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R.O.C. NO. 3247/A/2005/F1

CIRCULA

Sub: Destruction of Records -Rule 8 of the Destruction of Records Act - Non-observance by the Subordinate Judiciary - Noticed by the High Court - Instructions Issued.

Rule 8 Under the Destruction of Records Act (Act 5/1917), Chapter XI Volume I of the Civil Rules of Practice and Circular Orders reads as follows:

"Submission of records to District Court for safe custody. All Courts subordinate to the District Court, except where otherwise ordered by the High Court for special reasons, shall send to the District Court during each of the three periods from the 1st January to the 31st March, the 1st April to the 31st August and the 1st September to the 31st December, at such time as the District Judge may fix, the records of all suits tried by them during the previous period and the records in execution or miscellaneous proceedings in which full satisfaction has been recorded or which have become time-barred or have reached completion. This rule shall apply also to the records of small cause suits. On receipt of the records of suits, the District Court record-keeper shall satisfy himself that the papers in the records are arranged, and the index prepared, in the mode prescribed by Rules 1 and 2"

It has been brought to the notice of the Hon'ble High Court that the above procedure has not been followed by some of the Subordinate Courts, which caused much inconvenience to the courts. The High Court, in order to avoid such inconvenience, the following instructions are issued and all the courts subordinate to the District Court should follow the existing rule 8, incorporated in the Civil Rules of Practice Volume I, 1941 Edition strictly in future.

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All the Principal District Judges and Chief Judicial

Magistrates are hereby directed to bring the Circular to the Notice of all

Judicial Officers serving in their respective District/Unit for strict

observance and any deviation in this regard will be viewed seriously.

The receipt of this Circular is required to be acknowledged

at once.

HIGH COURT: MADRAS. DATED: 29/08/2005

Sd/- A.C.ARUMUGA PERUMAL ADITYAN REGISTRAR GENERAL

/True copy/ Forwarded/ By Order/

DEPUTY REGISTRAR (GROUPING)

To

1. All the Principal District Judges.

 All the Chief Judicial Magistrates.
 (With instructions to bring it to the notice of all the Judicial Officers of their respective Unit)

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