

Description of Instrument (1)	Proper Stamp Duty (2)
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¹[*Explanation I*].—For the purposes of clause (1) of this Article, notwithstanding anything contained in any judgement, decree or order of any court or order of any authority, any letter, note, memorandum or writing relating to the deposit of title deeds whether written or made either before or at the time when or after the deposit of title deeds is effected, and whether it is in respect of the security for the first loan or any additional loan or loans taken subsequently, such letter, note, memorandum or writing shall, in the absence of any separate agreement or memorandum of agreement relating to deposit of such title deeds, be deemed to be an instrument evidencing an agreement relating to the deposit of title deeds.

²[*Explanation II*].—For the purposes of this Article, any new instrument executed for additional loan or extension of previous loan shall be treated as a fresh instrument and chargeable with the duty to the extent of additional amount being secured or disbursed or sanctioned.]

Exemption

(1) ³* * *

(2) Letter of hypothecation accompanying a bill of exchange.

7. APPOINTMENT IN EXECUTION OF A POWER ; Where made by any writing not being a will—

(a) of trustees

⁴[One thousand rupees].

(b) of property moveable or immovable.

⁵[One thousand rupees].

¹ This *Explanation* was renumbered as *Explanation I* by Mah. 20 of 2002, s. 8(a)(ii).

² This *Explanation* was inserted by Mah. 20 of 2015, s. 20(5)(B)(iii).

³ This entry was deleted by Mah. 9 of 1997, s. 14(3)(b).

⁴ These words were substituted for the words “one hundred rupees” by Mah. 20 of 2015, s. 20(6)(i).

⁵ These words were substituted for the words “Two hundred rupees” by Mah. 20 of 2015, s. 20(6)(ii).

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<p>8. APPRAISEMENT OR VALUATION made otherwise than under an order of the court in the course of a suit.</p> <p style="text-align: center;"><i>Exemption</i></p> <p>(a) Appraisal on valuation made for the information of one party only, and not being in any manner obligatory between parties either by agreement or operation of law.</p> <p>(b) Appraisal of crops for the purpose of ascertaining the amount to be given to a landlord as rent.</p>	<p>¹[One hundred rupees].</p>
<p>9. APPRENTICESHIP-DEED, including every writing relating to the service or tuition of any apprentice clerk or servant, placed with any master to learn any profession, trade or employment, not being articles of clerkship (Article 11).</p> <p style="text-align: center;"><i>Exemption</i></p> <p>Instrument of apprenticeship executed under the Apprentices Act, 1961, or by which a person is apprenticed by or at the charge of any public charity.</p>	<p>²[One hundred rupees].</p>
<p>10. ARTICLES OF ASSOCIATION OF A COMPANY—</p> <p>³[Where the Company has no share capital] or nominal share capital or increased share capital.</p> <p style="text-align: center;"><i>Exemption</i></p> <p>Articles of any association not formed for profit and registered under section 25 of the *Companies Act, 1956 [See also Memorandum of Association of a Company (Article 39)].</p>	<p>⁴[0.2 per cent. on share capital or increased share capital, as the case may be], ⁵[, subject to a maximum of Rs. 50,00,000].</p>
<p>11. ARTICLES OF CLERKSHIP or contract whereby any person first</p>	<p>⁶[Seven hundred and fifty rupees].</p>

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¹ These words were substituted for the words, brackets and figures “same duty as per Bond (Article 13) subject to maximum of one hundred rupees”, by Mah. 20 of 2015, s. 20 (7).

² These words were substituted for the words, “fifty rupees” by Mah. 13 of 2004, s. 6(7).

³ These words were substituted for the words “On the share capital” by Mah. 9 of 1998, s. 38(6).

⁴ These figures and words were substituted for the words and figures “One thousand rupees for every rupees 5,00,000 or part thereof”, by Mah. 20 of 2015, s. 20(8).

⁵ These words, letters and figures were added by Mah. 22 of 2001, s. 6(c).

⁶ These words were substituted for the words “Three hundred and seventy-five rupees” by Mah. 17 of 1993, s. 38(6).

* Now see the companies Act, 2013 (18 of 2013).

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<p>becomes bound to serve as a clerk in order to his admission as an Attorney in any High Court.</p> <p>ASSIGNMENT, ¹[See Development Agreement [Article 5 (g-a)], Conveyance] (Article 25), Transfer (Article 59) and Transfer of lease (Article 60), as the case may be.</p> <p>ATTORNEY, <i>See</i> entry as an Attorney (Article 31) and Power of Attorney (Article 48).</p> <p>AUTHORITY TO ADOPT, <i>See</i> Adoption Deed (Article 3)</p> <p>²[12. AWARD, that is to say, any decision in writing by an arbitrator or umpire, on a reference made otherwise than by an order of the Court in the course of a suit, being an award made as a result of a written agreement to submit present or future differences to Arbitration but not being an award directing partition.</p> <p>13. BOND not being a debenture and not being otherwise provided for any provisions of this Act (whether or not such provisions relate to any particular types of Bonds), or by the ³[Bombay Court-fees Act, 1959—³[***]]</p>	<p>Five hundred rupees.]</p> <p>⁴[one per cent. of amount of Bond, subject to a minimum of rupees five hundred.]</p>
<p style="text-align: center;"><i>Exemption</i></p> <p>Bond when executed by any person for the purpose of guaranteeing that the local income derived from private subscriptions or a charitable dispensary or hospital or any other object of public utility shall not be less than a specified sum per mensem.</p> <p>14. BOTTOMERY BOND, that is to say, any instrument whereby the master of a seagoing ship borrows money on the security of the ship to enable him to preserve the ship or prosecute her voyage.</p>	<p>⁵[One per cent. of the amount of Bond, subject to a minimum of rupees five hundred.]</p>

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¹ These words, figure and letters were substituted for the words “ See conveyance”, by Mah. 32 of 2005, s. 5(4).

² Article 12 was substituted by Mah. 20 of 2015, s. 20(9).

³ The words “for every rupees five hundred or part thereof” were deleted by Mah. 20 of 2015, s. 20(10)(a).

⁴ These words were substituted for the words “Five rupees” by Mah. 20 of 2015, s. 20 (10)(b).

* The short title of this Act was amended as “the Maharashtra Court-fees Act” by Mah. 24 of 2012, Sch., w.e.f. 1-5-1960.

⁵ These words were substituted for the words and figures “same duty as a Bond (Article 13) for the same amount” by Mah. 20 of 2015, s. 20(11).

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<p>15. CANCELLATION—Instrument of, if attested and not otherwise provided for.</p> <p style="text-align: center;"><i>Exemption</i></p> <p>Instrument revoking a Will.</p>	<p>¹[Five hundred rupees].</p>
<p>16. CERTIFICATE OF SALE (in respect of each property put up as a separate lot and sold) granted to the purchaser of any property sold by public auction by a Civil or Revenue Officer or any other officer empowered by law to sell property by public auction.</p> <p>⁴[17. CERTIFICATE OR OTHER DOCUMENT, evidencing the right or title of the holder thereof, or any other person either to any shares, scrip or stock in or of any incorporated company or other body corporate, or to become proprietor of share, scrip or stock, in or of any such company or body. [See also Letter of Allotment of Shares (Article 37)] ;</p> <p><i>Explanation.</i>—for the purposes of this Article, the value of shares, scrip or stock includes the amount of premium, if any.</p>	<p>The same duty as is leviable on a Conveyance under clause (a), (b) ²[³or (c)] as the case may be, of Article 25 on the market value of the property.</p> <p>⁵[0.1 per cent.] of the value of the shares, scrip or stock.]</p>
<p>18. CHARTER-PARTY, that is to say, any instrument (except an agreement for the hire of tug steamer) whereby vessel or some specified principal part thereof is left for the specified purposes of the charterer, whether it includes a penalty clause or not.</p>	<p>⁶[Five hundred rupees].</p>
<p>19. (1) CLEARANCE LIST relating to the transactions for the purchase or sale of Government securities submitted to the clearing house of a stock exchange.</p>	<p>The sum of duties payable under Article 5(b) or 43(g), as the case may be, in respect of each of the entries in such list on the value of the securities calculated at the making up price or the contract price, as the case may be.</p>

¹ These words were substituted for the words “One Hundred Rupees”, by Mah. 20 of 2015, s. 20(12).

