

HIGH COURT OF JAMMU & KASHMIR AND LADAKH

**(Office of the Registrar Rules/
Coordinator, Main Mediation Center at Srinagar)**

Subject: Inviting applications for undergoing 40-Hours Mediation Training under the aegis of the Mediation and Conciliation Project Committee (MCPC), Hon'ble Supreme Court of India.

NOTIFICATION

In terms of Rule 4 of the Jammu and Kashmir Mediation and Conciliation Rules, 2019 and in terms of Chapter VIII of Mediation Training Manual of India, applications are invited from eligible and interested persons for undergoing **40-Hours Mediation Training** to be conducted under the aegis of the Mediation and Conciliation Project Committee (MCPC), Hon'ble Supreme Court of India. The training is intended to facilitate the preparation and maintenance of the Panel of Mediators. The training may be conducted in physical, online or hybrid mode, subject to availability of training slots and regulations laid down by Mediation & Conciliation Project Committee, Hon'ble Supreme Court of India.

Submission of Applications:-

Applications shall be submitted on plain paper, clearly mentioning relevant details viz. Licence No., contact no., etc and supporting documents, in a **single PDF file** through e-mail at **coordinatormccjkhc@gmail.com**. The eligibility, disqualification and other criteria applicable shall be in terms of Rule 4 and 5 of Jammu and Kashmir Mediation and Conciliation Rules, 2019. Applicants are requested to go through the same to check their eligibility and disqualification criteria before applying. (Enclosed herewith)

Last date for submission of applications shall be 07 days from the date of publication of this notification.


(Faizan Iqbal)

Registrar Rules

(Coordinator, Main Mediation Center)

No: 351/R/Rules/Sgr

Date: 19.08.2026

Copy to:-

1. Worthy Secretary, Mediation and Conciliation Project Committee, Hon'ble Supreme Court of India for kind information.

Copy also to:

1. Registrar General, High Court of J&K and Ladakh at Srinagar;
2. Principal Secretary to Hon'ble the Chief Justice, High Court of J&K and Ladakh;
3. Secretary to Hon'ble Mr./Ms._____ for kind information of His/Her Lordship.
4. Registrar Vigilance, High Court of J&K and Ladakh;
5. Member Secretary, J&K/Ladakh Legal Services Authority for information and with the request to upload the same on official website of the LSA and to circulate the same among all DLSAs.
6. Director, J&K Judicial Academy, Jammu.
7. All Principal District & Sessions Judges, UTs of J&K and Ladakh.
8. Registrar Judicial, High Court of J&K and Ladakh, Srinagar/Jammu.
9. Registrar Computers (IT), High Court of J&K and Ladakh for uploading on the official website.
10. Secretary, High Court Legal Services Committee, High Court of J&K and Ladakh.
....for kind information.
11. Incharge Library, High Court wing Jammu/Srinagar, for information and keeping the record of the same.
12. Office File.

HIGH COURT OF JAMMU AND KASHMIR
(Office of the Registrar General at Jammu)

NOTIFICATION

No: 1542

Dated: 10/03/2020

In exercise of the rule making power under Part-V of the Civil Procedure Code, 1908 and Clause (d) of sub-section 2 of Section 89 of the said Code read with Section 122 of the Civil Procedure Code, 1908, Section 21 of the Family Courts Act, 1984, Section 82 of the Arbitration and Conciliation Act, 1996 and all other enabling provisions, the High Court of Jammu and Kashmir is hereby issuing the following rules:-

Jammu and Kashmir Mediation and Conciliation
Rules, 2019

1. **TITLE:**

These Rules shall be called 'The Mediation and Conciliation Rules, 2019'. The Rules would be applicable to all Mediation and Conciliation Centres functioning in the High Court of Jammu & Kashmir and the District Courts in Jammu and Kashmir, in connection with all mediation/conciliation services offered by them as also in connection with any suit or other proceeding, pending in the High Court of Jammu and Kashmir or in any Court subordinate thereto. The reference to mediation or conciliation may be made by the High Court or any other Court subordinate thereto to the Mediation Centre(s) in the High Court, District Courts and/or any Mediation Centres set up by the Courts or the Legal Services Authorities.

2. **APPOINTMENT OF MEDIATOR OR CONCILIATOR.**

(a) Parties to a suit or other proceeding may agree on the name of the sole mediator or conciliator for mediating the disputes between them.

(b) Where there are two or more sets of parties and are unable to agree on a sole mediator/conciliator, each set of parties shall nominate the mediator/conciliator or the Court may nominate/ appoint the mediator/conciliator, as it deems fit.

(c) Where parties agree on a sole mediator/conciliator under clause (a) or where the mediator/conciliator is nominated/appointed by the court or otherwise under clause (b), the mediator/conciliator need not necessarily be from the panel of mediators/conciliators referred to in Rule 3 nor bear the

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qualifications referred to in Rule 4 but should not be a person who suffers from the disqualifications referred to in Rule 5.

(d) Where there are more than two sets of parties having diverse interests, each set shall nominate a person on its behalf and the said nominees shall appoint a sole mediator.

