

THE KARNATAKA CIVIL COURTS (SECOND AMENDMENT) ACT, 1978

ARRANGEMENT OF SECTIONS

Sections:

1. Short title.

x x x x

4. Amendment of Central Act 39 of 1925.

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STATEMENT OF OBJECTS AND REASONS

Act 28 of 1978.—The Karnataka Civil Courts Act at present permits the High Court to invest only Civil Judges with the powers of District Judges under the Indian Succession Act. The amendments proposed by the Bill seek to empower the High Court to invest Munsiffs too with the said powers. A provision has also been made for appeal to the Civil Judge against the order passed by the Munsiff and to the District Court where the order is passed by a Civil Judge. The other amendments are consequential amendments. The High Court has agreed to the proposal.

Hence the Bill.

(Published in the Karnataka Gazette (Extraordinary) Part IV-2A, dated 1st August 1978 as No.1098 at page. 3.)

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KARNATAKA ACT NO. 28 OF 1978

(First published in the Karnataka Gazette Extraordinary on the Twenty-fifty day of November 1978)

THE KARNATAKA CIVIL COURTS (SECOND AMENDMENT) ACT, 1978

(Received the assent of the President on the Twenty-second day of November, 1978)

An Act to further to amend the Karnataka Civil Courts Act, 1964 (Karnataka Act 21 of 1964);

WHEREAS it is expedient further to amend the Karnataka Civil Courts Act, 1964 (Karnataka Act 21 of 1964) for the purposes hereinafter appearing;

BE it enacted by the Karnataka State Legislature in the Twenty-ninth Year of the Republic of India as follows:

1. Short title, extent and commencement.- (1) This Act may be called the Karnataka Civil Courts (Second Amendment) Act, 1978.

(2) It shall come into force on such '[date]' as the State Government may, by notification, appoint.

X X X X

4. Amendment of Central Act 39 of 1925.- In the Indian Succession Act, 1925 (Central Act 39 of 1925) as in force in the State of Karnataka, sections 265 and 388 shall be omitted.

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NOTIFICATION

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Bangalore, dated 18th January, 1979 [No. LAW 151 LCE 78]

S. O. 258.—In exercise of the powers conferred by sub-section (2) of Section 1 of the Karnataka Civil Courts (Second Amendment) Act, 1978 (Karnataka Act No. 28 of 1978), the Government of Karnataka, hereby appoint First February 1979 as the date on which the provisions of the said Act, shall come into force.

By Order and in the name of the Governor of Karnataka,

(C. K. RAMU)

*Under Secretary to Government,
Department of Law and Parliamentary Affairs.
(Administration)*

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