

Circular No.: NeSL/FC/2023/0092

Date: 20th September 2023

Ease of onboarding documentation for Maharashtra paperless 10D e-Certificate

NeSL DDE users (Registered Banks and NBFCs) are advised to take note of the below:

1. Only one-time 10D enrolment approval from IGR, Government of Maharashtra is required for availing 10D e-Certificate for stamp duty through NeSL DDE platform. The entities enumerated in “Annexure A” are already in possession of 10D approval letter from Government of Maharashtra for NeSL DDE purpose. Hence, they need not apply again or seek further approvals. The articles permitted by Government of Maharashtra to NeSL as per Government order No. 5 / Stamp No. 21 /Case No. 06/2016/480/2021 dated 27-10-2021 will only be applicable. Banks and NBFCs now need not submit the product template and mapping of article with stamp duty either to NeSL office or to the Maharashtra IGR office. Once a formal approval letter from Maharashtra IGR is received by the Banks/NBFCs, NeSL will activate the Maharashtra state paperless e-Certificate for the said approved entity.
2. The duly filled 10D enrollment form ([Click Here](#)) to be submitted to the Maharashtra IGR office, Pune at email ID do5.igro@igrmaharashtra.gov.in copy to ddeupport@nesl.co.in
3. To initiate a DDE transaction, the submitting bank or NBFC needs to select an article which is approved by Maharashtra government vide Order No. 5/Stamp No. 21 /Case No. 06/2016/480 /2021 dated 27-10-2021 ([Click Here](#)) on NeSL DDE 10D Platform, in consultation with the submitting Bank's or NBFC's legal team. Stamp duty shall be calculated through the stamp duty calculator provided by the IGR Maharashtra ([Click Here for Stamp Duty Calculator](#)).
4. 10D users to note the Section 30 and 31 of **The Maharashtra Stamp Act, 1958**:

Section 30- Duties by whom payable

In the absence of an agreement to the contrary, the expense of providing the proper stamp shall be borne: (g) in any other case, by the person executing the instrument.

According to the provisions of Section 31 of the Maharashtra Stamp Act, 1958, the Collector of stamps may determine the stamp duty applicable, or the Article under which the stamp duty is chargeable on the instrument brought before him for adjudication. The provision of the said Section 31 is as follows:

Section 31-Adjudication as to proper stamps

(1) When an instrument, whether executed or not and whether previously stamped or not, is brought to the Collector, by one of the parties to the instrument and such person applies to have the opinion of that officer as to the duty (if any) with which or the Article of Schedule I under which it is chargeable and pay a fee of one hundred rupees the Collector shall determine the duty (if any) with which or the Article of Schedule I under which in his judgement, the instrument is chargeable.

In view of the above, if banks/NBFCs face any difficulties, they can apply to the Collector of Stamps as per the above provisions for stamp duty/article determination.

5. The responsibility for payment of stamp duty lies with the Banks/NBFCs/persons executing the document. Respective Banks/NBFCs, in consultation with their legal team, may approach the concerned Collector of Stamps in case they face any difficulties in determining the applicable articles or have any doubts regarding payable stamp duty, in terms of Section 31 the Maharashtra Stamp Act, 1958.

Your feedback is important to us and we welcome any suggestions to improve our services on a continuous basis. Please write to us at ddesupport@nesl.co.in with your suggestions, if any.

Sd/

Team NeSL

Annexure – A

1. The entities given in Annexure A are already in possession of 10D approval letter from Government of Maharashtra for NeSL DDE purpose. Hence, they need not apply again or seek further approvals. The articles permitted by the Government of Maharashtra to NeSL as per Government order No. 5 / Stamp No. 21 /Case No. 06/2016/480/2021 dated 27-10-2021 will only be applicable.

List of entities in possession of 10D approval letter from Government of Maharashtra		
Sl No.	Name of Entity	IGR approval received
1	AU Small Finance Bank Limited	Yes
2	Axis Bank Limited	Yes
3	Bajaj Housing Finance Limited	Yes
4	Bank of Baroda	Yes
5	Bank of India	Yes
6	Bank of Maharashtra	Yes
7	Canara Bank	Yes
8	Central Bank of India	Yes
9	HDFC Bank Limited	Yes
10	ICICI Bank Limited	Yes
11	IDBI Bank	Yes
12	India Sheltar Housing Finance	Yes
13	Indian Bank	Yes
14	Indian Overseas Bank	Yes
15	IndusInd Bank	Yes
16	J P Morgan Chase Bank	Yes
17	Karnataka Bank	Yes
18	Muthoot Homefin India	Yes
19	Punjab National Bank	Yes
20	Punjab Sind Bank	Yes
21	RBL Bank Limited	Yes
22	SBM Bank (India)	Yes
23	SIDBI	Yes
24	State Bank of India	Yes
25	Sundaram Finance Limited	Yes
26	Tata Capital FSL	Yes
27	Toyota Financial Services Ltd	Yes
28	Union Bank of India	Yes
29	Yes Bank	Yes

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