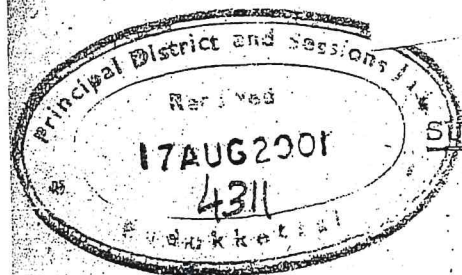


ROC. NO. 1560A / 2001/B5.

P. Dis. No. 100/2001

CIRCULAR



SUB:- Statistics - Courts and Judges - Special List System - Fixation of Norms for disposal of Subordinate Courts (Civil & Criminal Units) - Reconsideration of norms - Minutes of Honourable Full Court, dated 27-04-2001 - Instructions issued - Reg.

- READ:- 1) High Court's Circular P. Dis. No. 106/90/B5, dt. 21-09-90.
- 2) High Court's Circular ROC. No. 2402-A/97/B5/ CRL., dt. 15-12-98.
- 3) High Court's Circular ROC. No. 1234/2000/B5, dt. 04-11-99.
- 4) High Court's Circular ROC. No. 3170/2000/B5, dt. 21-09-2000.
- - - - -

It has been brought to the knowledge that certain difficulties are being experienced by Subordinate Judicial Officers in reaching the norms and it has also been seen that the Judicial Officers are not concentrating 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 to reach the norms.

In view of the above, the question of reconsideration of norms fixed by the High Court for the disposal of cases by the Subordinate Judicial Officers was considered by the High Court.

After due deliberation, the High Court has revised certain norms and pleased to issue certain guidelines for disposal of main cases by the Subordinate Judicial Officers in assessing the norms. The revised norms containing the modification in norms and the guidelines in assessing the norms are as follows:-

NORMS - FIXED FOR THE JUDICIAL OFFICERS FUNCTIONING ON THE
CIVIL SIDE

A year would be reckoned as 10 months excluding holidays

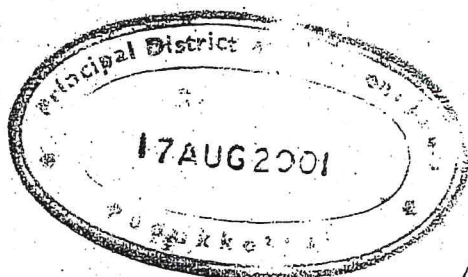
DISTRICT JUDGES

1. The Principal District Judges alone are to attend bail and anticipatory bail petitions and they should dispose of 12 Civil Appeals (AFT) as against the existing norms of 14 Civil Appeals besides 6 Sessions cases (AFT) per month in consonance to the instructions issued supra.
2. Principal District Judge.
(District Judge-cum-Chief Judicial Magistrate, Uthagamandalam for the purpose of norms is included in Principal District Judge list)
6 Sessions cases & 12 Civil Appeals.
3. Additional District and Sessions Judges
(Other than District Judges, functioning in all the Special Courts)
6 Sessions cases & 14 Civil Appeals.

Disposal of :

(other category of cases)

- 3 Criminal Appeals to be reckoned as One Civil Appeal.
- 3 C.M.A.s or 4 CrI. 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.



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Disposal of :
(other category of cases)

3 M.C.O.P.s are equivalent to one Civil Appeal.

5 M.C.O.P.s 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 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 $1\frac{1}{2}$ Sessions cases for the purpose of assessing norms.

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

SUBORDINATE JUDGE'S

- | | |
|--|---|
| 1. Principal Sub Judges | 6 original Suits and
12 Civil Appeals. |
| 2. Additional Sub Judges
(other than those Sub
Judges exclusively dealing
MACTOP Cases) | 6 original Suits and
15 Civil Appeals. |
| 3. Subordinate Judge's
exclusively for M.C.O.P.s | 40 Petitions |

Disposal of :

(other category of cases)

- None Sessions case is to be reckoned as equivalent to one Suit.
- 3 Criminal Appeals to be reckoned as one Civil Appeal.
- 3 C.M.A.s inclusive of Rent control Appeals to be reckoned as one Civil Appeal.
- 8 Contested Interlocutory Applications to be reckoned as one Suit.

