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ROC.NO.2400A/2008/B5

(P.Dis.No. 159/2009)

CIRCULAR

SUB: Statistics – Special List System – Refixing of Norms for Principal District Judges, Additional District Judges, Chief Judge, Court of Small Causes, Chennai and Presiding Officers of the Labour Courts – Considered – Approved – In partial modification of the earlier instructions, revised instructions issued – Reg.

- READ:
- 1) High Court's Circular P.Dis No.106/90/B5, dated 21-09-1990.
 - 2) High Court's Circular ROC.No.2402-A/97/B5/Cri, dated 15-12-1998.
 - 3) High Court's Circular ROC.No.1234/2000/B5, dated 04-11-1999.
 - 4) High Court's Circular ROC.No.3307/99/B5, dated 18-11-1999.
 - 5) High Court's Circular ROC.No.3170/2000/B5, dated 21-09-2000.
 - 6) High Court's Circular ROC.No.1560A/2001/B5, dated 07-08-2001.

It has been brought to the knowledge of the Hon'ble Judges of Madras High Court that certain difficulties are being experienced by the District Judges in reaching the norms for disposal of cases and it is also

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found that certain officers are not concentrating on the disposal of main cases to reach the norms. But on the Contrary, Miscellaneous Cases other than Sessions, Suits, Appeals, etc., are given priority, while disposing of cases, so as to reach the norms.

In view of the aforesaid contingency, the question of re-consideration of norms already fixed by the High Court for the disposal of cases by the Principal District Judges / District Judges, Additional District Judges, Chief Judge, Court of Small Causes, Chennai and Presiding Officers of the Labour Courts, was considered by the High Court.

After due deliberation, the High Court has resolved to revise the norms in respect of the aforesaid Judicial Officers and pleased to issue certain guidelines for disposal of cases by the aforesaid Judicial Officers in assessing the norms.

Accordingly, in partial modification of the Circular issued in P.Dis.No.100/2001 in ROC.No.1560(A)/2001/B5, dated 07-08-2001, the following revised norms for disposal of cases by the Principal District Judges / District Judges / Additional District Judges / Chief Judge, Court of Small Causes, Chennai / Presiding Officers of the Labour Courts, as the case may be and the guidelines in assessing such norms for the said Judicial Officers, are fixed as follows :

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Prl. District Judges:

4 Sessions Cases ;
2 Suits ; and
12 Civil Appeals.

AFT
per
month

Addl. District Judges:

3 Sessions Cases ;
3 Suits ; and
14 Civil Appeals.

AFT
per
month

Disposal of :

(Other category of cases)

- > Election O.P. : 1 contested Election Petition to be reckoned as equivalent to 1 Sessions Case / Suit.
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- > IDOPs : 1 contested O.P. to be reckoned as equivalent to 1 Civil Appeal.
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- > Arbitration O.Ps. : 1 contested O.P. to be reckoned as equivalent to 1 Civil Appeal.
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- > Guardian Wards OPs / Adoption OPs / State Financial Corporation Act : 2 contested O.Ps to be reckoned as equivalent to 1 Civil Appeal.
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- > CMAs under Public Premises Act / CMAs under Inam Abolition Act : 2 contested CMAs to be reckoned as equivalent to 1 Civil Appeal.
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- > Taxation CMAs : 3 contested CMAs to be reckoned as equivalent to 1 Civil Appeal.
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- > Tr.O.Ps.** : 3 contested Tr.OPs to be reckoned as equivalent to 1 Civil Appeal.
 *** (Maximum 2 Civil Appeals per month)
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- > Execution Petitions : 2 contested E.Ps to be reckoned as equivalent to 1 Civil Appeal.
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- > Applications under Cr.21 R.90 and Sec.47 CPC : 3 contested Applications to be reckoned as equivalent to 1 Civil Appeal.
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- > Interlocutory Applications in Original Suits ** : 4 AFT I.As to be reckoned as equivalent to 1 Civil Appeal per month.
 *** (Maximum 2 Civil Appeals per month)
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- > Bail Applications** : 50 Bail Applications (other than ones arising under TNP Act & relaxation / modification of conditions) to be reckoned as equivalent to 1 Sessions Case.
 ** (Maximum 2 Sessions Cases per month)
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- > Criminal Appeals arising under Economic Offences / Criminal Appeals arising under CCWIA. : 1 contested Criminal Appeal to be reckoned as equivalent to 1 Sessions Case.
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3 Criminal Appeals to be reckoned as one Civil Appeal.

