

349
Roc. No.15488/2017/G1



By Special Messenger
Dated: 30.05.2018

From
R. Sakthivel, B.A., B.L.,
Registrar General,
High Court,
Madras.

To
The Additional Chief Secretary to Government,
Home Department,
Secretariat,
Chennai - 9.C.W.O.

Sir,

Sub: Courts- Mahila Courts- Conferment of powers to the 32 Mahila Courts (i.e. 10 Mahila Courts + 22 Fast Track Mahila Courts) as Motor Accidents Claims Tribunal - Notification constituting the said Court as Motor Accident Claims Tribunal and appointing the Presiding Officer as Member of the Tribunal - Forwarding of - Orders of the Government - Requested - Regarding.

I am to state that the Principal District Judge, Perambalur has requested the High Court for conferment of powers on the Mahila Court, Perambalur to try Motor Accident Claims cases.

The Principal District Judge, Perambalur, in her letter, has stated that a Mahila Court has been constituted at Perambalur as per G.O.(Ms.) No.46, Home (Cts.II) Department, dated 13.01.2006 and an amendment was made to said G.O. to add at the end of para 2, the words "and other civil and criminal cases" as per G.O.(Ms.) No.716, Home (Tr.IV) Department dated 07.10.2016.

The Principal District Judge, Perambalur has also stated that the civil cases like Original Suits and Appeal Suits have been transferred from the Principal

..2.



District Court, Perambalur to the Mahila Court, Perambalur. Further there is no notification in the said Government Order to transfer MCOP cases and no tribunal powers have been conferred on the Mahila Court.

Hence, the Principal District Judge, Perambalur has also requested that necessary powers may kindly be conferred on the Mahila Judge, Perambalur so as to deal with MCOP cases.

In this connection, I am to state that based on the recommendations of the High Court, the Government have already issued orders for the constitution of the following 10 Mahila Courts in the State of Tamil Nadu for speedy trial and disposal of cases of offences committed against women and also cases under other social laws enacted by the Central and State Government for the protection of women.

Sl. No.	Name of the Court and place	G.O., in which sanctioned
1.	Mahila Court, Chennai	G.O.Ms.No.556, Home (Cts.II) Department, dated 28.06.2002
2.	Mahila Court, Coimbatore	G.O.Ms.No.556, Home (Cts.II) Department, dated 28.06.2002
3.	Mahila Court, Madurai	G.O.(Ms)No.656, Home (Cts.II) Department, dated 04.08.2003
4.	Mahila Court, Salem	-do-
5.	Mahila Court, Tiruchirapalli	-do-
6.	Mahila Court, Tirunelveli	-do-
7.	Mahila Court, Perambalur	G.O.(Ms)No.46, Home (Cts.II) Department, dated 13.01.2006
8.	Mahila Court, Cuddalore	-do-
9.	Mahila Court, Chengalpattu	G.O.(Ms)No.1019, Home (Cts.II) Department, dated 05.07.2007.
10.	Mahila Court, Pudukkottai	G.O.(Ms)No.1020, Home (Cts.II) Department, dated 05.07.2007.

Further, the Government in G.O.(Ms.) No.805, Home (Cts.II) Department dated 23.11.2016, G.O.(Ms.) No.806, Home (Cts.II) Department dated 23.11.2016, G.O.(Ms.) No.807, Home (Cts.II) Department dated 23.11.2016, G.O.(Ms.) No.808, Home (Cts.II) Department dated 23.11.2016 and G.O.(Ms.) No.809, Home (Cts.II) Department dated 23.11.2016 have issued amendment to G.O. Ms.No.556, Home (Cts.II) Department, dated 28.06.2002, G.O.(Ms)No.656, Home (Cts.II) Department, dated 04.08.2003, G.O.(Ms)No.46, Home (Cts.II) Department, dated 13.01.2006, G.O.(Ms)No.1019, Home (Cts.II) Department, dated 05.07.2007 and G.O.(Ms)No.1020, Home (Cts.II) Department, dated 05.07.2007 by incorporating the words "and other Civil and Criminal cases" and thereby empowered those Mahila Courts to try other Civil and Criminal cases also in addition to the trial of cases of offences committed against women and cases under other social law enacted by the Central and State Governments for the protection of women.

