

Contents

REGISTRATION ACT, 1908

PAGE

PART I

PRELIMINARY

1. Short title, extent and commencement *1*

2. Definitions *1*

PART II

OF THE REGISTRATION-ESTABLISHMENT

3. Inspector-General of Registration *5*

4. [*Omitted by the Government of India (Adaptation of Indian Laws) Orders, 1937*] *5*

5. Districts and sub-districts *5*

6. Registrars and Sub-Registrars *6*

7. Offices of Registrar and Sub-Registrar *7*

8. Inspectors of Registration offices *7*

9. [*Omitted by the Repealing and Amending Act, 1927*] *8*

10. Absence of Registrar or vacancy in his office *8*

11. Absence of Registrar on duty in his district *8*

12. Absence of Sub-Registrar or vacancy in his office *8*

13. Report to State Government of appointments under sections 10, 11 and 12 *9*

14. Establishments of registering officers *9*

15. Seal of registering officers *9*

PAGE

16. Register-books and fire-proof boxes *9*

16A. Keeping of books in computer floppies, diskettes, etc. *10*

PART III

OF REGISTRABLE DOCUMENTS

17. Documents of which registration is compulsory *10*

18. Documents of which registration is optional *17*

19. Documents in language not understood by registering officer *19*

20. Documents containing interlineations, blanks, erasures or alterations *22*

21. Description of property and maps or plans *22*

22. Description of houses and land by reference to Government maps or surveys *24*

PART IV

OF THE TIME OF PRESENTATION

23. Time for presenting documents *28*

23A. Re-registration of certain documents *28*

24. Documents executed by several persons at different times *30*

25. Provision where delay in presentation is unavoidable *30*

26. Documents executed out of India *31*

27. Wills may be presented or deposited at any time *31*

PART V

OF THE PLACE OF REGISTRATION

28. Place for registering documents relating to land *32*

29. Place for registering other documents *34*

30. Registration by Registrars in certain cases *34*

31. Registration or acceptance for deposit at private residence *36*

PART VI

OF PRESENTING DOCUMENTS FOR REGISTRATION

32. Persons to present documents for registration *36*

32A. Compulsory affixing of photograph, etc. *37*

33. Power-of-attorney recognizable for purposes of section 32 *38*

34. Enquiry before registration by registering officer *39*

35. Procedure on admission and denial of execution respectively *41*

PAGE

PART VII

OF ENFORCING THE APPEARANCE OF EXECUTANTS AND WITNESSES

36. Procedure where appearance of executant or witness is desired *43*
37. Officer or Court to issue and cause service of summons *43*
38. Persons exempt from appearance at registration-office *43*
39. Law as to summonses, commissions and witnesses *43*

PART VIII

OF PRESENTING WILLS AND AUTHORITIES TO ADOPT

40. Persons entitled to present wills and authorities to adopt *44*
41. Registration of wills and authorities to adopt *44*

PART IX

OF THE DEPOSIT OF WILLS

42. Deposit of wills *44*
43. Procedure on deposit of wills *44*
44. Withdrawal of sealed cover deposited under section 42 *44*
45. Proceedings on death of depositor *45*
46. Saving of certain enactments and powers of Courts *46*

PART X

OF THE EFFECTS OF REGISTRATION AND NON-REGISTRATION

47. Time from which registered document operates *48*
48. Registered documents relating to property when to take effect against oral agreements *48*
49. Effect of non-registration of documents required to be registered *49*
50. Certain registered documents relating to land to take effect against unregistered documents *50*

PART XI

OF THE DUTIES AND POWERS OF REGISTERING OFFICERS

(A) As to the Register-books and Indexes

51. Register-books to be kept in the several offices *51*
52. Duties of registering officers when document presented *55*
53. Entries to be numbered consecutively *60*

PAGE

54. Current indexes and entries therein *60*

55. Indexes to be made by registering officers, and their contents *62*

56. [*Omitted by the Indian Registration (Amendment) Act, 1929*] *65*

57. Registering officers to allow inspection of certain books and indexes, and to give certified copies of entries *65*

(B) As to the procedure on admitting to Registration

58. Particulars to be endorsed on documents admitted to registration *66*

59. Endorsements to be dated and signed by registering officer *67*

60. Certificate of registration *67*

61. Endorsements and certificate to be copied and document returned *69*

62. Procedure on presenting document in language unknown to registering officer *71*

63. Power to administer oaths and record of substance of statements *74*

(C) Special duties of Sub-Registrar

64. Procedure where document relates to land in several sub-districts *74*

65. Procedure where document relates to land in several districts *75*

(D) Special duties of Registrar

66. Procedure after registration of documents relating to land *76*

67. [*Omitted by the Registration and other Related Laws (Amendment) Act, 2001, w.e.f. 24-9-2001*] *77*

(*E*) *Of the controlling powers of Registrars and Inspector-General*

68. Power of Registrar to superintend and control Sub-Registrars *77*

69. Power of Inspector-General to superintend registration offices and make rules *79*

70. Power of Inspector-General to remit fines *85*

PART XII

OF REFUSAL TO REGISTER

71. Reasons for refusal to register to be recorded *91*

72. Appeal to Registrar from orders of Sub-Registrar refusing registration on ground other than denial of execution *91*

73. Application to Registrar where Sub-Registrar refuses to register on ground of denial of execution *92*

74. Procedure of Registrar on such application *92*

75. Order by Registrar to register and procedure thereon *92*

76. Order of refusal by Registrar *93*

77. Suit in case of order of refusal by Registrar *93*

PAGE

PART XIII

OF THE FEES FOR REGISTRATION, SEARCHES AND COPIES

78. Fees to be fixed by State Government *93*

79. Publication of fees *96*

80. Fees payable on presentation *96*

PART XIV

OF PENALTIES

81. Penalty for incorrectly endorsing, copying, translating or registering documents with intent to injure *105*

82. Penalty for making false statements, delivering false copies or translations, false personation, and abetment *108*

83. Registering officers may commence prosecutions *113*

84. Registering officers to be deemed public servants *114*

PART XV

MISCELLANEOUS

85. Destruction of unclaimed documents *115*

86. Registering officer not liable for thing *bona fide* done or refused in his official capacity *115*

87. Nothing so done invalidated by defect in appointment or procedure *115*

88. Registration of documents executed by Government officers or certain public functionaries *116*

89. Copies of certain orders, certificates and instruments to be sent to registering officers and filed *116*

Exemptions from Act

90. Exemption of certain documents executed by or in favour of Government *129*

91. Inspection and copies of such documents *130*

92. [*Omitted by the Government of India (Adaptation of Indian Laws) Order, 1937*] *131*

Repeals

93. [*Omitted by the Repealing Act, 1938 (1 of 1938)*] *131*

SCHEDULE: [*Omitted by the Repealing Act, 1938*] *131*

SUBJECT INDEX *135*