3. PANEL OF MEDIATORS/CONCILIATORS.

(a) The High Court shall, for the purpose of appointing mediators between the parties at the pre-litigation stage or in pending suits or proceedings, prepare a panel of the mediators/ conciliators and put the same on the Notice Board within thirty days of coming into force of these Rules or any changes being carried out with copy to the High Court Bar Association.

(b) (i) The High Court or the Court of the Principal District & Sessions Judge in each District or the Courts of the Principal Judge of the City Civil Courts or Courts of equal status shall, for the purpose of appointing a mediator/conciliator to mediate between the parties at the pre-litigation stage or in pending suits or proceedings prepare a panel of the mediators/conciliators within a period of ninety days of the commencement of these Rules and shall submit the same to the High Court for approval. On approval of the said panel by the High Court, with or without modification, which shall be done within thirty days of the submission of the panel, the same shall be published on their respective Notice Board(s).

(ii) Copies of the said panel referred in clause (i) shall be forwarded to all the Courts of equivalent jurisdiction or subordinate courts referred to in sub clause (i) and to the Bar Associations attached to each of the Courts.

(c) The consent of the persons whose names are included in the panel shall be obtained before empanelling them.

(d) The panel of names shall contain a detailed Annexure giving details of the qualifications of the mediators/conciliators and their professional or technical experience in different fields.

(e) The panel of mediators/conciliators appointed under Clause (a) and Clause (b) shall normally be for a period of three years from the date of appointment and further extension of the panel of mediators/conciliators or any mediator/conciliator shall be at the discretion of the High Court or the Court of the Principal District & Sessions Judge in each District or the Courts of the Principal Judge of the City Civil Courts with the approval of the High Court, as the case may be.

4. QUALIFICATION OF PERSONS TO BE EMPANELLED UNDER RULE 3.

The following persons may be treated as the qualified and eligible for being enlisted in the panel of mediators/conciliators under Rule 3, namely:-

- i) Retired Judges of the Supreme Court of India;
- ii) Retired Judges of the High Court;
- iii) Retired District and Sessions Judges of the City Civil Court or Courts of equivalents status;
- iv) Legal practitioners with at least ten years standing at the Bar at the level of the Supreme Court or the High Court or the District Courts or Courts of equivalent status.
- v) Experts or other professionals with at least five years standing.
- vi) Institutions and persons who are themselves experts in mediation and have been recognized as such by the High Court provided the names of its members are approved by the High Court initially or whenever there is change in membership.

The empanelment of any of the above shall be effected only after their having undergone the training as per settled norms.

5. DISQUALIFICATIONS OF PERSONS.

The following persons shall be deemed to be disqualified for being empanelled as mediators/Conciliators/co-mediator/co-conciliator:-

- (i) any person who has been adjudged as insolvent or is declared of unsound mind; or
- (ii) any person against whom criminal charges involving moral turpitude are framed by the criminal Court and are pending; or
- (iii) any person who has been convicted by a criminal court for any offence involving moral turpitude;
- (iv) any person against whom disciplinary proceedings or charges, relating to moral turpitude have been initiated by the appropriate disciplinary authority which are pending or have resulted in a punishment;
- (v) any person who is interested or connected with the subject matter of dispute or is related to anyone of the parties or to those who represent them, unless such objection is waived by all the parties in writing;
- (vi) any legal practitioner who has or is appearing for any of the parties in the suit or in any other suit or proceedings;

(vii) such other categories of persons as may be notified by the High Court.

The empanelment of any of the above shall be effected only after their having undergone the training as per settled norms.

6. VENUE FOR CONDUCTING MEDIATION & CONCILIATION.

The mediator/conciliator shall conduct the mediation/conciliation at one or other of the following places:-

- (1) Mediation and conciliation centers established by the High Court,
- (2) Venue of the Lok Adalat or Permanent Lok Adalat,
- (3) Any place identified by the High Court/Principal District Judge within the Court precincts for the purpose of conducting mediation.
- (4) Any place identified by the Bar Association or State Bar Council for the purpose of mediation, within the premises of the Bar Association or State Bar Council, as the case may be;
- (5) Any other place as may be agreed upon by the parties subject to the approval of the Court.

7. PREFERENCE.

The Court shall, while nominating any person from the panel of Mediators/Conciliators referred to in Rule 3, consider his suitability for resolving the dispute(s) involved and shall give preference to those who have proven record of successful mediation/conciliation or who have special qualification or experience in the mediation/conciliation.

8. DUTY OF MEDIATOR/CONCILIATOR TO DISCLOSE CERTAIN FACTS.

(a) When a person is approached in connection with his proposed appointment as Mediator/ Conciliator, he shall disclose any circumstance(s) likely to give rise to a justifiable doubt as to his independence or impartiality.

(b) Every Mediator/Conciliator shall from the time of his appointment and throughout continuance of the mediation/conciliation proceedings, without delay, disclose to the parties, about the existence of any circumstances referred to in Clause (a).

9. WITHDRAWAL OF APPOINTMENT.

Upon information furnished by the Mediator/Conciliator under Rule 8 or upon any other information received from the parties or other persons, if the Court, in which the suit or proceeding is pending, is satisfied, that the said information has raised a reasonable doubt as to the Mediator/Conciliator's independence or impartiality, it may withdraw the appointment and replace him/her by another Mediator/Conciliator.