

GOVERNMENT OF MANIPUR
(Judicial Department)

NOTIFICATION
Imphal, the 10th September, 52

No.R/Regis/3/52: In exercise of the powers conferred by Sub-Section (2) of Section 71 or the Indian Partnership Act, 1932 (IX of 1932), read with Government of India, Ministry of States Notification No.104-J dated the 24th August, 1950, as subsequently amended by their notification No. 248-J dated the 24th October, 1951 the Chief Commissioner is pleased to make the following Rules, which are hereby published under Sub-Section (3) of Section 71 or the Act for general information. The draft Rules will be taken into consideration after fifteen days from the date of publication.

Rules

1. These rules may be called the Manipur Partnership Rules, 1952.
2. In these rules, unless there is anything repugnant in the subject or context;
 - (a) "document" includes statements, intimations, notices under the Act;
 - (b) "Form" means a Form appended to these rules;
 - (c) "Registrar" means a Registrar of Firms appointed under Section 57 of the Act;
 - (d) "the Act" means the Indian Partnership Act, 1932.
3. The documents required to be filed with the Registrar under Sub-Section (1) of Section 58 and Section 60 shall be deemed to be duly verified if they are signed and certified by all the partners or by a specially authorised agent on behalf of any partner declaring the statements made therein to be true to his knowledge and belief in the presence of at least one witness who shall attest the signatures by signing his name, provided that when a document is verified by a specially authorised agent, the original power of attorney or an expressed letter of authority from the partner concerned shall be produced for inspection of the Registrar to prove authentication.
4.
 - (1) The 'Register of Firms' to be maintained by the Registrar under Section 59 of the Act shall be in FORM VIII.
 - (2) The statement required under Section 58 of the Act for the registration of a firm shall be in FORM I.
 - (3) The statement under Section 60 of the Act, relating to changes in the firm's name and the principal place of business shall be in FORM II.
 - (4) The notice under Section 61 of the Act of closing and opening of branches shall be in FORM III.
 - (5) The notice under Section 62 of the Act of changes in the names and addresses of partners shall be in FORM IV.

(6) The notice of alteration in the constitution of a firm and dissolution of a firm, under Section 63 (1) of the Act, shall be in FORM V and VI respectively.

(7) The notice of withdrawal of a minor partner, under Section 63 (2) of the Act, shall be in FORM VII.

(8) An Index to the Register of Firms shall be maintained by the Registrar in FORM IX.

5. The notice of an alteration which is required to be filed with the Registrar under Sections 60,61,62 and 63 of the Act shall be filed within fifteen days from the date of occurrence.

6. On receipt of every statement, intimation, notice or any other document required by the Act to be filed or registered in his office, the Registrar shall examine it, and if it is found to be defective or incomplete in any of the particulars required to be given therein, or not verified in the manner prescribed by these rules, or in any way not in accordance with the provisions of the Act or these rules, he shall return it to the person who applied for filing or recording or to the firm concerned; and until proper rectification or completion is made, he shall not register or file the document in question, nor shall he file or register the same unless and until the prescribed fees are paid to and received by him. The Registrar shall, pending the receipt of such fees, act in the same way as if no such document or fact had been tendered for filing or recording or registration.

7. The Registrar may acknowledge the receipt or the filing of any document after necessary entries have been made in the 'Register of Firms'.

8. The Registrar may in his discretion institute such enquiries or make such investigation in respect of any matter as may in his opinion be necessary for the proper performance of his duties and the administration of the Act, specially when a dispute arises amongst the several partners of a firm, and the Registrar may in his discretion call upon any of the partners or all of them to produce any original deed, document or such other evidence as he thinks fit.

9. There shall be an office of the Registrar situate in Imphal which shall ordinarily be open for business (Sundays and authorised holidays excepted) between the hours 10 a.m. and 4.00 p.m. excepting Saturdays, when the office shall remain open for business till 1.00 p.m.