I am also to state that the Government of Tamil Nadu, in G.O. (Ms.) No.217, Home (Cts.II) Department dated 02.4.2013, have issued orders for the constitution of 22 "Magalir Neethi Mandram" (Fast Track Mahila Court) in the cadre of District Judge in the 22 Districts for exclusive trial of cases of offences against Women and the Government in G.O. (Ms.)No.514, Home (Cts.II) Department dated 16.07.2013 have issued notifications for the said Courts.

Further, the High Court in the letter dated 15.03.2017 has addressed the Government to issue necessary amendment by deleting the words "exclusive" under the Abstract in the G.O. (Ms.) No. 217, Home (Cts.II) Department dated 02.04.2013 and G.O. (Ms.) No. 514, Home (Cts.II) Department dated 16.07.2013. Now, the Government in G.O.(Rt.) No.581, Home (Cts.II) Department, dated 12.07.2017 have issued the amendment sought for.



At present all the 32 Mahila Courts (i.e. 10 Mahila Courts + 22 Fast Track Mahila Courts) in the cadre of District Judge, were constituted and functioning in the State of Tamil Nadu.

In view of the above, I am directed to forward the notification under sub-section (1) of section 165 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988) constituting the 32 Mahila Courts, i.e., 10 Mahila Courts + 22 Fast Track Mahila Courts in the cadre of District Judge as Motor Accidents Claims Tribunals and necessary notification under sub-section (2) of Section 165 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), appointing the Presiding Officers of the said 32 Mahila Courts, i.e., 10 Mahila Courts + 22 Fast Track Mahila Courts in the cadre of District Judge as Member of the Motor Accident Claims Tribunal vide Annexure to this letter, for necessary orders.

I am, therefore, to request that necessary orders of the Government, constituting the 32 Mahila Courts, i.e., 10 Mahila Courts + 22 Fast Track Mahila Courts in the cadre of District Judge as Motor Accidents Claims Tribunals and appointing the Presiding Officers of the said 32 Mahila Courts, i.e., 10 Mahila Courts + 22 Fast Track Mahila Courts in the cadre of District Judge as Member of the respective Motor Accident Claims Tribunal, under sub-sections (1) and (2) of Section 165 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), may be obtained and communicated to the High Court, urgently.

Yours faithfully,

5/6
20/11/18
Registrar General

Copy to:-

1. The Principal Judge,
City Civil Court, Chennai (w.e.)
2. All the Principal District Judges/District Judges, (w.e.)
3. The District Judge-cum-Chief Judicial Magistrate,
Nilgiris District at Udhagamandalam. (w.e.)

ANNEXURE

NOTIFICATION

In exercise of powers conferred by sub-section (1) of section 165 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), the Governor of Tamil Nadu hereby constitutes the Courts specified in Column (4) of the Table below as Motor Accident Claims Tribunal for the area specified in the corresponding entries in Column (3) thereof.

In exercise of powers conferred by Sub-section (2) of the section 165 of the Motor Vehicles Act, 1988 (Central Act 59 of 1988), the Governor of Tamil Nadu hereby appoints the Presiding Officers specified in column (5) of the Table below as Members of respective Motor Accidents Claims Tribunals specified in the corresponding entries in Column (4) constituted for the area specified in the corresponding entries in column (3) thereof :

THE TABLE

Sl. No .	Name of the District	Area	Motor Accident Claims Tribunal	Members of the Motor Accidents Claims Tribunal
(1)	(2)	(3)	(4)	(5)
1.	Ariyalur	Ariyalur	Fast Track Mahila Court at Ariyalur	Sessions Judge, Fast Track Mahila Court at Ariyalur
2.	Coimbatore	Coimbatore	Mahila Court at Coimbatore	Sessions Judge, Mahila Court at Coimbatore
3.	Chennai	Chennai	Mahila Court at Chennai	Sessions Judge, Mahila Court at Chennai
4.	Cuddalore	Cuddalore	Mahila Court at Cuddalore	Sessions Judge, Mahila Court at Cuddalore
5.	Dharmapuri	Dharmapuri	Fast Track Mahila Court at Dharmapuri	Sessions Judge, Fast Track Mahila Court at Dharmapuri