² The brackets, letter and word “(c) or (d)” were substituted for the word, brackets, and letter “or (c)” by Mah. 27 of 1988, s. 2(a).

³ These word, brackets and letter were substituted for the brackets, letters and word “, (c) or (d)” by Mah. 8 of 2012. s. 2(b).

⁴ Article 17 was substituted by Mah. 29 of 1994, s. 3(3).

⁵ These figures and words were substituted for the words “One rupees for every one thousand rupees or part thereof,” by Mah. 20 of 2015, s. 20(13).

⁶ These words were substituted for the words “one hundred rupees” by Mah. 20 of 2015, s. 20(14).

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<p>(2) CLEARANCE LIST, relating to the transactions for the purchase or sale of a share, scrip, stock, bond, debenture, debenture stock or other marketable security for like nature in or of an incorporated company or other body corporate, submitted to the clearing house of a stock exchange recognised under the Securities Contracts (Regulation) Act, 1956.</p> <p>XLII of 1956.</p>	<p>The sum of duties payable under Article 5(c)(i) or 43(f), as the case may be, in respect of each of the entries in such list on the value of the securities calculated at the making up price or the contract price, as the case may be.</p>
<p>(3) CLEARANCE LIST, relating to the transactions for the purchase or sale of a share, scrip, stock, bond, debenture, debenture stock or other marketable security of a like nature in or of an incorporated company or body corporate, submitted to the clearing house of a stock exchange, not recognised under the Securities Contract (Regulation) Act, 1956.</p> <p>XLII of 1956.</p>	<p>The sum of duties payable under Article 5(c)(ii) or 43(f), as the case may be, in respect of each of the entries in such list on the value of the securities calculated at the making up price or the contract price, as the case may be.</p>
<p>20. CLEARANCE LIST, relating to the transactions for the purchase or sale of cotton submitted to the clearing house of a Cotton Association.</p>	<p>The sum of duties payable under Article 5(d) or 43(a), as the case may be, in respect of each of the entries in such list on the units of transactions or part thereof.</p>
<p>21. CLEARANCE LIST, relating to the transactions for the purchase or sale of bullion or species submitted to the clearing house of a Bullion Association.</p>	<p>The sum of duties payable under Article 5(e) or 43(b), as the case may be, in respect of each of the entries in such list on the units of transactions or part thereof.</p>
<p>22. CLEARANCE LIST, relating to the transactions for the purchase or sale of oil-seeds submitted to the clearing house of an Oil-seed Association.</p>	<p>The sum of duties payable under Article 5(f) or 43(c), as the case may be, in respect of the entries in such list on the units of transactions or part thereof.</p>
<p>23. CLEARANCE LIST, relating to the transactions for the purchase or sale of yarn of any kind, non-mineral oils or spices of any kind.</p>	<p>The sum of duties payable under Article 5(g) or 43(d), as the case may be, in respect of the entries in such list on the units of transactions or part thereof.</p>
<p>24. COMPOSITION-DEED, that is to say, any instrument executed by a debtor whereby he conveys his property for the benefit of his creditors or whereby payment of a composition or dividend on their debts is secured to the creditors, or whereby provision is made for the continuance of the debtor's business under the supervision of inspectors or under letters of licence for the benefit of his creditors.</p>	<p>¹[Five hundred rupees].</p>

¹ These words were substituted for the words "Two hundred rupees" by Mah. 20 of 2015, s. 20(15).

Description of Instrument (1)	Proper Stamp Duty (2)
25. CONVEYANCE (not being a transfer charged or exempted under Article 59)— On the ¹ [true market value] of the property, which is the subject matter of Conveyance,—	
² [(a) if relating to movable property	3 per cent. of the market value of the property.]
³ [(b) if relating to immovable property situated,—	
(i) within the limits of any Municipal Corporation or any Cantonment area annexed to it or any urban area not mentioned in sub-clause (ii).	5 per cent. of the market value of the property.
(ii) within the limits of any Municipal Council or <i>Nagar Panchayat</i> or Cantonment area annexed to it, or any rural area within the limits of the Mumbai Metropolitan Region Development Authority, or the Influence Areas as per the annual statement of rates published under the Bombay Stamp (Determination of True Market Value of Property) Rules, 1995.	⁴ [5 per cent.] of the market value of the property.
(iii) within the limits of any <i>Grampanchayat</i> area or any such area not mentioned in sub-clause (ii).	⁵ [4 per cent.] of the market value of the property.
(c) if relating to both moveable and immoveable property.	The same duty as is payable under clauses (a) and (b).
⁶ [(d) * * * *]	
⁷ [(da) if relating to the order of High Court in respect of the amalgamation or reconstruction of companies under section 394 of the Companies Act, 1956 or under the order of the Reserve Bank of India under section 44A of the Banking Regulation Act, 1949.	10 per cent. of the aggregate of the market value of the shares issued or allotted in exchange or otherwise and the amount of consideration paid for such amalgamation : Provided that, the amount of duty chargeable under this clause shall not exceed,— (i) an amount equal to ⁸ [5 per cent.] of the true market value

¹ These words were substituted for the words "Market Value" by Mah. 9 of 1988, s. 38(e).

² Clause (a) was substituted by Mah. 20 of 2015, s. 20(16).

³ Clause (b) was substituted by Mah. 8 of 2012, s. 2(c)(i).

⁴ This figure and words were substituted for the figure and words "4 per cent." by Mah. 59 of 2017, s. 2(a)(i).

⁵ This figure and words were substituted for the figure and words "3 per cent." by Mah. 59 of 2017, s. 2(a)(ii).

⁶ Clause (d) was deleted by Mah. 8 of 2012, s. 2(c)(ii).

⁷ This clause was substituted for the original by Mah.1 of 2002, s. 3, w.e.f. 1st January 2000.

⁸ This figure and words were substituted for the figure and words "7 per cent." by Mah. 13 of 2004, s. 6(10)(III)(i).

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	<p>of the immovable property located within the State of Maharashtra of the transferor company; or</p> <p>(ii) an amount equal to ¹[5 per cent.] of the aggregate of the market value of the shares issued or allotted in exchange or otherwise and the amount of consideration paid, for such amalgamation, whichever is higher :</p> <p>Provided further that, in case of reconstruction or demerger the duty chargeable shall not exceed,—</p> <p>(i) an amount equal to ¹[5 per centum] of the true market value of the immovable property located within the State of Maharashtra transferred by the Demerging Company to the Resulting Company; or</p> <p>(ii) an amount equal to 0.7 per centum of the aggregate of the market value of the shares issued or allotted to the Resulting Company and the amount of consideration paid for such demerger, whichever is higher.]</p>

²[(e) ^{2*} * * * *]

Exemption

Assignment of copyright under the
XIV of Copyright Act, 1957.

1957. ³[⁴*Explanation I*].— For the purposes of this article, where in the case of agreement to sell an immoveable property, the possession of any

¹ This figure and words were substituted for the figure and words “7 per centum” by Mah. 13 of 2004, s. 6(10)(III)(ii).

² Clause (e) was added by Mah. 9 of 1997, s. 14(4)(a) w.e.f. 15th September 1996 and clause (e) was deleted by Mah. 30 of 1997, s. 1(c) w.e.f. 15th September 1996.

³ “*Explanation I*” alongwith both the provisos was deleted by Mah 29 of 1994, section 3(4)(b), but it was not brought into force, subsequently by s. 8(1)(d) of Mah. 30 of 1994, was deemed to have come into force w.e.f. 10th December 1985.

