

HIGH COURT OF MADHYA PRADESH : JABALPUR

// CIRCULAR //

No. A/3120 /

Jabalpur dated 11/12/2020

The High Court of M.P. has been pleased to issue directions to start regular limited physical functioning in the Subordinate Courts including Family Courts with regard to following categories of cases, w.e.f. 14.12.2020 till 09.01.2021 :-

1. Remand, Bail and Supurdginama matters.
2. Appeal and Revision (Both Civil & Criminal).
3. Matters relating to under trial prisoners.
4. Cases pending for more than 05 years (Both Civil & Criminal)
5. Motor Accidents Claims Cases.
6. Matters relating to payment of amount deposited in respect of Motor Accident Claim Cases.
7. Matters under Section 125 to 128 of the Cr.P.C.
8. Matter related to Juvenile Justice Board.
9. Matter related to Adoption Cases.
10. Cases in which comprise has been filed.
11. Matters directed to be disposed of within time limit by the Supreme Court or the High Court (Both Civil & Criminal).
12. Other extreme urgent nature of Civil & Criminal matters, which are found to be heard on urgent basis by the court.]

The number of cases in each court of the district shall be at the discretion of the concerned District & Sessions Judge.

- (i) For recording of evidence in abovementioned civil cases, the parties shall tender their examination-in-chief by way of affidavit, whereas cross-examinations of witness(s) should be done through commission, as per the provisions of the CPC. Court may take evidence (cross-examination) in appropriate case(s) before it, as per law.
- (ii) In addition to the physical hearing of cases, hearing would also continue through video conferencing or any other convenient mode for the Advocates/litigants.

- (iii) The appearance/attendance of litigants, witnesses or Advocates shall be recorded by the courts in order sheets of the court files whereas their signatures would not be taken to prevent the spread of Corona virus, till further orders.
- (iv) District & Sessions Judges at District Headquarters and outlying stations shall ensure that all precautionary measures for entry and exit of Judicial Officers, Lawyers, Litigants and staff in the court premises are taken and shall take all required steps for limiting the gathering in court premises and in court rooms.
- (v) Judicial Officers, Advocates, litigants and staff who are quarantined/isolated shall be prohibited for entering in the court premises.
- (vi) Persons consuming liquor, pan, gutka or tobacco, spitting inside the court premises shall be strictly prohibited. If any person found involved in any of the aforesaid acts, shall be liable for prosecution/punishment as per the law/guidelines of the Central/State Government.
- (vii) Judicial Officers, Advocates, litigants and staff who appear in the court premises shall wear face mask or face cover. Concerned District Judge and the President of Bar Association shall ensure that nobody will enter/present in the court premises without proper face mask.
- (viii) All the gates for entry of Judicial Officers, advocates, staff and litigants may be equipped with requisite thermal scanners. The staff shall ensure proper screening of the entering persons as per the directions issued by the Central/State Government.
- (ix) Any person having fever and flu or alike symptoms shall not be allowed to enter in the court premises. If any staff member is having fever/flu symptoms, would immediately inform the concerned Presiding Officer/District Judge.
- (x) If any Advocate is having fever/flu symptoms, would immediately inform the concerned Bar Association immediately with intimation to the District Judge.
- (xi) Only such litigant(s) and their counsel shall be permitted to enter the court premises where case(s) is/are notified and listed. The District Judge concerned shall post staff as per requirement, at the entry point of the court campus to ensure the entry into the court premises only of the lawyers and litigants whose cases are posted before the court on a particular day.

- (xii) Canteen, photocopy shops situated within the court premises shall remain closed to prevent crowding. President Bar Association shall ensure limited entry to the Bar Room (s) to prevent crowding.
- (xiii) Proper sanitization of entire premises must be ensured. Hand wash and sanitizers may be provided at Main Gate, Toilets and court corridors to ensure that no person enters in the Court Room/Court Premises without hand wash/hand sanitizer.
- (xiv) It shall be ensured that social distancing is maintained in the court premises or court rooms by all the Judicial Officers, lawyers, litigants, staff and other stake holders.
- (xv) Entry in the court room shall be permitted to those Advocates/litigants whose matter is called out for hearing. Rest of the Advocates shall wait outside the court room or designated area for their turn, maintaining social distancing norms.
- (xvi) The display boards shall be functional for convenience and information.
- (xvii) The Advocates shall carry their own case file and once the matter is over, learned Advocate/litigants shall immediately leave the court room.
- (xviii) A Committee of one Senior Judicial Officer, President of Bar Association or the Advocate nominated by the President of Bar and one senior court staff shall be constituted to supervise and monitor the situation on daily basis to ensure the compliance of these directions.
- (xvix) All the guidelines issued by the Central and State Government from time to time to prevent spread of Covid-19, shall be strictly followed.


(RAJENDRA KUMAR VANI)
REGISTRAR GENERAL
