



सत्यमेव जयते



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## EXTRAORDINARY

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Separate paging is given to this Part in order that it may be filed as a Separate Compilation.

#### PART IV

#### Acts of Gujarat Legislature and Ordinances promulgated and Regulations made by the Governor

The following Act of the Gujarat Legislature, having been assented to by the Governor on the 2<sup>nd</sup> April, 2018 is hereby published for general information.

**K. M. LALA,**  
Secretary to the Government of Gujarat,  
Legislative and Parliamentary Affairs Department.

#### GUJARAT ACT NO. 9 OF 2018.

(First published, after having received the assent of the Governor, in the "Gujarat Government Gazette", on the 6<sup>th</sup> April, 2018).

#### AN ACT

further to amend the Gujarat Stamp Act, 1958.

It is hereby enacted in the Sixty-ninth Year of the Republic of India as follows:-

1. (1) This Act may be called the Gujarat Stamp (Amendment) Act, 2018.

Short title and commencement.

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

Amendment of  
section 2 of  
Bom.LX of 1958.

2. In the Gujarat Stamp Act, 1958 (hereinafter referred to as "the principal Act"), in section 2, in clause (g), for para (iv), the following para shall be substituted, namely:-

Bom.LX of  
1958.



“(iv) every order made by the National Company Law Tribunal under section 232 of the Companies Act, 2013 in respect of a scheme for reconstruction of the company or companies involving merger or the amalgamation of any two or more companies and every order made by the Reserve Bank of India under section 44A of the Banking Regulation Act, 1949 in respect of amalgamation or dissolution of Banking companies, or”.

18 of 2013.



10 of 1949.

Amendment of  
section 17 of  
Bom.LX of 1958.

3. In the principal Act, in section 17, for the second proviso, the following proviso shall be substituted, namely:-

“Provided further that the instrument, so far as it relates to an order of,-

- (i) the National Company Law Tribunal under section 232 of the Companies Act, 2013 in respect of a scheme for reconstruction of the company or companies involving merger or the amalgamation of any two or more companies; 18 of 2013.
- (ii) the Reserve Bank of India under section 44A of the Banking Regulation Act, 1949 in respect of amalgamation or dissolution of Banking companies, 10 of 1949.

shall be stamped within thirty days from the date of such order of the National Company Law Tribunal or, as the case may be, the order of the Reserve Bank of India.”.

Amendment of  
Schedule I to  
Bom.LX of 1958.

4. In the principal Act, in Schedule I,-

(1) in article 7, -

- (i) for the words and figures “under section 97 of the Companies Act, 1956”, the words and figures “under the Companies Act, 2013” shall be substituted; 1 of 1956. 18 of 2013.
- (ii) in the Exemption, for the words and figures “under section 25 of the Companies Act, 1956”, the words and figures “under section 8 of the Companies Act, 2013” shall be substituted, 1 of 1956. 18 of 2013.

(2) in article 8,-

1 of 1956.  
18 of 2013.

1 of 1956.  
18 of 2013.

18

- (i) for the words and figures “ under section 97 of the Companies Act, 1956”, the words and figures “under section 64 of the Companies Act, 2013” shall be substituted;
- (ii) in entry (a), for the words and figures “ under section 26 of the Companies Act, 1956”, the words and figures “under section 10 of the Companies Act, 2013” shall be substituted;
- (iii) in the Exemption, for the words and figures “under section 25 of the Companies Act, 1956”, the words and figures “under section 8 of the Companies Act, 2013” shall be substituted,



1 of 1956.  
18 of 2013.

- (3) in article 12, in the Exemption, for the words and figures " under section 25 of the Companies Act, 1956", the words and figures "under section 8 of the Companies Act, 2013" shall be substituted,



- (4) in article 20, -

1 of 1956.

18 of 2013.

10 of 1949.

- (i) in entry (d), for the words and figures "so far as it relates to reconstruction or amalgamation of companies by an order of the High Court under section 394 of the Companies Act, 1956", the words and figures "so far as it relates to the scheme, for reconstruction of the company or companies involving merger or the amalgamation of any two or more companies by an order of the National Company Law Tribunal under section 232 of the Companies Act, 2013 or for amalgamation or dissolution of Banking Companies by an order of the Reserve Bank of India under section 44A of the Banking Regulation Act, 1949" shall be substituted;
- (ii) in Explanation III, in clause (a), for the words "order of the High Court" the words "order of the National Company Law Tribunal or, as the case may be, the order of the Reserve Bank of India" shall be substituted,

- (5) in article 35,-

1 of 1956.  
18 of 2013.

1 of 1956.  
18 of 2013.

- (i) in entry (a), for the words and figures " under section 26 of the Companies Act, 1956", the words and figures "under section 10 of the Companies Act, 2013" shall be substituted;
- (ii) in the Exemption, for the words and figures " under section 25 of the Companies Act, 1956", the words and figures "under section 8 of the Companies Act, 2013" shall be substituted,

- (6) in article 44,

- (i) in clause (1), for the words "Instrument of Partnership", the words "Instruments of any partnership including, Limited Liability Partnership and joint Venture to run a business" shall be substituted;
- (ii) in clause (2),-
- (a) in entry (a), after the words "consequence of increase of the capital of the partnership", the words "including, Limited Liability Partnership and joint Venture to run a business" shall be inserted;
- (b) in entry (b), after the words "alteration in constitution of the partnership", the words "including, Limited Liability Partnership and joint Venture to run a business," shall be inserted,

- (iii) in clause (3), -
- (a) after the words "Dissolution of", the words "Partnership or retirement of partner including, Limited Liability Partnership and joint Venture to run a business," shall be inserted;
- (b) in entry (a), after the words "contribution to partnership", the words "inclusive of, Limited Liability Partnership and joint Venture to run a business," shall be inserted,
- (7) in article 53, for the words and figures " under the Companies Act, 1956", the words and figures "under the Companies Act, 2013" shall be substituted.
- 



1 of 1956.  
18 of 2013.