Other O.P.s

3 L.A.O.P.s or H.M.O.P.s or M.C.O.P.s to be reckoned as one Appeal.

Disposal of Contested Execution Petitions under Order 21, Rule 37 C.P.C.

5 contested petitions to be treated as equivalent to one Suit.

Disposal of other E.P.s under Order 21, Rule 46(b) (Garnishee) and E.P.s relating to disputed questions in E.P. as regards liability under Rule 46(c) and other provisions regarding attachment under order 21, Rule 58 C.P.C. claim petitions Applications under order 21, Rule 90 C.P.C. (Officers should give details of E.P. disposal while seeking norms under E.P.s)

3 Petitions to be treated as equivalent to one Suit.

DISTRICT MUNSIF'S COURTS

District Munsif

(Other than D.M.-Cum-J.M.s)

Disposal of :

- 15 original Suits (if title suits predominate)
- (or)
- 20 original Suits (if money suits predominate)

/ 5 /

D.M. -cum- J.M.s (Civil Side)

5 Title (Original Suits) or
7 Money Suits if Money Suits
predominate.
(Besides 10 Contested
Criminal cases)

4 Small Cause Suits after
contested to be reckoned as
one Suit.

2 Rent Control Original
petitions to be reckoned
as equivalent to one Suit.

8 Contested Interlocutory
Applications to be reckoned
as equivalent to one Suit.

Execution Matters :

Disposal of Contested
Execution Petitions under
Order 21, Rule 37 C.P.C.

5 Contested Petitions to be
treated as equivalent to
one Suit.

Disposal of other E.P.s
under Order 21, Rule 46(b)
(Garnishee) and E.P.s relating
to disputed questions in E.P.
as regards liability under
Rule 46(c) and other provisions
regarding attachment under
Order 21, Rule 58 C.P.C. Claim
Petitions, Applications under
Order 21, Rule 90 C.P.C.

3 petitions to be treated
as equivalent to one Suit.

(Officers should give details
of E.P. disposal while seeking
norms under E.P.s)

GUIDELINES FOR REACHING NORMS

The District Judges, Civil Judges (Senior Division)
and Civil Judges (Junior Division)/ J.M.F.C. functioning
as District Munsif, 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) as fixed
by the norms and the remaining 25% to be reached by disposing
of such other equivalent cases as fixed by the High Court
earlier in this regard. The details are as follows:-

SL.
NO.

PRESIDING OFFICERS

75% OF NORMS
(per month)

- | | |
|---|--|
| 1. Principal District Judge | 4 Sessions Cases and
9 Civil Appeals. |
| 2. Additional District Judges and
Additional District Judge-cum-
Chief Judicial Magistrates | 4 Sessions cases and
10 Civil Appeals. |
| 3. Principal Sub Judges and
Sub Judges | 4 Original Suits and
9 Civil Appeals. |
| 4. Additional Sub Judges | 4 Original Suits and
11 Civil Appeals. |
| 5. District Munsifs | 11 original Suits (if
Title Suits predominate) -

15 original Suits (if
Money Suits predominate) |

CITY CIVIL COURT, MADRAS

- | | |
|--|---|
| 1. Principal, Additional Judges
(Except I Addl. T.A.D.A.,
V Addl., VIII Addl., IX and
X Addl., Judges and such
other Special Courts) | Same as for Principal
and Additional District
and Sessions Judges.

3 E.S.I.O.P.s A.F.T.
disposals shall be
reckoned as equivalent
to one Civil Appeal. |
| 2. Assistant Judges dealing with
Original Suits & Sessions cases | 20 Suits
(Each Session case to be
reckoned as one Suit) |
| 3. Assistant Judges dealing
exclusively Original Suits | 20 Suits |
| 4. IX and X Assistant Judges
dealing with Execution
matters (exclusively) | 100 Contested Executio.
Petitions under
Order 21, Rule 37 C.P.C.
(or)
60 Contested Execution
Petitions under
Order 21, Rule 46(b)
Rule 46(c), Rule 58 &
Rule 90 C.P.C. to be
treated as equivalent
to one Suit.

