

OFFICE OF THE DISTRICT & SESSIONS JUDGE ::: BONGAIGAON.

No.DJB.VIII-1 / 2021 / 4369 - 78

Dated Bongaigaon the 30th September, 2021.

In enclosing herewith the Copy of **NOTIFICATION** vide Memo No. HC.VII-35 / 2020 / 4314 / A, dtd. 24.09.2021 and **Letter** vide Memo No.HC.-35/2020/4313-A dtd. 24.09.2021 issued by the Hon'ble Gauhati High Court, Guwahati are forwarded for kind and necessary action to :-

01. The Addl. District & Sessions Judge, (F.T.C.), North-Salmara, Abhayapuri.
02. The Civil Judge & Asstt. Sessions Judge, Bongaigaon.
03. The Chief Judicial Magistrate, Bongaigaon.
04. The Addl. Chief Judicial Magistrate, Bongaigaon.
05. The Sub-Divisional Judicial Magistrate (M), North Salmara, Abhayapuri.
06. The Sub-Divisional Judicial Magistrate (S), Bongaigaon.
07. The Munsiff-cum- J M 1st Class, North Salmara, Abhayapuri.
08. The Munsiff-cum- J M 1st Class, Bongaigaon.
09. The Bench Assistant, Hon'ble Court of the District & Sessions Judge, Bngn.
10. The Systems Officer, Dist. Judiciary, Bongaigaon with request to upload and forward same to email I D to the respective Officers.
11. Office Copy.

By order,



(Shri A. K. Saha)

Chief Administrative Officer
District & Sessions Judge's Office

Bongaigaon.



✓

Rd. No - 1263
28/9/2021

THE GAUHATI HIGH COURT AT GUWAHATI
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM & ARUNACHAL PRADESH)

NOTIFICATION

HC.VII-35/2020/4314/A dated 24.09.2021

In view of the recent amendment to the Bengal, Agra and Assam Civil Courts (Assam Amendment) Act, 2021, the Gauhati High Court has been pleased to direct the AO(J), First Appeal Section, to take necessary steps, in consultation with the Deputy Registrar (Judl) of the section, to identify and send back all Regular First Appeals (RFAs) and First Appeal against Orders (FAOs), where the value of the original suit/proceeding is upto ₹ 20,00,000/- (Rupees twenty lakh) pending in the Principal Seat of the Gauhati High Court to the concerned District Judges for necessary action.

This Notification shall come into effect immediately and will be in suppression of this Registry's earlier Notification No.HC.VII-35/2020/4373/A dated 26.11.2020.

By Order,

Ad/-R.A. Tapadar

REGISTRAR (JUDICIAL)

Memo HC.VII-35/2020/4314-A/A dated 24.09.2021

Copy to:

1. The Registrar General/ Registrar (Vigilance)/ Registrar (Admn.)/ Registrar (Estt.), Gauhati High Court, Guwahati.
2. The Registrar -cum- Principal Secretary to Hon'ble the Chief Justice , Gauhati High Court, Guwahati.
3. ✓ The District & Sessions Judge, Kamrup (Metro)/ Kamrup (Amingaon)/ Nalbari/Bongaigaon/ Goalpara/Dhubri/Kokrajhar/ Hailakandi/ Karimganj/Cachar, Silchar/ Morigaon/ Nagaon/ Golaghat/ Tinsukia/ Dibrugarh/ Sivasagar/ Jorhat/ Lakhimpur, North Lakhimpur/ Dhemaji/ Sonitpur, Tezpur/ Darrang, Mangaldoi/ Barpeta/ Udalguri/ Chirang/ Karbi Anglong/ Dima Hasao/Baksa/Hojai/ Charaideo, Sonari.
4. The DeputyRegistrar (_____) Gauhati High Court, Guwahati
5. The AO(J) (_____) Gauhati High Court , Guwahati
6. The P.S. to Hon'ble Mr./Mrs. Justice _____ Gauhati High Court, Guwhati.
7. The C.A. to the Registrar (Judicial), Gauhati High Court, Guwahati.

R. A. Tapadar

24.09.21

REGISTRAR (JUDICIAL)

24/9/21

28/9/2021
Rd No- 1264

(By Email) ✓

THE GAUHATI HIGH COURT AT GUWAHATI
(HIGH COURT OF ASSAM: NAGALAND: MIZORAM AND ARUNACHAL PRADESH)

NO.HC. VII-35/2020/4313/A dated 24.09.2021

From: - Sri Rafique Ahmed Tapadar,
Registrar (Judicial)
Gauhati High Court, Guwahati.