10. (1) Any person may inspect the documents filed by firms and the Register of Firms kept by the Registrar on payment of eight annas for each inspection all documents relating to one firm, and a fee of eight annas for inspection of each volume or the said Register, provided that he shall not have the right, while so inspecting, to take copies of or extracts from any of the documents or the Register.

(2) The Registrar shall not permit inspection of any documents filed by the firms unless it is shown to his satisfaction that the person applying for such inspection is, in some way, interested in the contents or the documents.

(3) Any person shall, on application to the Registrar, be supplied with certified copy or extract of any of the documents or any of the entries or portion thereof in the 'Register of Firms' upon payment of four annas for each hundred words or part thereof.

11. (1) Where the Registrar has reasonable cause to believe that a registered firm is not carrying on business or is not in operation or that it is finally dissolved but the prescribed intimation has not been given, he shall send by post to every partner of the firm at its last known address a letter enquiring whether the firm is carrying on business or is in operation.

(2) If the Registrar receives an answer from any of the partners to the effect that the firm is not carrying on business or is not in operation, or if he does not within one month from the date of the posting of the letter receive any answer, he shall publish in the local official gazette and send to all the partners by registered post, a notice that at the expiration of three months from the date of that notice the name of the firm mentioned therein shall, unless cause is shown to the contrary, be struck off the Register of Firms and the firm shall be dissolved and the registration shall be deemed cancelled.

(3) At the expiration of the time mentioned in the notice the Registrar shall, unless cause is shown previously by the partners, strike its name off the Register, and shall publish notice thereof in the local official Gazette, and on the publication of such notice in the official Gazette the firm shall be dissolved.

FORM I
STATEMENT REQUIRED FOR REGISTRATION OF A FIRM
The Indian Partnership Act, 1932.
[See Section 58 and Rule 4(2)]

Filing fee Rs. 3

To
The Registrar of Firms, Manipur, Imphal

We, the undersigned partners of the firm do hereby submit the following statement, prescribed under Section 58 of the Indian Partnership Act, 1932 for the purpose of registration of the said firm under Section 59 of the Act.

- A. The name of the firm :
- B. The duration of the firm :
(with date of establishment)
- C. The principal place of business :
with full address
- D. The names of any other places where the firm carries on business with full address
1.
2.
3.
- E. The names in full and permanent addresses of all partners, and the date when each partner joined the firm:

Name in full of partners	Permanent addresses	Dates of joining	Remarks
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Witness or witnesses attesting the signatures Signatures of all the partners of the firm
Date

VERIFICATION

We, the partners of the firm _____, do hereby declare that the foregoing statement is true to our knowledge and belief.

Witness or witnesses attesting the signatures Signatures of all the partners of the firm
Date

N.B: This form must be signed by all partners or their agents specially authorized in this behalf in the presence of a witness/witnesses who must be either a Gazetted Officer/Advocate or Chartered Accountant.

FORM II

NOTICE OF ALTERATION IN THE NAME OF THE FIRM OR IN THE LOCATION
OF THE PRINCIPAL PLACE OF BUSINESS THEREOF.

The Indian Partnership Act, 1932.

[See Section 60 and Rule 4(3)]

Filing Fee Re. 1

To

The Registrar of Firms, Manipur, Imphal

Notice is hereby given, pursuant to Section 60 of the Indian Partnership Act, 1932, of the following alteration in the name/location of the principal place of business of the firm.

Date of alteration	Name of the firm		Principal place of business	
	Former name	Present name	Former Address	Present address

Witness or witnesses attesting the signatures Signatures of all the partners of the firm

Date

VERIFICATION

We, the partners of the firm _____, do hereby declare that the foregoing statement is true to our knowledge and belief.

Witness or witnesses attesting the signatures Signatures of all the partners of the firm

Date

* Strike out the portion which does not apply.