3 C.M.As or 4 Crl. Revision cases to be reckoned as equivalent to one Civil Appeal.

1 Suit under the Trade and Merchandise Marks Act or the Patents Act to be reckoned as equal to 2 Civil Appeals or 1 Sessions Case.

3 M.C.O.Ps are equivalent to one Civil Appeal.

5 M.C.O.Ps are equivalent to one Sessions Case.

District Judges to retain the MCOPs relating to fatal accidents on their file as far as possible in future for the early disposal of the same. Till those cases are ripe for trial, they can withdraw the MCOPs relating to fatal accidents and dispose of the same as early as possible.
(vide Circular ROC.No.3170/2000/B5, dt.21-09-2000)

A special case coming under the Prevention of Corruption Act disposed of by Additional District Judge-cum-Chief Judicial Magistrate shall be treated as equivalent to 1 ½ Sessions case for the purpose of assessing norms.

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23.

Disposal of one Co-operative case be treated as equivalent to one and half Civil Miscellaneous Appeal.

GUIDELINES FOR REACHING NORMS

The Principal District Judges / District Judges / Additional District Judges, as the case may be, should dispose of 75% of such main cases, to reach the norms in the respective cases [viz. Sessions or Appeals or Suits, as the case may be] and the remaining 25% shall be reached, by disposing of such other equivalent cases as fixed by the High Court in this regard.

PRESIDING OFFICER

75% OF NORMS

(Per month)

- | | |
|--|---|
| 1) Principal District Judge / District Judge | 3 Sessions, 1 Original Suit and 9 Civil Appeals. |
| 2) Additional District Judge | 2 Sessions, 2 Original Suits
or
3 Sessions, 1 Original Suit
or
1 Sessions, 3 Original Suits & 10 Civil Appeals. |

Chief Judge, Court of Small Causes, Chennai

66 MCOPs (AFT)

per month

Presiding Officer, Labour Court in the State of Tamil Nadu

10 Industrial Disputes

20 Claim Petitions

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There is no change in the existing norms for disposal of cases in respect of Presiding Officers of the Labour Courts.

However while computing the cases for assessing the norms ;

- i) 1 Principal Award shall be reckoned as equivalent to 1 ID.
- ii) 2 ESIOPs shall be reckoned as equivalent to 1 ID.
- iii) 2 Interim Awards shall be reckoned as equivalent to 1 Final Award.
- iv) 2 Other O.Ps shall be reckoned as equivalent to 1 ID.

In respect of other categories of Judicial Officers, the existing norms for disposal of cases remain unchanged.

The said revised norms shall come into effect from 01-09-2009 onwards for strict compliance.

The receipt of this Circular is required to be acknowledged by return of post.

HIGH COURT, MADRAS
DATED : 27-08-2009.

Sd/- A. ARUMUGHA SWAMY,
REGISTRAR GENERAL.

/True Copy/Forwarded/By Order/

S. K. [Signature] 28.8.09
ASST. REGISTRAR (A.S.)

To

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| 1) All the Principal District Judges / District Judges / Head of Units | with a request to
 Communicate this
 Circular to all the
 District Judges,
 functioning in their
 Unit / District. |
| 2) The Principal Judge, City Civil Court, Chennai - 104. | |
| 3) The Chief Judge, Court of Small Causes, Chennai - 104. | |
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