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**By Fax/ Most Immediate**  
**No. 14/MISC/POLICY/ACQ-II/DE**  
Govt. of India, Ministry of Defence  
Dte General Defence Estates  
Raksha Sampada Bhawan  
Delhi Cantt.-110010

Dated: 27 Sep 2013

To

The Pr. Director, DE  
Ministry of Defence  
Central/Southern/ Western/Eastern/Northern/ South-Western Command  
Lucknow/Pune/Chandigarh/Kolkata/Jammu/Jaipur

**SUB: MONITORING OF COURT CASES AND TIMELY FILING OF APPEALS/SLPs.**

Reference this Dte General letters of even No. dated 17<sup>th</sup> Sept 2009, 28<sup>th</sup> Jan 2010, letter No. 751/20/L/DE/MISC/10 dated 09<sup>th</sup> Sept 2013 and letter No. 56/15/Stats/DGDE/IT Wing dated 22.03.2013.

2. The importance of taking timely action for implementation of the Court orders or to file appeals against such orders within the stipulated time frame has been stressed time and again in various communications issued by this Dte General. Instructions have also been issued to the Directorates/DEOs to develop a mechanism to monitor the progress of the Court Cases and to take expeditious follow up action.
3. Despite the instructions issued vide letters under reference, instances have come to our notice where considerable delays have taken place for filing of appeals (RFA/LPA/SLP etc.) or in implementation of the Court orders. This is resulting in adverse orders from the Courts like dismissal of appeals on the ground of delay, directions to fix responsibility of the officers causing such delays, imposing costs on officers etc. Department of Legal Affairs, Ministry of Law & Justice has also observed that many appeals are dismissed merely on account of latches even though good grounds exists on merits in these cases.
4. It has been noticed that delays are mainly due to non maintenance of Court cases monitoring registers by the DEOs, inadequate communication/ liaison between the DEO and the Govt. counsel and the DEO and the PD, submission of incomplete proposal for seeking approval for filing appeals/SLP etc. Further, attention is also invited to this Dte General letter dated 17<sup>th</sup> Sept 2009 under reference wherein instructions for maintenance of Court cases monitoring register and Court orders follow-up register were issued. Recently, this Dte General vide letter dated 09<sup>th</sup> Sept 2013 has issued the detailed instructions for processing of cases for filing of SLP in the Hon'ble Supreme Court.

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5. It is therefore, re-iterated that Court Case monitoring system may be strengthened in the Principal Directorates and of DEO Circles for effective monitoring of the Court cases and taking timely follow up action as appropriate. The monitoring of the progress of the Court cases should be done at every level of Court proceedings till the case is finally disposed off. A nodal officer/ official may be appointed in each Directorate and DEO Circle to monitor the court cases and periodically update the Data Capture Forms (Excel Macro Enabled Format) circulated to all Directorates vide this Dte General vide letter No. 56/15/Stats/DGDE/IT Wing dated 22.03.2013. The primary responsibility for monitoring the Court cases will rest with the appointed nodal officer of concerned DEO Circle and DEO will maintain close supervision in this regard to see that appropriate action is taken in each case.

6. The above instructions may be strictly followed and confirmation may be given by 31.10.2013 that requisite system has been put in place.



(Ajay Kumar)  
Addl. Director General  
for Director General  
Defence Estates

**Internal Distribution-**

SADG

All Addl. DGs

All DEOs