

**STATE CONSUMER DISPUTES REDRESSAL COMMISSION,
MAHARASHTRA**

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No.SC/Legal/Bench/2016/**1317**

Dated : 30th March, 2016.

CIRCULAR

Speedy and expeditious disposal of complaints and appeals is essential as contemplated under the Consumer Protection Act, 1986. Hence, to save judicial time and to prevent unnecessary expenses of stationery and papers, it is hereby informed to all advocates concerned and parties in person appearing before the State Consumer Disputes Redressal Commission, Maharashtra, Mumbai [in short 'State Commission'] that until the complaint and/or appeal reaches at the stage of hearing, all pre-hearing formalities are required to be completed before the Registrar [Legal] e.g. after registration and admission of the complaint e.g. filing of vakalatnamas, filing of written version, address precipe when required, submission of documents for issuing notices to the opponents in the complaint including copies of complaint and copies of documents etc., for to forward to the opponents, filing of affidavits in evidence by either of parties to the complaint proceedings and appeal proceedings and brief notes of written arguments, if any etc. shall be filed before the Registrar [Legal] who shall conduct a filing board preparing notings accordingly. In case any judicial order such as proceeding ex-parte for want of written version within time, Registrar (Legal) may refer it to Bench for judicial orders, if required.



[2] Registrar [Legal] after ensuring that the complaint/appeal is ripe for hearing by the Bench of the State Commission shall place the proceedings in appeal or complaint proceedings, as the case may be, for final hearing before Bench of the State Commission.

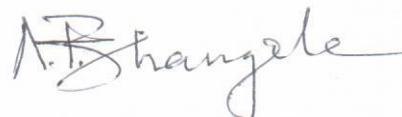
[3] In case there is an application for condonation of delay or any ad-interim or interim application for interim relief requiring judicial order in the complaint or appeal proceedings, such application requiring judicial order for disposal of the interim or ad-interim application be placed immediately or as early as possible before the Bench of the State Commission.

[4] Revision Petitions and Execution applications for final hearing be placed before the Bench of Single Member of the State Commission.

[5] Registrar [Legal] as a Judicial Officer, after examination of the complaint filed by the complainant or appeal filed by the appellant, may peruse and receive it with copies of documents, notes of arguments, affidavits for proceeding further in the case. If Registrar [Legal] finds it that there is bar of any law for to admit the complaint/appeal, as the case may be, proceedings in such complaint/appeal which is subject to office objection by the Registrar [Legal] may be placed before the Member of the State Commission sitting singly with written office objection, for hearing before admission of the complaint or appeal as the case may be, for reasoned judicial order, if Registrar [Legal] so deem it necessary. It is expected that all ministerial duties of ensuring that the complaint and/or appeal is ripe for hearing shall be performed by Registrar (Legal) unless any reasoned judicial order from the Bench of the State Commission is felt necessary by the Registrar (Legal)



as a judicial officer in service of the State Consumer Disputes Redressal Commission.



[Justice A.P.Bhangale]
President
State Commission, Maharashtra, Mumbai.

To,

1. All District Fora, Maharashtra
Registrar to display this Circular on the Notice Board.
2. Notice Board of State Commission and Consumer Court Bar Association, Mumbai.