

R.O.C.No.3817-A/2009/F1

Adoption  
175  
IMMEDIATE

C I R C U L A R

Sub: High Court, Madras - Original Side - Original Petitions filed under Hindu Adoption and Maintenance Act/Guardians and Wards Act - Inordinate delay in disposal - Defiance of the Subordinate Courts to the Orders of the Hon'ble Apex Court - Directions to all the District Judges - Ordered to call for reports from the Principal District Judges - Circular issued - particulars called for - reg.

Ref: Orders of the High Court in O.P.No.418/1999 dated 04.08.2009(KCJ)

\*\*\*\*\*

The High Court has noticed that there is inordinate delay in disposal of Original Petitions/Applications filed under Hindu Adoption and Maintenance Act/Guardians and Wards Act by the District Judges dealing with such petitions, despite the orders of the Hon'ble Apex Court in *L.K.Pandey Vs. Union of India* (1984) 2 SCC 244 and subsequent clarifications issued in the said case reported, in 1985 (Supp) SCC 701, stipulating a time frame of two months for disposal of such cases.

In the Interim Orders passed in the case cited above, the High Court has directed to call for reports from the lower courts so as to monitor such disposal of O.Ps.

As directed, all the Principal District Judges/District Judges, Principal Judge, City Civil Court, Chennai and the Chief Judge, Puducherry are hereby

20

.. 2 ..

directed to submit a report covering the particulars as detailed hereunder:

1. the number of applications for appointment of Guardian/Adoption pending,
2. their dates of filing
- and
3. if more than two months have passed, since their date of filing, the reasons as to why they have not been disposed of, until the date of the report

The report on the above said lines shall be submitted covering the period upto 31/07/09 and shall reach the Registry not later than 02/09/09.

HIGH COURT, MADRAS.  
DATED: 25/08/09

Sd/- A.Arumugha Swamy,  
REGISTRAR GENERAL

./True copy/Forwarded/By Order//

ASSISTANT REGISTRAR (RULES)

To

1. All the Principal District Judges/District Judges.
2. The Principal Judge, City Civil Court, Chennai.
3. The Chief Judge, Puducherry.