

From,

Registrar General,
High Court of Uttarakhand,
Nainital.

To,

1. All the District & Sessions Judges, State of Uttarakhand.
2. Principal Judge/Judges, Family Courts, State of Uttarakhand.
3. Principal Secretary, Legislative & Parliamentary Affairs, Government of Uttarakhand, Dehradun.
4. Principal Secretary, Law-cum-L.R., Government of Uttarakhand, Dehradun.
5. Chairman, Commercial Tax Tribunal, F-6, Nehru Colony, Haridwar Road, Dehradun.
6. Chairman, State Transport Appellate Tribunal, House of Doctor Poonam Gambhir, Vaidik Kaya Ayurvedic Center, I st Floor, House No. 85/1, Laxmi Road, (Near FavvaraChauk), Dehradun.
7. Director, Uttarakhand Judicial and Legal Academy, Bhowali, District Nainital.
8. Legal Advisor to Hon'ble the Governor, Rajbhawan, Dehradun.
9. Secretary, Lokayukt, 3/3, Industrial Area, Patel Nagar, Dehradun.
10. Registrar, State Consumer Disputes Redressal Commission, House No.23/16, Circular Road, Dalanwala, Dehradun, 248001.
11. Member-Secretary, Uttarakhand State Legal Services Authority, Nainital.
12. Presiding Officer, Labour Courts, Dehradun, Haridwar and Kashipur, District Udham Singh Nagar.
13. Presiding Officer, Industrial Tribunal-cum-Labour Court, Haldwani, District Nainital.
14. Presiding Officer, Food Safety Appellate Tribunal, Dehradun and Haldwani, District Nainital.
15. Registrar, Public Service Tribunal, Uttarakhand, Dehradun.
16. Secretary-cum-Registrar, State Level Police Complaint Authority, Dehradun.
17. Chairman, Permanent LokAdalat, Dehradun, Haridwar, Nainital and Udham Singh Nagar.
18. Legal Advisor to Uttarakhand Public Service Commission, Haridwar.
19. Deputy Director (Law), Competition Commission of India, 9th Floor, Office Block-1, Kidwai Nagar (East), New Delhi-110023.

C.L.No. 13/ Inspection/2023/

Dated: July 04 , 2023

Subject: Regarding Order X, Rule 2 of C.P.C. 1908.

Madam/Sir,

On the subject noted above, Hon'ble the Chief Justice is pleased to direct that the Civil Courts be advised to explore the possibility of employment of the provision of Order X Rule 2 of Civil Procedure Code (CPC) taking reference to various Circular letters and Judgments.

- (i) C.L. No. 66/VII-d-148-Admin.(D) dt. 24.10.1983 - Page No.(2)
- (ii) G.L. No. 61/VIII h-13, dt. 29.05.1972, by which, all the Courts were directed to follow the provisions of Code of Civil Procedure.
- (iii) (2002)4 SCC 468, Civil Appeal No. 2660/2002, Vikas Aggarwal Vs. Anubha – Para- 8 & 12.

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- (iv) (2010) 8 SCC 452, Civil Appeal No. 6207/2010, Kapil Corpepacks Private Ltd. Vs. Harbans Lal(since Deceased)through Lrs – Para - 8-33.
- (v) (2012) 6 SCC 430, Civil Appeal No. 4012-13/2012, A. Shanmugam Vs. Ariya Kshatriya Rajakula Vamsathu Madalaya Nandhavana Paripalanai Sangam Represented by its President & Ors – Para - 30.
- (vi) (2017) SCC Online Utt 410, Second Appeal No. 53/2008, Jai Bhagwan Verma Vs. Mahesh Lata – Para 7.

You are, therefore, requested to kindly impress upon Judicial Officers to comply with the above circular letters to explore the possibility of employment of the provision of Order X, Rule 2 of Civil Procedure Code.

Yours sincerely,

Sd/-

(Anuj Kumar Sangal)
Registrar General

C.L.No. 3477/ Inspection/2023/

Dated: July 04 , 2023

Copy forwarded for information to:-

1. P.P.S. to Hon'ble the Chief Justice with request to place this Circular letter before His Lordship for kind perusal.
2. PS(s)/PA(s) to Hon'ble Judge(s) with the request to place the same before His Lordship for kind perusal.
3. P.S. to Registrar General.
4. All the Registrars of the Court.
5. Secretary, High Court Legal Service Committee.
5. Officer on Special Duty (O.S.D.) of the Court.
6. Librarian of the Court.
7. Deputy Registrar (IT), High Court of Uttarakhand, Nainital to upload the Circular Letter on the official website of the Court.
8. Guard File.

Registrar General