⁴ This *Explanation* was renumbered as *Explanation I* by Mah. 27 of 1988, s. 2(a)(ii).

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immoveable property is transferred ¹[or agreed to be transferred] to the purchaser before the execution, or at the time of execution, or after the execution of, such agreement ²* * * then such agreement to sell shall be deemed to be a conveyance and stamp duty thereon shall be leviable accordingly :

Provided that, the provisions of section 32A shall apply *mutatis mutandis* to such agreement which is deemed to be a conveyance as aforesaid, as they apply to a conveyance under that section :

Provided further that, where subsequently a conveyance is executed in pursuance of such agreement of sale, the stamp duty, if any already paid and recovered on the agreement of sale which is deemed to be a conveyance, shall be adjusted towards the total duty leviable on the conveyance :]

³[Provided also that, where proper stamp duty is paid on a registered agreement to sell an immovable property, treating it as a deemed conveyance and subsequently a conveyance deed is executed without any modification then such a conveyance shall be treated as other instrument under section 4 and the duty of one hundred rupees shall be charged.]

⁴[*Explanation II.*—* * * * *]

⁵[*Explanation III.*—⁶[(i)] For the purposes of clause (da), the market value of shares,—

(a) in relation to the transferee company, whose shares are listed and quoted for trading on a stock

¹ These words were inserted by Mah. 17 of 1993, s. 38(12)(2)(c).

² The words “ without executing the conveyance in respect thereof ” were deleted by Mah. 38 of 1994, s. 3(2).

³ This proviso was added by Mah. 8 of 2013, s. 4(a).

⁴ The *Explanation II* was deleted by Mah. 8 of 2012, s. 2(c)(iii).

⁵ *Explanation III*, which was added by section 14(4)(b) of Mah. 9 of 1997, was substituted by Mah. 30 of 1997, s. 8(1)(e).

⁶ *Explanation III* was re-numbered as para (i) and after para (i) so re-numbered, para (ii) was added by Mah. 32 of 2005, s. 5(5)(ii).

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<p>exchange, means the market value of shares as on the appointed day mentioned in the Scheme of Amalgamation or when appointed day is not so fixed, the date of order of the High Court ; and</p> <p>(b) in relation to the transferee company, whose shares are not listed/ or listed but not quoted for trading on a stock exchange, means the market value of the shares issued or allotted with reference to the market value of the shares of the transferor company or as determined by the Collector after giving the transferee company an opportunity of being heard.]</p> <p>¹[(ii) for the purposes of clause (da), the number of shares issued or allotted in exchange or otherwise shall mean, the number of shares of the transferor company accounted as per exchange ratio as on appointed date.]</p> <p>26. COPY OR EXTRACT, certified to be a true copy or extract by or by order of any public officer under section 1 of 1872. 76 of the Indian Evidence Act, 1872, and not chargeable under the law for the time being in force relating to court-fees.</p> <p style="text-align: center;"><i>Exemption</i></p> <p>(a) Copy of any paper which a public officer is expressly required by law to make or furnish for record in any public office or for a public purpose.</p> <p>(b) Copy of, or extract from, any register relating to births, baptisms, namings, dedications, marriages, divorces, deaths or burials.</p> <p>(c) Copy of any instrument the original of which is not chargeable to duty.</p>	<p>²[Ten rupees].</p>

¹ *Explanation III* was re-numbered as para (i) and after para (i) so re-numbered, para (ii) was added by Mah. 32 of 2005, s. 5(5)(ii).

² These words were substituted for the words "Five rupees" by Mah. 17 of 1993, s. 38(13).

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27. COUNTERPART OR DUPLICATE of any instrument chargeable with duty and in respect of which the proper duty has been paid.	The same duty as is payable on the original, subject to maximum of ¹ [rupees one hundred].
² [28. CUSTOMS BOND OR EXCISE BOND, that is to say, any bond given pursuant to the provisions of any law for the time being in force or to the directions of any officer of Custom or Excise for, or in respect of, any of the duties of Customs or Excise or for preventing frauds or evasions thereof or for any other matter or thing relating thereto.	Five hundred rupees.]
29. DELIVERY ORDER IN RESPECT OF GOODS, that is to say, any instrument entitling any person therein named, or his assigns or the holder thereof, to the delivery of any goods lying in any dock or port, in any warehouse in which goods are stored, or deposited, on rent or hire, or upon any wharf, ³ * * * when such goods exceed in ⁴ [value hundred rupees, for every rupees 10,000 or part thereof].	⁵ [Ten rupees].
DEPOSIT OF TITLE-DEEDS, <i>See</i> Agreement relating to Deposit of the Title-Deeds, Pawn, Pledge or Hypothecation (Article 6).	
DISSOLUTION OF PARTNER-SHIP, <i>See</i> Partnership (Article 47).	
⁶ [<i>Explanation.</i> —For the purposes of this article, the words “dock or port” shall include “Airport” and “Cargo Hub”.]	
30. DIVORCE—Instrument of, that is to say, any instrument by which any person effects the dissolution of his marriage.	⁷ [One hundred rupees].

¹ These words were substituted for the words “rupees twenty” by Mah. 32 of 2005, s. 5(6).

² Article 28 was substituted by Mah. 20 of 2015, s. 20(17).

³ The words “such instrument being executed by or on behalf of the owner of such goods upon the sale or transfer of the property therein” were deleted by Mah. 16 of 1995, s. 3(2).

⁴ These words and figures were substituted for the words “value hundred rupees” by Mah. 29 of 1994, s. 3(5).

⁵ These words were substituted for the words “One rupee” by Mah. 17 of 1993, s. 38(6).

⁶ This *Explanation* was added by Mah. 32 of 2005, s. 5(7).

⁷ These words were substituted for the words “Fifty rupees” by Mah. 22 of 2001, s. 6(f).

Description of Instrument (1)	Proper Stamp Duty (2)
DOWER—Instrument of, <i>See</i> Settlement (Article 55).	
DUPLICATE, <i>See</i> Counterpart (Article 27).	
31. ENTRY OF MEMORANDUM OF MARRIAGE in the register under the ¹ [Maharashtra Regulation of Marriage Bureaus and Registration of Marriages Act, 1998].	² [One hundred rupees].
32. EXCHANGE OF PROPERTY—instrument of—	The same duty as is leviable on a Conveyance under clause (a), (b) ³ [⁴ or (c)], as the case may be, of Article 25, on the market value of the property of the greatest value.
EXCISE BOND, <i>See</i> Customs Bond or Excise Bond (Article 28).	
⁵ [<i>Explanation</i> .—For the purposes of this article, notwithstanding anything contained hereinabove, the highest duty on either of the property exchanged shall be chargeable.]	
33. FURTHER CHARGE—Instrument of, that is to say, any instrument imposing a further charge on mortgaged property—	
(a) when the original mortgage is one of the description referred to in clause (a) of Article 40 (that is, with possession)	The same duty as is leviable on a Conveyance under clause (a), (b), ⁶ [⁷ or (c)], as the case may be, of Article 25, for the amount of the further charge secured by such instrument.

¹ These words and figures were substituted for the words and figures “Bombay Registration of Marriages Act, 1953” by Mah. 32 of 2005, s. (8).

² These words were substituted for the words “Fifty rupees” by Mah. 13 of 2004, s. 6(11).

³ The brackets, letters and word “(c) or (d)” were substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(c).

⁴ This was substituted for the words, brackets and letters “(c) or (d)” by Mah. 8 of 2012, s. 2 (d).

⁵ This *Explanation* was added by Mah. 32 of 2005, s. 5(9).

⁶ The brackets, letters and word “(c) or (d)” were substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(d).

⁷ This was substituted for the words, brackets and letters “(c) or (d)” by Mah. 8 of 2012, s. 2(e).