Sl. No	Name of the District	Area	Motor Accident Claims Tribunal	Members of the Motor Accidents Claims Tribunal
6.	Dindigul	Dindigul	Fast Track Mahila Court at Dindigul	Sessions Judge, Fast Track Mahila Court at Dindigul
7.	Erode	Erode	Fast Track Mahila Court at Erode	Sessions Judge, Fast Track Mahila Court at Erode
8.	Kancheepuram	Chengalpattu	Mahila Court at Kancheepuram District Chengalpattu	Sessions Judge, Mahila Court at Kancheepuram District at Chengalpattu
9.	Kanniyakumari	Nagercoil	Fast Track Mahila Court at Kanniyakumari District at Nagercoil	Sessions Judge, Fast Track Mahila Court at Kanniyakumari District at Nagercoil
10.	Karur	Karur	Fast Track Mahila Court at Karur	Sessions Judge, Fast Track Mahila Court at Karur
11.	Krishnagiri	Krishnagiri	Fast Track Mahila Court at Krishnagiri	Sessions Judge, Fast Track Mahila Court at Krishnagiri
12.	Madurai	Madurai	Mahila Court at Madurai	Sessions Judge, Mahila Court at Madurai
13.	Nagapattinam	Nagapattinam	Fast Track Mahila Court at Nagapattinam	Sessions Judge, Fast Track Mahila Court at Nagapattinam
14.	Namakkal	Namakkal	Fast Track Mahila Court at Namakkal	Sessions Judge, Fast Track Mahila Court at Namakkal
15.	The Nilgiris	Udhagamandalam	Fast Track Mahila Court at Nilgiris District at Udhagamandalam	Sessions Judge, Fast Track Mahila Court at Nilgiris District at Udhagamandalam
16.	Perambalur	Perambalur	Mahila Court at Perambalur	Sessions Judge, Mahila Court at Perambalur

Sl. No	Name of the District	Area	Motor Accident Claims Tribunal	Members of the Motor Accidents Claims Tribunal
17.	Pudukkottai	Pudukkottai	Mahila Court at Pudukkottai	Sessions Judge, Mahila Court at Pudukkottai
18.	Ramanathapuram	Ramanathapuram	Fast Track Mahila Court at Ramanathapuram	Sessions Judge, Fast Track Mahila Court at Ramanathapuram
19.	Salem	Salem	Mahila Court at Salem	Sessions Judge, Mahila Court at Salem
20.	Sivagangai	Sivagangai	Fast Track Mahila Court at Sivagangai	Sessions Judge, Fast Track Mahila Court at Sivagangai
21.	Thanjavur	Thanjavur	Fast Track Mahila Court at Thanjavur	Sessions Judge, Fast Track Mahila Court at Thanjavur
22.	Theni	Theni	Fast Track Mahila Court at Theni	Sessions Judge, Fast Track Mahila Court at Theni
23.	Thoothukudi	Thoothukudi	Fast Track Mahila Court at Thoothukudi	Sessions Judge, Fast Track Mahila Court at Thoothukudi
24.	Tiruchirappalli	Tiruchirappalli	Mahila Court at Tiruchirappalli	Sessions Judge, Mahila Court at Tiruchirappalli
25.	Tirunelveli	Tirunelveli	Mahila Court at Tirunelveli	Sessions Judge, Mahila Court at Tirunelveli
26.	Tiruppur	Tiruppur	Fast Track Mahila Court at Tiruppur	Sessions Judge, Fast Track Mahila Court at Tiruppur
27.	Tiruvannamalai	Tiruvannamalai	Fast Track Mahila Court at Tiruvannamalai	Sessions Judge, Fast Track Mahila Court at Tiruvannamalai
28.	Tiruvallur	Tiruvallur	Fast Track Mahila Court at Tiruvallur	Sessions Judge, Fast Track Mahila Court at Tiruvallur

Sl. No	Name of the District	Area	Motor Accident Claims Tribunal	Members of the Motor Accidents Claims Tribunal
29.	Tiruvarur	Tiruvarur	Fast Track Mahila Court at Tiruvarur	Sessions Judge, Fast Track Mahila Court at Tiruvarur
30.	Vellore	Vellore	Fast Track Mahila Court at Vellore	Sessions Judge, Fast Track Mahila Court at Vellore
31.	Villupuram	Villupuram	Fast Track Mahila Court at Villupuram	Sessions Judge, Fast Track Mahila Court at Villupuram
32.	Virudhunagar	Srivilliputhur	Fast Track Mahila Court, Virudhunagar District at Srivilliputhur.	Sessions Judge, Fast Track Mahila Court at Virudhunagar District at Srivilliputhur.

High Court, Madras
Dated : 30.05.2018.

6/6
R. J. A. S. 2018/18
Registrar General

J.