3 Corporation Suits to
be reckoned as one Suit. |

COURT OF SMALL CAUSES, MADRAS

- | | |
|---|---|
| 1. Chief Judge | - 25 MCOPS |
| 2. II, III, IV Judge | - 15 Ejectment Suits (or)
Money Suits & 20 MCOPS |
| 3. V, VI Judges
(dealing with MCOPS exclusively) | - 40 Petitions |
| 4. VII and VIII Judges
(dealing with R.C.A.) | - 32 |
| 5. IX Judge
(dealing with Money Suits) | - 32 |
| 6. X to XVI Judges
(dealing with R.C.O.P.s) | - 40 |
1. Disposal of one New Trial Application is equivalent to one RCA.
2. Disposal of one Ejectment Suit is equivalent to one Small Cause Suit.

(High Court's Circular No. P. Dis. No. 106/90, dt. 21-09-90 and Refixation of norms for Court of Small Causes, Circular D. Dis. No. 1234/2000/B5, dt. 04-11-99)

LABOUR COURTS, INDUSTRIAL TRIBUNAL, STATE TRANSPORT APPELLATE TRIBUNAL AND SALES TAX APPELLATE TRIBUNAL :- (12 Months)

- | | |
|---------------------|---|
| Industrial Tribunal | - 6 Industrial Disputes |
| Labour Courts | - 10 Industrial Disputes
and
20 Claim Petitions |

In the above said Tribunals, efforts should be taken to see it that the disposal keep pace with the institution.

CRIMINAL NORMS

A year would be reckoned as 12 months (excluding Holidays)

1. Additional District Judge-cum-Chief Judicial Magistrates
Disposal of :
 (other category of cases)
 - 6 Sessions cases and 14 Civil Appeals
 - 3 Criminal Appeals to be reckoned as one Civil Appeal
 - 3 CMAs or 4 Crl. Revision cases to be reckoned as equivalent to one Civil Appeal.
 - 5 MCOPS to be reckoned equal to one session case.
 - 1 Suit under the Trade & Merchandise Marks Act or the Patents Act to be reckoned as equal to 2 Civil Appeals or one Sessions case.
 - 3 MCOPS are equivalent to one Civil Appeal.
 - 1 Additional District Judge-cum-Chief Judicial Magistrates 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 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)
 - 20 Contested cases and 80 witnesses to be examined per month.
 (Instead of existing 20 Contested Criminal cases and 100 witnesses per month, vide Circular ROC.No.2402-A/97/B5/CRL., dt. 15-12-98)
 - 10 Contested Crl. cases besides 5 Title Original suits or 7 Money Suits, if Money Suits predominant.
2. Judicial Magistrates and Metropolitan Magistrates
3. District Munsif-cum-Judicial Magistrates (Criminal side)

The Additional District Judge-cum-Chief Judicial Magistrates should dispose of 75% of such cases to reach the norms in the respective cases, viz. (Sessions or Appeal or Suits as the case may be) as fixed by the norms and the remaining 25% to be reached by disposing of such other equivalent cases as fixed by the High Court earlier in this regard. The details are as follows:-

<u>SL. NO.</u>	<u>PRESIDING OFFICERS</u>	<u>75% OF NORMS (per month)</u>
1.	Additional District Judge-cum-Chief Judicial Magistrates	4 Session Cases and 10 Civil Appeals.

This revised norms shall deemed to have come into effect from 07-08-2001 onwards.

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

HIGH COURT, MADRAS.

Sd. /K. JAYARAMAN,
REGISTRAR GENERAL

DATED: 07-08-2001. /true copy/forwarded/by order/

B. Venkatesh 10-8-2001
ASSISTANT REGISTRAR(RULES)

TO

1. All the Principal District & Sessions Judge.
2. All the Additional District Judge-cum-Chief Judicial Magistrates.
3. The District Judge-cum-Chief Judicial Magistrate Uthagamandalam.
4. The Principal Judge, City Civil Court, Chennai.
5. The Chief Judge, Court of Small Causes, Chennai.
6. The Chief Metropolitan Magistrate, Egmore, Chennai-8.

With a request to bring it the notice of all the judicial Officers, functioning in their respective units.