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<p>(b) when such mortgage is one of the description referred to clause (b) of Article 40 (that is, without possession)—</p> <p>(i) if at the time of execution of the instrument of further charge possession of the property is given under such instrument.</p> <p>(ii) if possession is not so given.</p>	<p>The same duty as is leviable on a Conveyance under clause (a), (b) ¹[²or (c)], as the case may be, of Article 25, for the total amount of the charge (including the original mortgage and any further charge already made) less the duty already paid on such original mortgage and further charge.</p> <p>³[One thousand] rupees for every five hundred or part thereof for the amount of further charge secured by such instrument subject to minimum of the one hundred rupees and the maximum of ⁵[ten lakh rupees].</p>
<p>34. GIFT, Instrument of—not being a Settlement (Article 55) or Will or Transfer (Article 59).</p>	<p>The same duty as is leviable on a Conveyance under clause (a), (b), ⁶[⁷or (c)] as the case may be, of Article 25, on the market value of the property which is the subject matter of the gift :</p> <p>⁸[Provided that, if the property is gifted to a family-member being the husband, wife, brother or sister of the donor or any lineal ascendant or descendant of the donor, then the amount of duty chargeable shall be ⁹[at the rate of 3 per cent. on the market value] of the property which is the subject matter of the gift, ¹⁰[* *].</p>

¹ This was substituted for the words, brackets and letters “(c) or (d)” by Mah. 8 of 2012, s. 2(e).

² The brackets, letters and word “(c) or (d)” were substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(d).

³ This portion was substituted for the portion beginning with the words “The same duty” and ending with the words “such instrument” by Mah. 16 of 2003, s. 2(b).

⁴ These words were substituted for the words “Five hundred” by Mah. 32 of 2005, s. 5(10)(i).

⁵ These words were substituted for the words “Five lakh rupees” by Mah. 32 of 2005, s. 5(10)(ii).

⁶ The brackets, letters and word “(c) or (d)” were substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(e).

⁷ This was substituted for the words, brackets and letters ‘(c) or (d)’ by Mah. 8 of 2012 S. 2 (f).

⁸ This proviso was added by Mah. 20 of 2002, s. 8(d).

⁹ These words were substituted for the words “at the same rate as specified in this article or at the rate of rupees ten for every rupees five hundred or part thereof on the market value” by Mah. 59 of 2017, s. 2(b)(i).

¹⁰ The words “whichever is less” were deleted by Mah. 59 of 2017, s. 2(b)(ii).

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<p>HIRING AGREEMENT or agreement for service, <i>see</i> Agreement (Article 5).</p> <p>35. INDEMNITY BOND INSPECTORSHIP-DEED, <i>See</i> Composition Deed (Article 24).</p> <p>³[36. LEASE, including under-lease or sub-lease and any agreement to let or sub-let or any renewal of lease,— Where such lease purports to be—</p> <p style="padding-left: 2em;">(i) for a period not exceeding five years.</p> <p style="padding-left: 2em;">(ii) for a period exceeding five years but not exceeding ten years, with a renewal clause contingent or otherwise.</p> <p style="padding-left: 2em;">(iii) for a period exceeding ten years but not exceeding twenty-nine years with a renewal clause contingent or otherwise.</p> <p style="padding-left: 2em;">(iv) for a period exceeding twenty-nine years or in perpetuity, or does not purport for any definite period, or for lease for a period exceeding twenty-nine years, with a renewal clause contingent or otherwise.</p> <p style="padding-left: 2em;"><i>Explanation I.</i>—Any consideration in the form of premium or money advanced or to be advanced</p>	<p>¹[Provided further that, if the residential and agricultural property is gifted to husband, wife, son, daughter, grandson, granddaughter, wife of deceased son, the amount of duty chargeable shall be rupees two hundred.]</p> <p>²[Five hundred rupees].</p> <p>The same duty as is leviable on a conveyance under clause (a), (b) ⁴[⁵or (c)]], as the case may be, of article 25, on 10 per centum of the market value of the property.</p> <p>The same duty as is leviable on a conveyance under clause (a), (b), ⁴[⁵or (c)], as the case may be, of article 25, on 25 per centum of the market value of the property.</p> <p>The same duty as is leviable on a conveyance under clause (a), (b), ⁴[⁵or (c)], as the case may be, of article 25, on 50 per centum of the market value of the property.</p> <p>The same duty as is leviable on a conveyance under clauses (a), (b), ⁴[⁵or (c)] as the case may be, of article 25, on 90 per centum of the market value of the property].</p>

¹ This proviso was added by Mah. 20 of 2015, s. 20(18).

² These words were substituted for the words “Two hundred rupees” by Mah. 20 of 2015, s. 20(19).

³ This article was substituted by Mah. 32 of 2005, s. 5(11).

⁴ The brackets, letters and word “(c) or (d)” were substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(f).

⁵ These brackets, letter and word were substituted for the brackets, letters and words “(c) or (d)” by Mah. 8 of 2012, s. 2(g).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>or security deposit by whatever name called shall, for the purpose of market value, be treated as consideration passed on.</p> <p><i>Explanation II.</i>—The renewal period, if specifically mentioned, shall be treated as part of the present lease.</p> <p><i>Explanation III.</i>—For the purpose of this article, the market value, for the instruments falling under section 2(n)(iii) (Toll Agreements), and article 5(g-e) (Hire Purchase Agreement) shall be the total contract value and they shall be chargeable to duty same as under clause (a) of article 25].</p> <p>¹[36A. LEAVE AND LICENCE AGREEMENT—</p> <p>²[(a) Where the leave and licence agreement purports to be for a term not exceeding sixty months with or without renewal clause.</p> <p>³[(b) where such leave and licence agreement purports to be for a period exceeding sixty months with or without renewal clause.</p> <p>37. LETTER OF ALLOTMENT OF SHARES in any company or proposed company, or in respect of any loan to be raised by any company or proposed company. See also Certificate or other Document (Article 17).</p> <p>LETTER OF GUARANTEE, see Agreement (Article 5).</p>	<p>0.25 per cent. of the total sum of,—</p> <p>(i) the licence fees or rent payable under the agreement ; plus</p> <p>(ii) the amount of non-refundable deposit or money advanced or to be advanced or premium, by whatever name called ; plus</p> <p>(iii) the interest calculated at the rate of 10 per cent. per annum on the refundable security deposit or money advanced or to be advanced, by whatever name called.]</p> <p>Same day as is leviable on lease under clause (ii), (iii) or (iv), as the case may be, of article 36.]</p> <p>One rupee.</p> <p>⁴[One hundred rupees.]</p>

¹ This article was substituted by Mah. 20 of 2002, s. 8(e).

² This clause was substituted by Mah. 8 of 2013, s. 4(b).

³ This clause was substituted by Mah. 32 of 2005, s. 5(12)(B).

⁴ These words were substituted for the words "fifty rupees", by Mah. 13 of 2004, s. 6(13).

Description of Instrument (1)	Proper Stamp Duty (2)
38. LETTER OF LICENCE, that is to say, any agreement between a debtor and his creditor, that the letter shall, for a specified time, suspend his claims and allow the debtor to carry on business at his own discretion.	
39. MEMORANDUM OF ASSOCIATION OF A COMPANY—	
(a) if accompanied by articles of association under section 26 of the Companies Act, 1956 ; I of 1956.	¹ [One thousand rupees.]
(b) if not so accompanied.	² [0.2 per cent. according to the share capital of the company, subject to minimum of rupees one thousand and maximum of rupees 50,00,000].

Exemption

Memorandum of any association not formed for profit and registered under section 25 of the Companies Act, 1956.
I of 1956.

