

REVENUE AND FORESTS DEPARTMENT

Mantralaya, Mumbai 400 032, dated the 7th June 2008

Order

BOMBAY STAMP ACT, 1958.

No. Mudrank-2007/922/C.R.199/M-1.— In exercise of powers conferred by sub-clause (a) of section 9 of the Bombay Stamp Act, 1958 (Bom. LX of 1958), and of all other powers enabling it in this behalf, the Government of Maharashtra, being satisfied that it is necessary so to do in the public interest, hereby reduces, during the period commencing from the 9th June 2008 and ending on the 8th September 2008, the penalty chargeable under sections 31(4)(ii), 32A(2), 32A(4) and 39(1)(b) of the Bombay Stamp Act, 1958, on the instruments relating to the residential or non-residential units most popularly known as house, bungalow, flat, row house, shop or office, etc., or relating to the transfer of land from the sanctioned lay-out of the co-operative housing society,—

(a) to rupees five hundred, in case the amount of deficit stamp duty is upto rupees twenty-five thousand ; and

(b) to rupees one thousand, in case the amount of deficit stamp duty is rupees twenty-five thousand or more.

1. This Scheme shall be known as "Amnesty Scheme, 2008".
2. The reduction in penalty can be availed of subject to the following terms and conditions, namely:—

(i) The applicant shall make the application in the form appended hereto, alongwith the original instrument and the attested copy thereof.

(ii) The party to the instrument or his successor in title or power of attorney holder shall be entitled to make the application.

(iii) The stamp duty will be assessed on the same working day on the date of presentation of the application, on the basis of the market value of the property and the stamp duty rates as applicable, on the date of execution of the instrument on submission of proper evidence thereof.

(iv) The applicant shall be informed on the same working day from the date of assessment, about the actual stamp duty and the penalty to be paid by him. Thereafter, the applicant shall be required to pay the same on the next working day.

(v) Except instruments executed by the MHADA, unstamped instruments executed on plain papers shall not be entitled any benefit under this scheme.

(vi) Documents eligible under this scheme, but for which action under sections 32A, 33 or 33A has already been initiated or for which action has been initiated under section 46 to recover the dues as arrears of land revenue or in cases in which, appeal or review application is pending for decision, before any Court or Authority under the provisions of Bombay Stamp Act, 1958 shall be entitled to the benefits of this Scheme. However, to avail the benefit, the applicant shall pay the disputed stamp duty as charged by the department. On payment of the necessary duty and penalty within the time prescribed above, the concerned person shall intimate the concerned authorities about the payment of stamp duty and the penalty.

(vii) Document eligible under this Scheme, if already submitted in the earlier schemes notified by the Government Notification (1) STP.1094/CR.369(D)/M-1 dated 11th May 1994 (2) Mudrank-1097/3160/CR-561/M1 dated 5th July 1997 (3) Mudrank-1098/1004/CR-190/MI dated 26th November 1998 (4) Mudrank-2003/CR-185/M1 dated 24th January 2004 and 17th May 2004 and where stamp duty and penalty under the concerned Scheme have not been yet paid also shall be entitled for benefits under the new scheme provided that they apply under this newly notified scheme.

3. Detailed administrative instructions for implementation of the scheme will be issued by the Chief Controlling Revenue Authority, Maharashtra State, Pune.

ABHAY YOJNA, 2008

ENCLOSURE

FORM OF APPLICATION

Name of Applicant :
Address :
Dated the :

To,

The Collector of Stamps

Sub.—Application under the Government Order,
Revenue and Forests Department,
No.Mudrank-2007/922/C.R.199/M-1,
dated 7th June 2008.

Sir,

I have read out the above order, I am making this application, as I wish to pay the stamp duty and the penalty as per the said order. For the said purpose, I am furnishing the following information and producing the documents and additional documents as stated below :—

1. Type of document :
2. Date of execution :
3. Document Registration No. :
and Name of the sub-registrar's
office, in case documents is
registered.
4. Agreed consideration :
5. Details of the Property :
 - (1) Village/area/ward .
 - (2) S.No./C.S.No.
 - (3) Details of the property in
question.

Title	Land	Flat	Office	Shop	Terrace	Parking	Surrounding open land	Row house
(1)	(2)	(3)	(4)	(5)	(6)	(7)	(8)	(9)

Area

Builtup

Land

(Note.—Answers may be given as 'Yes' or 'No.', In case of information under column Nos. 3 to 7, stating the number of floors and in case it is multi-storied building, whether lift is provided or not.)

6. Other factors affecting the market value of the property, such as age of the building, type of construction, etc. :
7. Other information regarding any action taken under the Bombay Stamp Act, 1958 or Abhay Yojana-2004 and present status of the case. :
8. Stamp duty payable as per face value of the document. :
9. Stamp Duty paid on the document. :
10. Detail of the person authorised (along with documents). :

I hereby declare that, except for the action mentioned in paragraph above, no case as regards the recovery of stamp duty in respect of the document mentioned in para 1, is pending before the Appellate Authority or any Court or Revenue Authority.

I also declare that the above information is true and correct to the best of my knowledge and belief. I am the only person responsible for payment of stamp duty.

Yours Faithfully,

Signature of the applicant with date

भाग चार-ब। महाराष्ट्र शासन राजपत्र, असाधारण, जून ७, २००८/ज्येष्ठ १७, शके १९३० ५९९

List of documents enclosed :

- 1.
- 2.
- 3.

By order and in the name of the Governor of Maharashtra,

V. N. ABHALE,
Section Officer.

7
e
y

t
t