

THE SUITS VALUATION ACT, 1887

¹ACT No. VII OF 1887

[11th February, 1887]

An Act to prescribe the mode of valuing certain suits for the purpose of determining the jurisdiction of Courts with respect thereto.

WHEREAS it is expedient to prescribe the mode of valuing certain suits for the purpose of determining the jurisdiction of Courts with respect thereto; It is hereby enacted as follows: -

1. Title. This Act may be called the Suits Valuation Act, 1887.

¹For Statement of Objects and Reasons, *see* Gazette of India, 1886, Pt. V, p. 791 ; for Report of the Select Committee, *see ibid.*, 1887, Pt. IV, p. 18 ; and for Proceedings in Council, *see ibid.*, 1886, Supplement, pp. 1131 and 1155, and *ibid.*, 1887, Pt. VI, pp. 16 and 21.

This Act has been declared to be in force in Balochistan by the British Balochistan Laws Regulation, 1913 (2 of 1913). It has also been extended to the Leased Areas of Balochistan, *see* the Leased Areas (Laws) Order, 1950 (G. G. O. 3 of 1950); and applied in the Federated Areas of Balochistan, *see* Gazette of India, 1937, Pt. I, p. 1499.

The Act has been amended in the Punjab by the Suits Valuation (Punjab Amdt.) Act, 1938 (1 of 1938) and the Suits Valuation (Punjab Amdt.) Act, 1942 (13 of 1942).

The Act as in force in the North-West Frontier Province immediately before the commencement of N.W.F.P. Regulation No. II of 1974, has been applied to the Provincially Administered Tribal Areas of Chitral, Dir Kalam, Swat and Malakand Protected Area, by N.W.F.P. Regulation No. II of 1974, Art. 3.

This Act has been amended to the extent of Islamabad Capital Territory, *see* Ordinance No. 27 of 1981, s. 5 and 4th Sch.

PART I

SUITS RELATING TO LAND

2. Extent and commencement of Part I. This part shall extend to such local areas, and come into force therein on such dates, as the ¹[Provincial Government], by notification in the ²[official Gazette], directs³.

3. Power for Provincial Government to make rules determining value of land for jurisdictional purposes.—(1) The ⁴[Provincial Government] may ⁵* * * make rules for determining the value of land for purposes of jurisdiction in the suits mentioned in the Court-fees Act, (1870, VII of 1870) section 7, paragraphs v and vi, and paragraph x, clause (d).

(2) The rules may determine the value of any class of land, or of any interest in land, in the whole or any part of a local area and may prescribe different values for different places within the same local area.

⁶4. Valuation of relief in certain suits relating to land not to exceed the value of the land. Where a suit mentioned in the Court-fees Act, 1870, (VII of 1870) V section 7, paragraph iv, or Schedule II, article 17, relates to land or an interest in land of which the value has been determined by rules under the last foregoing section, the amount at which for purposes of jurisdiction the relief sought in the suit is valued shall not exceed the value of the land or interest as determined by those rules.

5. Making and enforcement of rules.—(1) The ⁴[Provincial Government] shall, before making rules under section 3, consult the High Court with respect thereto.

(2) A rule under that section shall not take effect till the expiration of one month after the rule has been published in the ⁷[official Gazette].

6. *[Repeal of section 14 of the Madras Civil Courts Act, 1873.] Omitted by A.O., 1949, Schedule.*

PART II

OTHER SUITS

7. Extent and commencement of Part II. This Part extends to ⁸[the whole of Pakistan], and shall come into force on the first day of July, 1887.

¹Subs. by A. O., 1937, for “G.G. in C.”.

²Subs. *Ibid.*, for “Gazette of India”.

³Part 1 of the Act has, under s. 2, been declared to extend to the Punjab, and to come into force therein on the 1st day of March, 1889, *see* Gazette of India, 1889, Pt. 1, p. 107.

⁴Subs. by A.O., 1937, for “L.G.”.

⁵The words “[subject to the control] of the G. G. in C.” rep. by A.O. 1937. The words in brackets were subs. by the Devolution Act, 1920 (38 of 1920), s. 2 and Sch. I, for “with the previous sanction”.

⁶This section has been amended in its application to the Punjab by the Punjab Act 1 of 1938, s. 2.

⁷Subs. by A.O., 1937, for “local official Gazette”.

⁸Subs. by the Central Law (Statute Reform) Ordinance, 1960 (21 of 1960), s. 3 and 2nd Sch. (*with effect from the 14th October, 1955*), for “all the Provinces and the Capital of the Federation”, which had been subs. by A.O., 1949, Arts- 3 (2) and 4, for “the whole of British India”.