40. MORTGAGE-DEED, not being an agreement relating to ³[Deposit of Title Deeds, Pawn or Pledge or Hypothication (Article 6)], Bottomry Bond (Article 14), Mortgage of a Crop (Article 41), Respondentia Bond (Article 53), or Security Bond of Mortgage Deed (Article 54)—

- | | |
|--|--|
| (a) when possession of the property or any part of the property comprised in such deed is given by the mortgagor or agreed to be given ; | The same duty as is leviable on a conveyance under clause (a), (b) ⁴ [⁵ [(or (c))], as the case may be, of Article 25, for the amount secured by such deed. |
| (b) when possession is not given or agreed to be given as aforesaid. | ⁶ [0.5 per cent. of] the amount secured by such deed, subject to the maximum of ⁷ [ten lakh rupees]]. |

¹ These words were substituted for the words "Two hundred rupees" by Mah. 20 of 2015, s. 20(20)(i).

² These figures and words were substituted for the portion beginning with the words "The same duty" and ending with the words "share capital of the company" by Mah. 20 of 2015, s. 20(20)(ii).

³ These words, brackets and figure were inserted by Mah. 13 of 2004, s. 6(14).

⁴ The brackets, letters and word "(c) or (d)" were substituted for the word, brackets and letter "(or (c))" by Mah. 27 of 1988, s. 2(g).

⁵ These words were substituted for the words, brackets and letters "(c) or (d)" by Mah. 8 of 2012, s. 2(h).

⁶ This figures and words were substituted for the words "five rupees for every rupees one thousand or part thereof for" by Mah. 20 of 2015, s. 20(21)(i).

⁷ These words were substituted for the words "five lakh rupees", by Mah. 32 of 2005, s. 5(13)(ii).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>¹[<i>Explanation I</i>].—A mortgagor who gives to the mortgagee a power of attorney to collect rents, or a lease of the property mortgaged or part thereof, is deemed to give possession within the meaning of this article.</p> <p>²[<i>Explanation II</i>.—Where in the case of an agreement to mortgage the amount or part thereof sought to be secured by such an agreement is advanced or disbursed to the mortgagor without execution of a mortgage-deed, then such an agreement to mortgage shall, notwithstanding anything contained in clause (d) of section 2, become chargeable under this Article as mortgage-deed on the date of making of such advance or disbursement either in part or in whole.]</p> <p>(c) when a collateral or auxilliary or additional or substituted security, or by way of further assurance for the above mentioned purpose where the principal or primary security is duly stamped.</p> <p>⁴[<i>Explanation</i>.—For the purpose of this clause, “the principal or primary security” shall mean, the security created under clause (a) or (b) above.]</p> <p style="text-align: center;"><i>Exemptions</i></p> <p>(1) Instruments executed by persons taking advances under the Land Improvement Loans Act, 1883, or the Agriculturists’ Loans Act, 1884 or by their sureties as security for the repayments of such advances.</p> <p>(2) Letter of hypothecation accompanying a bill of exchange.</p> <p>41. MORTGAGE OF CROP, including any instrument evidencing an agreement to secure the repayment of a loan made upon any mortgage of a</p>	<p>³[Five hundred only]</p> <p>XIX of 1883. XII of 1884.</p> <p>One rupee.</p>

¹ *Explanation* was renumbered as *Explanation I* by Mah. 38 of 1994, s. 3(3).

² *Explanation* was renumbered as *Explanation I* and *Explanation II* was inserted by Mah. 38 of 1994, s. 3(3).

³ These words were substituted for the words “The same duty as a Bond (Article 13) for the amount secured, subject to a maximum of rupees two hundred” by Mah. 20 of 2015, s. 20(21)(ii).

⁴ This *Explanation* was added by Mah. 12 of 2006, s. 4(5).

Description of Instrument (1)	Proper Stamp Duty (2)
crop whether the crop is or is not in existence at the time of mortgage, for every rupees 200 or part thereof.	
42. NOTARIAL ACT, that is to say, any instrument, endorsement, note, attestation, certificate or entry not being a Protest (Article 49) executed by a Notary Public in the performance of the duties of his office, or by any other person lawfully acting as a Notary Public.	¹ [Twenty-five rupees]
43. NOTE OR MEMORANDUM sent by a broker or agent to his principal intimating the purchase or sale on account of such principal—	
(a) of cotton.	² ³ [One rupee for every] rupees 10,000 or part thereof,] on the value of cotton.]
(b) of bullion of specie	⁴ [One rupee for every rupees 10,000 or part thereof, on the value of silver or gold or sovereigns as the case may be].
(c) of oil seeds	⁵ [One rupee for every rupees 10,000 or part there of, on the value of oil seeds].
(d) of yarn of any kind, non-mineral oils or spices of any kind.	One rupee for every rupees 10,000 or part thereof, on the value of ⁶ [yarn of any kind, non-mineral oils or spices of any kind, as the case may be].
(e) of any other goods exceeding in value twenty rupees.	One rupee for every rupees 10,000 or ⁷ [part thereof on the value of goods].

¹ These words were substituted for the words “Five rupees” by Mah. 17 of 1993, s. 38(21).

² These words and figures were substituted for the words and figures “unit of transaction of 4,500 kilograms or part thereof” by Mah. 32 of 2005, s. 5(14)(A).

³ These words and figures were substituted for the words and figure “Rupees 10,000 or part thereof” by Mah. 15 of 2011, s. 2(b)(i).

⁴ These words and figures were substituted for sub-clauses (a), (b) and (c) by Mah. 32 of 2005, s. 5(14)(B).

⁵ These words and figures were substituted for the figures and words “10,000 kilograms of oil seeds” by Mah. 32 of 2005, s. 5(14)(C).

⁶ This portion was substituted for the portion beginning with the words “yarn of any kind” and ending with the words “Official Gazette” by Mah. 32 of 2005, s. 5(14)(D).

⁷ These words were substituted for the words “part thereof” by Mah. 32 of 2005, s. 5(14)(E).

Description of Instrument (1)	Proper Stamp Duty (2)
(f) of any share, script, stock, bond, debenture, debenture stock or other marketable security of a like nature exceeding in value twenty rupees, not being a Government security.	One rupee for every rupees 10,000 or part thereof of the value of the security, at the time of its purchase or sale, as the case may be.
(g) of a Government security.	¹ [Fifty <i>paise</i> for every rupees 1,00,000 or part thereof, on the value of security.]

Exemptions

(1) Note or Memorandum sent by a broker or agent to his principal intimating the purchase or sale on account of such principal or a Government security or a share, script, stock, bond, debenture, debenture stock or other marketable security of like nature in or of an incorporated company or other body corporate, an entry relating to which is required to be made in clearance lists described in clauses (1), (2) and (3) of Article 19.

(2) Note or Memorandum sent by a broker or agent to his principal intimating the purchase or sale of cotton on account of such principal, an entry relating to which is required to be made in a clearance list described in Article 20.

(3) Note or Memorandum sent by a broker or agent to his principal intimating the purchase or sale of bullion or spices on account of such principal, an entry relating to which is required to be made in a clearance list described in Article 21.

(4) Note or Memorandum sent by a broker or agent to his principal intimating the purchase or sale of oil-seeds on account of such principal, an entry relating to which is required to be made in a clearance list described in Article 22.

(5) Note or Memorandum sent by a broker or agent to his principal intimating the purchase or sale of yarn of any kind, non-mineral oils or spices of any kind on account of such principal, an entry relating to which is required to be made in a clearance list described in Article 23.

