



TAMIL NADU GOVERNMENT GAZETTE

EXTRAORDINARY

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Part IV—Section 1

Tamil Nadu Bills

BILL INTRODUCED IN THE LEGISLATIVE ASSEMBLY OF THE STATE OF TAMIL NADU

Under rule 130 of the Tamil Nadu Legislative Assembly Rules, the following Bill which was introduced in the Legislative Assembly of the State of Tamil Nadu on 7th April 2010 is published together with Statement of Objects and Reasons for general information:—

L.A. BILL No. 16 of 2010

A Bill further to amend the Tamil Nadu Civil Courts Act, 1873 and the Chennai City Civil Court Act, 1892.

BE it enacted by the Legislative Assembly of the State of Tamil Nadu in the Sixty-first Year of the Republic of India as follows:—

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|--------------------------|--|---------------------------------------|
| | 1. (1) This Act may be called the Tamil Nadu Civil Courts and the Chennai City Civil Court (Amendment) Act, 2010. | Short title and Commencement. |
| | (2) It shall come into force at once. | |
| Central Act III of 1873. | 2. In section 12 of the Tamil Nadu Civil Courts Act, 1873, in the first paragraph, for the expression "five lakh rupees", occurring in two places, the expression "ten lakh rupees" shall be substituted. | Amendment of Central Act III of 1873. |
| Central Act VII of 1892. | 3. In the Chennai City Civil Courts Act, 1892,—
(1) in section 4, in sub-section (2),—
(a) for the expression "five lakh rupees" occurring in two places, the expression "ten lakh rupees" shall be substituted;
(b) for the expression "ten lakh rupees", the expression "twenty-five lakh rupees" shall be substituted; | Amendment of Central Act VII of 1892. |

(2) in Section 15, the existing sub-section (2-C) shall be renumbered as sub-section (2-D), and before sub-section (2-D) as so renumbered, the following sub-section shall be inserted, namely:—

“(2-C) All appeals pending in the High Court of which the amount or value of the subject matter of such appeals exceeds three lakh of rupees but does not exceed five lakh of rupees shall stand transferred to the Chennai City Civil Court.”;

Transitory
provision.

4. (1) All suits pending in a District Court on the date of the commencement of this Act and which would be within the cognizance of the Subordinate Court under the provisions of the Tamil Nadu Civil Courts Act, 1873 (Central Act III of 1873), as amended by this Act, shall stand transferred to the Subordinate Court having jurisdiction over the subject matter.

(2) All suits pending before an Additional Judge or a Principal Judge or in the High Court on the date of the commencement of this Act and which would be within the cognizance of the Chennai City Civil Court under the provisions of the Chennai City Civil Court Act, 1892 (Central Act VII of 1892), as amended by this Act, shall stand transferred to the Assistant Judge, Additional Judge or the Principal Judge, having jurisdiction over the subject matter.

STATEMENT OF OBJECTS AND REASONS.

The Registrar General, High Court, Madras has brought to the notice of the Government that during the last four years, the commercial and business activities throughout the State of Tamil Nadu and in Chennai City have tremendous progress and consequently, the value of immovable properties has increased manifold and recommended for the enhancement of the monetary limit of the original jurisdiction of the courts subordinate to the High Court and also recommended that the appeals of which the amount or value of the subject matter exceeds three lakh of rupees and does not exceed five lakh of rupees and now pending in the High Court, Madras may be transferred to the City Civil Court, Chennai. The Government have accepted the above said recommendations of the Registrar General, High Court, Madras and decided to amend the Tamil Nadu Civil Courts Act, 1873 (Central Act III of 1873) and the Chennai City Civil Court Act, 1892 (Central Act VII of 1892) suitably for the purpose.

2. The Bill seeks to give effect to the above decision.

DURAIMURUGAN,
*Minister for Law, Courts
and Prisons.*

M. SELVARAJ,
Secretary.