

**ORDER ON DUTY AND PENALTY IN RESPECT OF
unregistered partition deed dated 31.03.1996**

The Plaintiff during the course of his examination in chief has produced unregistered partition deed dated 31.03.1996. The matter was heard on duty and penalty and thereafter the District Registrar, Mysuru was directed to calculate the necessary deficit duty and penalty payable by the Plaintiff and to revert the same to this office. The District Registrar, Mysuru has submitted report dated 15.05.2023 regarding the deficit stamp duty and penalty payable on unregistered partition deed dated 31.03.1996.

2. As per the report submitted by the District Registrar, Mysuru vide letter dated 15.05.2023, the opinion of the District Registrar, Mysuru is as provided under article 39 of the Karnataka Stamp Act, 1957, the stamp duty payable by on the unregistered partition deed dated 31.03.1996 is Rs.895/-. As the said unregistered partition deed dated 31.03.1996 is written on a stamp paper without value, the Plaintiff is liable to pay the deficit stamp duty of Rs.895=00 and as per section 34(a) of the Karnataka Stamp Act, the Plaintiff is also liable to pay ten times the penalty of deficit duty and penalty amounting to Rs.8,250=00.

Totally, the deficit stamp duty and penalty payable by the Plaintiff is Rs.9,075/-. Further, the counsel for the plaintiff filed memo seeking permission to pay deficit duty and penalty as per the report of Dist. Registrar, Mysuru. In view of the same, I proceed to pass the following;

ORDER

The Plaintiff is hereby directed to pay sum of Rs.9,075/- as deficit stamp duty and penalty in respect of unregistered partition deed dated 31.03.1996 within 15 days from the date of this order.

Civil Judge and JMFC, T.Narasipura.

Call on for payment of deficit duty and penalty so also for further chief of PW.1 by 29.11.2023

Civil Judge and JMFC, T.Narasipura.