¹ This portion was substituted for the portion beginning with the words "One rupee" and ending with the words "one thousand rupees" by Mah. 32 of 2005, s. 5(14)(F).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>(6) Note or Memorandum sent by a broker or agent to his principal in any of the above cases, when the amount stated in the instrument is less than rupees one hundred.</p> <p>¹[<i>Explanation.</i>—No duty shall be chargeable on note or Memorandum sent by broker or agent to his principal intimating the purchase or sale on account of such principal of a security or a forward contract on which proper duty is paid under article 51A].</p>	
<p>44. NOTE OF PROTEST BY THE MASTER OF A SHIP.</p> <p><i>See also Protest by the Master of Ship (Article 50).</i></p>	<p>²[One hundred rupees].</p>
<p>45. ORDER FOR THE PAYMENT OF MONEY,</p> <p>not being a Bill of Exchange within the meaning of the Indian Stamp Act, 1899,—</p> <p>(a) where payable otherwise than on demand but not more than one year after date or sight ³{***}</p> <p>⁵[(b) where payable at more than one year after date or sight.</p>	<p>⁴[One per cent. of amount of payment under order].</p> <p>Two per cent. of amount of payment under order.]</p>
<p>46. PARTITION—Instrument of as defined by section 2 (m).</p>	<p>⁶[⁷[Two per cent.] of the] amount or the market value of the separated share or shares of the property.</p> <p><i>Note.</i>—The largest share remaining after the property is partitioned (or, if there are two or more shares of equal value and not smaller than any of the other shares, then one of such equal shares) shall be deemed to be that from which the other shares are separated.</p>

¹ The *Explanation* was added by Mah. 32 of 2005, s. 5(14)(G).

² These words were substituted for the words “Twenty rupees” by Mah. 13 of 2004, s. 6(15).

³ The words, letters and figures “for every Rs. 1,000 or part thereof” were deleted by Mah. 20 of 2015, s. 20(22)(i)(A).

⁴ These words were substituted for the words “Ten rupees” by Mah. 20 of 2015, s. 20(22)(i)(B).

⁵ Clause (b) was substituted by Mah. 20 of 2015, s. 20(22)(ii).

⁶ These words were substituted for the words, brackets and figures “The same duty as a Bond (Article 13) for the” by Mah. 9 of 1997, s. 14(b)(i).

⁷ These words were substituted for the words “Rupees Ten for every rupees five hundred or part thereof” by Mah. 20 of 2015, s. 20(23).

Description of Instrument (1)	Proper Stamp Duty (2)
	<p>Provided always that,—</p> <p>(a) when an instrument of partition containing an agreement to divide property in severalty is executed and a partition is effected in pursuance of such agreement, the duty chargeable upon the instrument effecting such partition shall be reduced by the amount of duty paid in respect of the first instrument but shall not be less than five rupees ;</p> <p>¹[(b) where the instrument relates to the partition of agricultural land, the rate of duty applicable ²[shall be one hundred rupees]] ;</p> <p>(c) where a final order for effecting a partition passed by any Revenue authority or any Civil Court or an award by an arbitrator directing a partition, is stamped with the stamp required for an instrument of partition, and an instrument of partition in pursuance of such order or award is subsequently executed, the duty on such instrument shall not exceed ten rupees.</p>
³ [47. PARTNERSHIP—	
(1) Instrument of any partnership inclusive of, Limited Liability Partnership and Joint Venture to run a business, earn profits and to share profits, whether in cash or in kind—	
(a) where there is no share of contribution in partnership, or where such share contribution brought in by way of cash does not exceeds 50,000.	Five hundred rupees.
(b) where such share contribution brought in by way of cash is in excess of rupees 50,000.	One per cent. of the amount of share contribution subject to maximum of rupees fifteen thousand.

¹ Clause (b) was substituted by Mah. 9 of 1997, s. 14(b)(ii).

² These words were substituted for the portion “shall be 0.5 per cent. on the market value of the separated share or share of the property” by Mah. 30 of 1997, s. 8(2).

³ Article 47 was substituted by Mah. 20 of 2015, s. 20(24).

Description of Instrument (1)	Proper Stamp Duty (2)
(c) where such share contribution is brought in by way of property, excluding cash.	The same duty as is leviable on a conveyance under clause (a), (b) or (c), as the case may be, of Article 25, on the market value of such property.
(2) Dissolution of partnership or retirement of partner inclusive of, Limited Liability Partnership and Joint Venture to run a business, earn profits and to share profits, whether in cash or in kind—	
(a) where on dissolution of the partnership or on retirement of a partner any property is taken as his share by a partner other than a partner who brought in that property as his share of contribution in the partnership.	The same duty as is leviable on a Conveyance under clause (a), (b) or (c), as the case may be, of Article 25, on the market value of such property, subject to a minimum of rupees one hundred.
(b) in any other case.	Five hundred rupees.]
48. POWER OF ATTORNEY not being a Proxy—	
(a) when executed for the sole purpose of procuring the registration of one or more documents in relation to a single transaction or for admitting execution of one or more such documents.	¹ [Five hundred rupees].
(b) when required in suits or proceedings under the Presidency Small Cause Courts Act, 1882 ;	² [Five hundred rupees].
(c) when authorising one person or more to act in a single transaction other than the case mentioned in clause (a) ;	³ [Five hundred rupees].
(d) when authorising one person to act in more than one transaction or generally ;	⁴ [Five hundred rupees].
(e) when authorising more than one person to act in single transaction or more than one transaction jointly or severally or generally ;	⁵ [Five hundred rupees].

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1882.

¹ These words were substituted for the words "One hundred rupees" by Mah. 20 of 2015, s. 20(25)(i).

² These words were substituted for the words "One hundred rupees", by Mah. 20 of 2015, s. 20(25)(ii).

³ These words were substituted for the words "One hundred rupees", by Mah. 20 of 2015, s. 20(25)(iii).

⁴ These words were substituted for the words "One hundred rupees", by Mah. 20 of 2015, s. 20(25)(iv).

⁵ These words were substituted for the words "One hundred rupees", by Mah. 20 of 2015, s. 20(25)(v).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>³[(f) (i)] when given for consideration and authorising to sell an immoveable property ;</p> <p>³[(ii) when authorising to sell or transfer immoveable property without consideration or without showing any consideration, as the case may be,—</p> <p style="padding-left: 40px;">(a) if given to the father, mother, brother, sister, wife, husband, daughter, ⁴[son, grandson, grand-daughter or father, mother, brother or sister of the spouse] ; and</p> <p style="padding-left: 40px;">(b) in any other case</p> <p>⁶[(g) when given to a promoter or developer by whatever name called, for construction on, development of, or sale or transfer (in any manner whatsoever) of, any immoveable property.</p>	<p>The same duty as is leviable on a Conveyance under clause (a), (b), ¹[²or (c)], as the case may be, of Article 25, on the market value of the property.</p> <p>Rupees five hundred.</p> <p>The same duty as is leviable on a Conveyance under clause (b),⁵[or (c)], as the case may be, of Article 25, on the market value of the property.]</p> <p>⁷[The same duty as is leviable on a Conveyance under clause (b), ⁸[or (c)], as the case may be, of Article 25, on the market value of the property] :</p> <p>Provided that, the provisions of section 32A shall, <i>mutatis mutandis</i>, apply to such an instrument of power of attorney as they apply to a conveyance under that section :</p> <p>Provided further that, when proper stamp duty is paid under clause (g-a) of article 5 on an agreement, or records thereof or memorandum of an agreement</p>

¹ The brackets, letters and word “(c) or (d)” were substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(i).

² This was substituted for the words, brackets and letters “(c) or (d)” by Mah. 8 of 2012, s. 2(j).

³ Clause (f) was renumbered as (i) and sub-clause (ii) was added by Mah. 16 of 2008, s. 2(b)(i).

⁴ These words were substituted for the words “grandson, grand daughter or such other close relative” by Mah. 20 of 2015, s. 20(25)(vi).

⁵ These word, brackets and letter were substituted for the brackets, word and letters “(c) or (d)”, by Mah. 8 of 2012, s. 2(j).

⁶ These clauses were substituted for clause (g) by Mah. 9 of 1990, s. 3(c).

⁷ This portion was substituted by Mah. 16 of 2008, s. 2(b)(ii).