FORM III

**NOTICE OF CLOSING AND OPENING OF PLACES OF BUSINESS
(OTHER THAN THE PRINCIPAL PLACE OF BUSINESS)**

The Indian Partnership Act, 1932.
[See Section 61 and Rule 4(4)]

Filing Fee Re. 1

To

The Registrar of Firms, Manipur, Imphal

Notice is hereby given, pursuant to Section 61 of the Indian Partnership Act, 1932, of the closing/opening of the following place/places of business of the firm _____ (other than the principal place of business).

Place of business closed	Date of closing	Place of business opened	Date of opening	Remarks

Signature of any the partners or agent of the firm

Date

FORM IV

**NOTICE OF CHANGES IN THE NAMES AND ADDRESSES
OF THE PARTNERS OF FIRM**

The Indian Partnership Act, 1932.
[See Section 62 and Rule 4(5)]

Filing Fee Re. 1

To

The Registrar of Firms, Manipur, Imphal

Notice is hereby given, pursuant to Section 62 of the Indian Partnership Act, 1932, of changes in the name and addresses of the partners of the firm.

Former name and address	Present name and address	Remarks

Signature of any partner or agent of the firm

Date

FORM V

**INTIMATION FOR RECORDING OF CHANGES
IN THE CONSTITUTION OF A FIRM**

The Indian Partnership Act, 1932.
[See Section 63(1) and Rule 4(6)]

Filing Fee Re. 1

To
The Registrar of Firms, Manipur, Imphal

Notice is hereby given, pursuant to Sub-Section (1) of Section 63 of the Indian Partnership Act, 1932, of the following changes in the constitution of the firm.

Previous constitution of firm		Present constitution of firm		Remarks
Names of partners	Permanent Addresses	Names of partners	Permanent Addresses	

Signature of any partner or his agent

Date

FORM VI

INTIMATION FOR RECORDING DISSOLUTION OF A FIRM

The Indian Partnership Act, 1932.

[See Section 63(1) and Rule 4(6)]

Filing Fee Re. 1

To

The Registrar of Firms, Manipur, Imphal

Notice is hereby given, pursuant to Sub-Section (1) of Section 63 of the Indian Partnership Act, 1932, that the firm _____ was dissolved on _____.

Signature of any the partners or his agent

Date

FORM VII

**INTIMATION FOR RECORDING OF THE FACT OF A MINOR ENJOYING THE
BENEFITS OF PARTNERSHIP ELECTING TO BECOME OR NOT TO BECOME A
PARTNER ON ATTAINING MAJORITY.**

The Indian Partnership Act, 1932.
[See Section 63(2) and Rule 4(7)]

Filing Fee Re. 1

To
The Registrar of Firms, Manipur, Imphal

Notice is hereby given, pursuant to Sub-Section (2) of Section 63 of the Indian Partnership Act, 1932, that the undersigned, a minor who was admitted to the benefits of partnership in the firm of _____ has now attained majority and elects to become/not to become a partner of the said firm.

Signature of any partner concerned or his
Specially authorized agent

Date

FORM VIII

REGISTER OF FIRMS

The Indian Partnership Act, 1932.
[See Section 59) and Rule 4(1)]

Number of the firm on the Register	Important notes
Name of the firm	
Date of establishment	
Duration or date of registration	
Date of dissolution	
How dissolved	

Place of business of the firm

Names and addresses of the partners and the dates of joining or changes therein

1	Serial number of documents
2	Date of filing or registration
3	Description of documents filed
4	Name
5	Address (Permanent)
6	Date of joining
7	Date of changes
8	Principal place
9	Other places
10	Date of closing or opening
11	Recording of changes of constitution or dissolution and also of withdrawal of minor partners
12	Remarks
13	Signature of the Registrar

FORM IX

INDEX TO THE REGISTER OF FIRMS

The Indian Partnership Act, 1932.

[See Section Rule 4(8)]

Name of the firm	Date of registration	Number of firm in the Register	Volume of Register and Folio
1	2	3	4