam except the district of Sylhet" occurring between the words "the" and "or" the words "State of Assam" shall be substituted.

Retrospec-
tive opera-
tion.

5. (1) The provision of clause (a) of sub-section (1) of section 21 of the Bengal, Agra and Assam Civil 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. Central Act 12 of 1887.

(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 Central Act 36 of 1963.

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.

Savings . . . 6. Nothing in this Act shall be deemed to affect any appeal instituted prior to the commencement of this Act.

**B: SARMA,
Secretary to the Govt. of Assam,
Law Department**