To,

The District & Sessions Judge, Kamrup (Metro)/ Kamrup (Amingaon)/
Nalbari/Bongaigaon/ Goalpara/Dhubri/ Kokrajhar/ Hailakandi/
Karimganj/Cachar, Silchar/ Morigaon/ Nagaon/ Golaghat/ Tinsukia/
Dibrugarh/ Sivasagar/ Jorhat/ Lakhimpur, North Lakhimpur/
Dhemaji/ Sonitpur, Tezpur/ Darrang, Mangaldoi/ Barpeta/ Udalguri/
Chirang/ Karbi Anglong/ Dima Hasao/Baksa/Hojai/Charaideo, Sonari

Sub: The Bengal, Agra and Assam Civil Courts (Assam Amendment) Act,
2021.

Ref: Assam Act No. XXIII of 2021 dated 14/09/2021

Sir/Madam,

With reference to the subject cited above, I am forwarding herewith a copy of the Bengal, Agra and Assam Civil Courts (Assam Amendment) Act, 2021, for your information.

I am directed to request you to take necessary steps for transferring the suits/proceedings to the Courts of competent jurisdiction in your district in light of the recent amendments and while transferring the case records, you may fix the next dates with intimation to the parties.

I would further like to inform you that the Registry is in the process of sending back the records of Regular First Appeals and First Appeal against Orders pending in the Principal Seat of the Gauhati High Court to the concerned District Courts for taking necessary action accordingly.

With warm regards.

Enclo: As stated.

Yours faithfully,

R. A. Tapadar

24. 09. 21

REGISTRAR (JUDICIAL)

24/09

পঞ্জীকৃত নম্বৰ - ৭৬৮ /৯৭

Registered No.-768/97



অসম ৰাজপত্ৰ

THE ASSAM GAZETTE

অসাধাৰণ

EXTRAORDINARY

প্ৰাপ্ত কৰ্তৃত্বৰ দ্বাৰা প্ৰকাশিত

PUBLISHED BY THE AUTHORITY

নং 416 দিশপুৰ, বুধবাৰ, 15 ছেপ্টেম্বৰ, 2021, 24 ভাদ্ৰ, 1943 (শক)

No. 416 Dispur, Wednesday, 15th September, 2021, 24th Bhadra, 1943 (S. E.)

GOVERNMENT OF ASSAM

ORDERS BY THE GOVERNOR

LEGISLATIVE DEPARTMENT :: LEGISLATIVE BRANCH

NOTIFICATION

The 14th September, 2021

No. LGL.67/2020/17.— The following Act of the Assam Legislative Assembly which received the assent of the Governor on 9th September, 2021 is hereby published for general information.

ASSAM ACT NO. XXIII OF 2021

(Received the assent of the Governor on 9th September, 2021)

THE BENGAL, AGRA AND ASSAM CIVIL COURTS
(ASSAM AMENDMENT) ACT, 2021

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 Bengal, Agra and Assam Civil Courts Act, 1887, hereinafter referred to as the principal Act, in its application to the State of Assam, in the manner hereinafter appearing;

Central Act
No. XII of
1887.

It is hereby enacted in the Seventy-second 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, 2021.

(2) It shall have the like extent as the principal Act.

(3) It shall come into force at once.

Amendment of section 19

2. In the principal Act, in section 19,-

(i) in sub-section (1), for the words "ten lakh rupees", the words "five lakh rupees" shall be substituted.

(ii) in sub-section (2), for the words "twenty lakh rupees", the words "ten lakh rupees" shall be substituted.

Substitution of section 21

3. In the principal Act, for the existing section 21, the following shall be substituted namely:-

"Appeals
from Civil
Judge (Senior
Division) and
Civil Judge
(Junior
Division)

21. (1) Save as aforesaid, an appeal from a decree or order of a Civil Judge (Senior Division) shall lie-

(a) to the District Judge where the value of the original suit in which or in any proceeding arising out of which the decree or order was made has not exceeded twenty lakhs rupees; and

(b) to the High Court in any other case.

(2) Save as aforesaid, an appeal from a decree or an order of a Civil Judge (Junior Division) shall lie to the District Judge.

- (3) Where the function of receiving any appeals which lie to the District Judge under sub-section (1) or sub-section (2) has been assigned to an Additional Judge, the appeals may be preferred to the Additional Judge.
- (4) The High Court may, with the previous sanction of the State Government, direct, by notification in the Official Gazette, that appeals lying to the District Judge under sub-section(2) from all or any of the decree or orders of any Civil Judge (Junior Division) shall be preferred to the Court of such Civil Judge (Senior Division) as may be mentioned in the notification, and the appeals shall thereupon be preferred accordingly."

GEETANJALI DAS SAIKIA,
Secretary to the Government of Assam,
Legislative Department, Dispur, Guwahati-6.