⁸ These word, brackets and letter were substituted for the brackets, letters and word “(c) or (d)” by Mah. 8 of 2012, s. 2(a).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>(h) in any other case.</p> <p><i>Explanation I.</i>—For the purpose of this article more persons than one when belonging to the same firm shall be deemed to be one person.</p> <p><i>Explanation II.</i>—The term ‘registration’ includes every operation incidental to registration under the Registration Act, 1908.</p> <p><i>Explanation III.</i>—Where under clause (f), duty has been paid on the power of attorney, and the conveyance relating to that property is executed in pursuance of power of attorney between the executant of the power of attorney and the person in whose favour it is executed, the duty on conveyance shall be the duty calculated on the market value of the property reduced by duty paid on the power of attorney.</p> <p>49. PROTEST OF BILL OR NOTE, that is to say, any declaration in writing made by a Notary Public, or other person lawfully acting as such, attesting the dishonour of a bill of exchange or promissory note.</p> <p>50. PROTEST BY THE MASTER OF A SHIP, that is to say, any declaration of the particulars of her voyage drawn up by him with a view to the adjustment of losses or the calculation of averages, and every declaration in writing made by him against the charterers or the consignees for not loading or unloading the ship, when such declaration is attested or certified by a Notary Public or other person lawfully acting as such.</p> <p>See also Note of Protest by the Master of a Ship (Article 44).</p>	<p>executed between the same parties and in respect of the same property, the duty chargeable under this clause shall be rupees one hundred.]</p> <p>¹[²[Five hundred rupees] for each person authorised.]]</p> <p>³[One hundred rupees].</p> <p>⁴[One hundred rupees].</p>

¹ These words were substituted for the words “Five rupees for each person authorised” by Mah. 13 of 2004, s. 6(16).

² These words were substituted for the words “One hundred rupees” by Mah. 20 of 2015, s. 20(25)(vii).

³ These words were substituted for the words “Twenty rupees” by Mah. 13 of 2004, s. 6(17).

⁴ These words were substituted for the words “Twenty rupees” by Mah. 13 of 2004, s. 6(18).

Description of Instrument (1)	Proper Stamp Duty (2)
¹ [51. RECONVEYANCE OF MORTGAGE PROPERTY—	Five hundred rupees.]
²[51A. RECORD OF TRANSACTION (Electronic or otherwise) effected by a trading member through a stock exchange or the association referred to in section 10B—	
(a) if relating to sale and purchase of Government securities.	Fifty rupees for every rupees one crore or part thereof of the value of security.
(b) if relating to purchase or sale of securities, other than those falling under item (a) above,—	
(i) in case of delivery	One rupee for every rupees 10,000 or part thereof.
(ii) in case of non-delivery.	Twenty <i>paise</i> for every rupees 10,000 or part thereof.
(c) if relating to future and options trading.	Twenty <i>paise</i> for every rupees 10,000 or part thereof.
(d) if relating to forward contracts of commodities traded through an association or otherwise.	One rupee for every rupees 1,00,000 or part thereof.]
<i>Explanation.</i> —For the purpose of clause (b), “securities” means the securities as defined in clause (h) of section 2 of the Securities Contract (Regulation) Act, 1956.	
³ [52. RELEASE, that is to say, any instrument (not being an instrument as is provided by section 24) whereby a person renounces a claim upon other person or against any specified property,—	
(a) if the release deed of an ancestral property or part thereof is executed by or in favour of brother or sister (children of renouncer’s parents) or son or daughter or son of predeceased son or daughter of predeceased son or father or mother or spouse of the renouncer or the legal heirs of the above relations ⁴ [without consideration in any form].	Two hundred rupees.

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1956.

¹ Article 51 was substituted by Mah. 20 of 2015, s. 20(26).

² This article was inserted by Mah. 32 of 2005, s. 5(15).

³ This article was substituted by Mah. 12 of 2006, s. 4(6).

⁴ These words were added by Mah. 20 of 2015, s. 20(27).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>(b) in any other case.</p> <p>53. RESPONDENTIA BOND, that is to say, any instrument securing a loan on the cargo laden or to be laden on board a ship and making repayment contingent on the arrival of the cargo at the port of destination.</p>	<p>The same duty as is leviable on a conveyance under clause (a), (b), ¹[or as the case may be (c)], of Article 25 on the market value of the share, interest, part or claim renounced.]</p> <p>²[One per cent. of the amount of the loan secured, subject to a minimum or rupees five hundred].</p>
<p>REVOCATION OF ANY TRUST OR SETTLEMENT.</p> <p>See Settlement (Article 55), Trust (Article 61).</p> <p>³[54. SECURITY BOND OR MORTGAGE DEED, where such security bond or mortgage deed is executed by way of security for the due execution of an office, or to account for money or other property received by virtue thereof, or by a surety to secure the due performance of a contract, or in pursuance of an order of the court or a public officer, not being otherwise provided for by the Maharashtra Court-fees Act.</p>	<p>0.5 per cent. for the amount secured by such deed subject to the maximum of ten lakh rupees :</p> <p>Provided that, where on an instrument executed by a person for whom a person stands surety and executes security bond or a mortgage deed, duty has been paid under article 40, then the duty payable shall be one hundred rupees.]</p>

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1959.

Exemptions

Bond or other instrument, when executed,—

(a) by any person for the purpose of guaranteeing that the local income derived from private subscriptions to a charitable dispensary or hospital or any other object of public utility shall not be less than a specified sum per mensem ;

(b) under the rules made by the State Government under section 114 of the Maharashtra Irrigation Act, 1976 ;

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of 1976.

¹ These words, brackets and letter were substituted for the brackets, letters and words “(c) or (d) as the case may be” by Mah. 8 of 2012, s. 2(k).

² These words were substituted for the words, brackets and figures “The same duty as a bond (Article 13) for the amount of the loan secured”, by Mah. 20 of 2015, s. 20(28).

³ Article 54 was substituted of by Mah. 20 of 2015, s. 20(29).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>(c) by a person taking advance under the Land Improvement Loans Act, 1883 or the Agriculturists Loans Act, 1884 or by their sureties as security for the repayment of such advances ;</p> <p>(d) by officers of the Government or their sureties to secure the due execution of an office or due accounting for money or other property received by virtue thereof.</p>	<p>XIX of 1883 .</p> <p>XII of 1884.</p>
<p>55. SETTLEMENT— A-Instrument of— including a deed of dower—</p> <p>(i) where the settlement is made for a religious or charitable purpose.</p> <p>(ii) in any other case.</p>	<p>¹[Two per cent. of] a sum equal to the amount settled or the market value of the property settled.</p> <p>The same duty as is leviable on a Conveyance under clause (a), (b), ²[³or (c)], as the case may be, of Article 25, for a sum equal to the amount settled or the market value of the property settled :</p> <p>Provided that, where an agreement to settle is stamped with the stamp required for an instrument of settlement and an instrument of settlement in pursuance of such agreement is subsequently executed, the duty on such instrument shall not exceed ten rupees :</p> <p>Provided further that, where an instrument of settlement contains any provision for the revocation of the settlement, the amount or the value of the property settled shall, for the purposes of duty, be determined, as if no such provisions were contained in the instrument.</p>

¹ These words were substituted for the words, "Ten rupees for every rupees five hundred or part thereof" by Mah. 20 of 2015, s. 20(30)(i).

² This was substituted for the word, brackets and letter "or (c)" by Mah. 27 of 1988, s. 2(j).

³ These words were substituted for the word, brackets and letters "(c) or (d)" by Mah. 8 of 2012, s. 2(l).

Description of Instrument (1)	Proper Stamp Duty (2)
<i>Exemption</i>	
Deed of dower executed on the occasion of, or in connection with, marriage between Muhammadans, whether executed before or after the marriage.	
B. Revocation of—	
(i) in respect of settlement described in sub-clause (i) of clause A.	¹ [Five hundred rupees].
(ii) in respect of settlement described in sub-clause (ii) of clause A.	² [Five hundred rupees]
56. SHARE WARRANTS to bearer I of issued under the Companies Act, 1956, 1956. for every rupees five hundred or part thereof.	Five rupees.
<i>Exemption</i>	
Share warrant when issued by a company in pursuance of the provisions I of of section 114 of the Companies Act, 1956. 1956 to have effect only upon payment as composition for that duty, to the Collector—	
(a) one and half <i>per centum</i> of the whole subscribed capital of the company, or	
(b) if any company which has paid the said duty or composition in full subsequently issues in addition to its subscribed capital, one and a half <i>per centum</i> of the additional capital so issued.	
SCRIP, <i>See</i> Certificate (Article 17).	
57. SHIPPING ORDER for or relating to the conveyance of goods on board of any vessel.	One rupee.

