Estates Partition Act, 1897

Section 37 - Manner of payment of compensation – 1 [After final publication of the Compensation Assessment –roll under section 33]

b)], 4 [(d) or (k)] of section5 to be so deducted. 5 [Provided that where compensation is payable by way of the perpetual annuity undersection 4 or clause (2) of section 28 the deduction under anyone or more of the aforesaid clauses ofsection 5 shall not together exceed twenty-five per centum of such annuity]. 6 [Provided further that in case where the amount due under the said clauses of section 5cannot be fully recovered within a period of thirty years from the date of vesting by making deductionat the maximum rate as provided in the preceding proviso, the Compensation Officer shall refer thecase to the Board of Revenue, which may fix a higher rate of deduction not exceeding fifty percentumof the annuity and in so affixing the Board shall, where the annuity relates to any estate held under atrust or other legal obligation referred to in clause (2) of section 28, have due regard to the obligatoryexpenditure to be met by such trust or under such legal obligation]. (2) The amount of compensation so payable in terms of a Compensation Assessment -roll asfinally published shall be paid as hereinafter provided to the person or persons entitled theretoaccording to the said roll and in case of death of person or persons so entitled before thecompensation is received by him or them to his or their legal representatives. (3) The amount of compensation to which an Intermediary shall be entitled under sub-section(1) shall carry interest at two and a half per centum per annum and the compensation together withthe interest shall be payable on and from the date of vesting in thirty annual equated instalments :