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புதுச்சேரி மாநில ஆரசிதழ்

La Gazette de L'État de Poudouchéry

The Gazette of Puducherry

PART - II

சிறப்பு வெளியீடு EXTRAORDINAIRE EXTRAORDINARY

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(15 Asadha 1939)					

GOVERNMENT OF PUDUCHERRY LAW DEPARTMENT

No. 167/2015-LD.

Puducherry, the 6th July 2017.

The following Act of the Legislative Assembly, Puducherry, received the assent of the President of India on the 20th day of June, 2017 and is hereby published for general information.

N. MURUGAVEL,
Under Secretary to Government (Law).

**THE PUDUCHERRY CIVIL COURTS
(AMENDMENT) ACT, 2017**

(Act No. 9 of 2017)

(20-6-2017)

AN

ACT

**further to amend the Puducherry Civil Courts
Act, 1966.**

BE it enacted by the Legislative Assembly of Puducherry in the Sixty-seventh Year of the Republic of India as follows:—

Short title,
and
commencement.

1. (1) This Act may be called the Puducherry Civil Courts (Amendment) Act, 2017.

(2) It extends to the whole of the Union territory of Puducherry.

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

Amendment of
section 9.

2. In the Puducherry Civil Courts Act, 1966 (hereinafter referred to as the Principal Act), for section 9, the following shall be substituted, namely:—

Act.
No.
12 of
1966.

"9. Appeal from Decrees and Orders of District Courts, Subordinate Courts and District Munsif Courts.— (1) Appeals from the Decrees and Orders of District Judges at Puducherry and Karaikal shall, when such appeals are allowed by law, lie to the High Court of Judicature at Madras.

(2) Appeals from the Decrees and Orders of the Subordinate Judges at Puducherry shall, when such appeals are allowed by law, lie to the Court of District Judge at Puducherry.

(3) Appeals from the Decrees and Orders of the Subordinate Judges at Mahe and Yanam shall, when such appeals are allowed by law, lie to the High Court of Judicature at Madras:

Provided that in so far as appeals from the Decrees and Orders of the Subordinate Judges at Mahe and Yanam in any civil suit where the suit value does not exceed rupees five lakhs, shall, when such appeals are allowed by law, lie to the Court of District Judge at Puducherry.

(4) Appeals from the Decrees and Orders of the Subordinate Judge at Yanam where such decrees and orders were passed by the said Judge concerned as if, he is a District Munsif in relation to their respective jurisdictional areas shall, when such appeals are allowed by law, lie to the Court of District Judge at Puducherry.

(5) Appeals from the Decrees and Orders of Subordinate Judge at Karaikal shall, when such appeals are allowed by law, lie to the Court of District Judge at Karaikal.

(6) Appeals from the Decrees and Orders of District Munsifs shall, when such appeals are allowed by law, lie to the Court of Subordinate Judge.

Provided however that the pecuniary limit specified in this section shall not apply in the case of appeals from Decrees and Orders passed under and in accordance with the French law relating to civil procedure.

(7) **Transitory provisions.**— (1) All suits pending in the District Court, Karaikal, when the amount or the value of the subject matter of the suit exceeds rupees one lakh but, does not exceed rupees five lakhs shall stand transferred to the Subordinate Court at Karaikal.

(2) All first appeals from the Decrees and Orders of the District Munsif Court at Karaikal and pending on the file of the District Court at Karaikal and when the amount or the value of the subject matter of such appeals does not exceed rupees one lakh shall stand transferred to the Subordinate Court at Karaikal.

(3) All suits pending in the Subordinate Court at Mahe, where the amount or the subject matter of the suit does not exceed rupees one lakh shall stand transferred to the District Munsif Court at Mahe.

(4) All the part-heard and judgment reserved suits and appeal shall be heard and disposed of by the respective Courts as if, this Act has not been passed."

Amendment of section 9A.

3. In the Principal Act, the existing section 9A shall be deleted.

Amendment of section 15.

4. In the Principal Act, in section 15, the words "District Judge or", wherever they occur, shall be deleted.

5. In the Principal Act, in the Transitory provisions contained in section 15, for the existing clause (2), the following shall be substituted, namely:—

"All small cause suits pending on the file of the District Court, Karaikal, where the amount or the subject value of such small cause suits exceeds rupees two thousand but, does not exceed rupees five thousand shall stand transferred to the Subordinate Court at Karaikal."