¹ These words were substituted for the portion beginning with the words “The same duty” and ending with the words “but not exceeding two hundred rupees” by Mah. 20 of 2015, s. 20(30)(ii)(a).

² These words were substituted for the portion beginning with the words “The same duty” and ending with the words “but not exceeding two hundred rupees” by Mah. 20 of 2015, s. 20(30)(ii)(b).

Description of Instrument (1)	Proper Stamp Duty (2)
<p>¹[58. SURRENDER OF LEASE including an agreement for surrender of lease—</p> <p>(a) without any consideration.</p> <p>(b) with consideration.</p> <p><i>Explanation.</i> —For the purposes of this Article, return of money paid as advance, on security deposit by lessee to the lessor shall not be treated as consideration for the surrender.</p> <p>59. TRANSFER (whether with or without consideration).</p> <p>(a) of debentures, being marketable securities whether the debenture is liable to duty or not, except debentures provided for by section 8 of the Indian Stamp Act, 1899.</p> <p><i>Explanation.</i>—For the purposes of this clause, the term ‘debenture’ includes debenture stock ;</p> <p>(b) of any interest secured by bond, mortgage-deed or policy of insurance ;</p> <p>(c) of any property under section 22 of the Administrator’s General Act, 1963 ;</p> <p>(d) of any trust property without consideration from one trustee to another trustee, or from a trustee to a beneficiary.</p> <p style="text-align: center;"><i>Exemptions</i></p> <p>Transfers by endorsement—</p> <p>(a) of a bill of exchange, cheque or promissory note ;</p> <p>(b) of a bill of lading, delivery order, warrant for goods or other mercantile document or title to goods ;</p>	<p>Two hundred rupees ;</p> <p>The same duty as is leviable under clause (a), (b), ²[or (c)], of Article 25 on the amount of consideration].</p> <p>³[0.5 per cent.] of the consideration amount of the debenture ⁴[* *].</p> <p>⁵[Five hundred rupees]</p>

II of
1899.

XLV of
1963.

¹ Article 58 was substituted by Mah. 20 of 2002, s. 8(h).

² The word, brackets and letter were substituted for the brackets, letters and word “(c) or (d)” by Mah. 8 of 2012, s. 2(m).

³ The figures and words were substituted for the words and figures “Fifty paise for every rupees 100 or part thereof” by Mah. 20 of 2015, s. 20(31)(i).

⁴ The words “subject to a maximum of ten thousand rupees”, which were added by Mah. 9 of 1988, s. 28(g), were deleted by Mah. 32 of 2005, s. 5(17).

⁵ These words were substituted for the portion beginning with the words “The same duty” and ending with the words “subject to a maximum of two hundred rupees” by Mah. 20 of 2015, s. 20(31)(ii).

Description of Instrument (1)	Proper Stamp Duty (2)
(c) of a policy of insurance ; (d) of securities of the Central Government.	
60. TRANSFER OF LEASE by way of assignment and not by way of under-lease or by way of decree or final order passed by any Civil Court or any Revenue Officer.	¹ [The same duty as is leviable on lease under clause (i), (ii), (iii) or (iv), as the case may be, or Article 36, for the remaining period of Lease].
61. TRUST	
A. Declaration of—of, or concerning, any property when made by any writing not being a Will—	
(a) where there is disposition of property—	
(i) where the Trust is made for a religious or charitable purpose ;	² [Two per cent.] of a sum equal to the amount settled or market value of the property settled.
(ii) in any other case.	The same duty as is leviable on a conveyance under clause (a), (b), ⁴ [⁵ or (c)], as the case may be, of Article 25, for a sum equal to the amount settled or the market value of the property settled.
(b) where there is no disposition of property—	
(i) where the trust is made for religious or charitable purpose.	⁶ [Five hundred rupees]
(ii) in any other case	⁷ [Five hundred rupees]
B. Revocation of—of, or concerning, any property when made by any instrument other than a Will.	⁸ [Five hundred rupees]
See also Settlement (Article 55).	
VALUATION, See Appraisement (Article 8).	

¹ These words were substituted for the portion beginning with the words “The same duty” and ending with the words “which is subject matter of transfer” by Mah. 20 of 2015, s. 20(32).

² These words were substituted for the words, brackets and figures “The same duty as a Bond (Article 13) for” by Mah. 9 of 1997, s. 14(11).

³ These words were substituted for the words “Ten rupees for every rupees five hundred or part thereof” by Mah. 20 of 2015, s. 20(33)(i)(I).

⁴ This was substituted for the word, brackets and letter “or (c)” by Mah. 27 of 1988, s. 2(l)

⁵ This word, brackets and letter were substituted for the word, brackets and letters “,(c) or (d)” by Mah. 8 of 2012, s. 2(o).

⁶ These words were substituted for the portion beginning with the words “The same duty” and ending with the words “two hundred rupees” by Mah. 20 of 2015, s. 20(33)(i)(II)(a).

⁷ These words were substituted for the portion beginning with the words “The same duty” and ending with the words “two hundred rupees” by Mah. 20 of 2015, s. 20(33)(i)(II)(b).

⁸ These words were substituted for the portion beginning with the words “The same duty” and ending with the words “two hundred rupees” by Mah. 20 of 2015, s. 20(33)(ii).

Description of Instrument (1)	Proper Stamp Duty (2)
62. WARRANT FOR GOODS, that is to say, any instrument evidencing the title of any person therein named or his assigns, or the holder thereof, to the property in any goods lying in or upon any dock, warehouse or wharf, such instrument being signed or certified by or on behalf of the person in whose custody such goods may be.	One rupee.]
¹ 63. WORKS CONTRACT, that is to say, a contract for works and labour or services involving transfer of property in goods (whether as goods or in some other form) in its execution and includes a sub-contract,—	
(a) where the amount or value set forth in such contract does not exceed rupees ten lakh.	² [Five hundred rupees].
(b) where it exceed rupees ten lakh.	³ [Five hundred rupees plus 0.1 per cent. of the amount above rupees ten lakh subject to maximum of rupees twenty-five lakhs]].

¹ This article was added by Mah. 12 of 2006, s. 4(8).

² These words were substituted for the words “one hundred rupees” by Mah. 20 of 2015, s. 20(34)(i).

³ These words and figures were substituted for the portion beginning with the words “One hundred rupees” and ending with words “maximum of rupees five lakh” by Mah. 20 of 2015, s. 20(34)(ii).

SCHEDULE II
ENACTMENTS REPEALED
(See section 76)

Year (1)	No. (2)	Enactments (3)	Extent of Repeal (4)
1899	II	The Indian Stamp Act, 1899 in its application to the pre-Reorganisation State of Bombay, excluding the transferred territories and to the Vidarbha Region and the Kutch area of the State of Bombay.	The whole except in so far as it relates to documents specified in entry 91 of List I in the Seventh Schedule to the Constitution of India.
1899	II	The Indian Stamp Act, 1899 as applied to the Saurashtra Area of the State of Bombay.	The whole except in so far as it relates to documents specified in entry 91 of List I in the Seventh Schedule to the Constitution of India.
1331 Fasli	IV	The Hyderabad Stamp Act, 1331-F.	The whole except in so far as it relates to documents specified in entry 91 of List I in the Seventh Schedule to the Constitution of India.
1932	II	The Bombay Finance Act, 1932.	Parts IV and V containing sections 15, 16, 17, 18 and 19.
1943	XIV	The Bombay Insurance of Stamp Duties Act, 1943.	The whole.

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