

HIGH COURT OF UTTARAKHAND AT NAINITAL

NOTIFICATION

No. 03/UHC/Admin.B/v-a-2/2025

Dated: 10 February, 2025

Subject:- Practice Directions with regard to informing the convict about the availability of free legal aid facility.

In compliance of the judgment of the Hon'ble Supreme Court of India dated 23.10.2024 passed in Writ Petition No. W.P.(C) 1082/2020 titled "**SUHAS CHAKMA Vs. UNION OF INDIA & ORS.**", it is hereby notified that henceforth, the Hon'ble High Court of Uttarakhand and all courts under its jurisdiction shall, while furnishing the copy of the judgment of conviction/ dismissal/ reversal of acquittal/ dismissal of bail applications, append the coversheet enclosed with this Notification (as applicable) to the judgment informing the convict about the availability of free legal aid facilities for pursuing higher remedies.

2. The above information shall also be made available in the notices issued to the respondents by the concerned courts in the appeals against acquittal.
3. These practice directions shall come into force with immediate effect.

By order of Hon'ble the Chief Justice

Encl.- as above.

Sd/-

(Kahkasha Khan)
Registrar General

No. 907/UHC/Admin.B/v-a-2/2025

Dated: 10 February, 2025

Copy for information and necessary action to:

1. Director General of Police, Government of Uttarakhand with a request to publish the details of Legal Aid Facilities available in the State on a notice board to be installed in all Police Stations in the State of Uttarakhand.
2. Inspector General of Prisons, Government of Uttarakhand with a request to publish the details of Legal Aid Facilities available in the State on a notice board to be installed in all Prisons in the State of Uttarakhand.
3. All District Judges/Principal Judge/Judges, Family Courts for information and with a request to publish the details of Legal Aid Facilities available in the State on a notice board to be installed in all Courts.
4. Principal Secretary, Law-cum-L.R., Government of Uttarakhand, Dehradun.
5. Director, Uttarakhand Judicial and Legal Academy, Bhowali, Nainital.
6. Member-Secretary, UKSLSA, Nainital.
7. Secretary, High Court Legal Service Committee.
8. P.P.S. to Hon'ble the Chief Justice for placing copy of this Notification before His Lordship.
9. PS/PA to Hon'ble Judges with the request to place it before His Lordship's kind perusal.
10. All the Registrars/JRs/DRs/ARs/Section Officers/Librarian of the High Court.
11. Criminal Appeal-I & II for information and necessary action.
12. Computer Section, High Court of Uttarakhand, Nainital with a request to upload the Notification in official website of the High Court.
13. Guard file.

Sd/-
Deputy Registrar
Admin-B

COVERSHEET FOR THE HIGH COURT OF UTTARAKHAND

1) Who is entitled to free legal services?

As per the statutory mandate under Section 12 of the Legal Services Authority Act, 1987, the following sections of society are entitled to free legal services:-

- (a) A member of a Scheduled Caste or Scheduled Tribe;
- (b) A victim of trafficking in human beings or begar as referred to in article 23 of the Constitution;
- (c) A woman or a child (*irrespective of her income/ financial status*);
- (d) A person with disability as defined in clause (i) of section 2 of the Persons With Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995;
- (e) A person under circumstances of underserved want such as being a victim of a mass disaster, ethnic, violence, caste atrocity, flood, drought, earthquake or industrial disaster; or
- (f) An industrial workman; or
- (g) A person in custody, including custody in a protective home within the meaning of clause (g) of section 2 of the Immoral Traffic (Prevention) Act, 1956, or in a juvenile home within the meaning of clause (j) of section 2 of the Juvenile Justice Act, 1986 or in a psychiatric hospital or psychiatric nursing home within the meaning of clause (g) of section 2 of the Mental Health Act, 1987; or
- (h) A person in receipt of annual income less than rupees nine thousand or such other higher amount as may be prescribed by the State Government, if the case is before a court other than the Supreme Court, and less than rupees twelve thousand or such other higher amount as may be prescribed by the Central Government, if the case is before the Supreme Court. (*The Income ceiling prescribed u/s 12(h) of the Legal Services Authority Act, 1987, for availing free legal services in the State of Uttarakhand under the jurisdiction of The High Court of Uttarakhand is Rs. 3,00,000 per annum.*)

Contact Details of the Uttarakhand High Court Legal Services Committee: -

E-mail ID	hclsc-hc@uk.gov.in
Phone No.	9412979696
Address	Secretary, HCLSA, High Court of Uttarakhand at Nainital, 263001

**COVERSHEET FOR THE DISTRICT COURTS UNDER
THE HIGH COURT OF UTTARAKHAND**

1) Who is entitled to free legal services?

As per the statutory mandate under Section 12 of the Legal Services Authority Act, 1987, the following sections of society are entitled to free legal services:-

- (a) A member of a Scheduled Caste or Scheduled Tribe;
- (b) A victim of trafficking in human beings or begar as referred to in article 23 of the Constitution;
- (c) A woman or a child (*irrespective of her income/ financial status*);
- (d) A person with disability as defined in clause (i) of section 2 of the Persons With Disabilities (Equal Opportunities, Protection of Rights and Full Participation) Act, 1995;
- (e) A person under circumstances of underserved want such as being a victim of a mass disaster, ethnic, violence, caste atrocity, flood, drought, earthquake or industrial disaster; or
- (f) An industrial workman; or
- (g) A person in custody, including custody in a protective home within the meaning of clause (g) of section 2 of the Immoral Traffic (Prevention) Act, 1956, or in a juvenile home within the meaning of clause (j) of section 2 of the Juvenile Justice Act, 1986 or in a psychiatric hospital or psychiatric nursing home within the meaning of clause (g) of section 2 of the Mental Health Act, 1987; or
- (h) A person in receipt of annual income less than rupees nine thousand or such other higher amount as may be prescribed by the State Government, if the case is before a court other than the Supreme Court, and less than rupees twelve thousand or such other higher amount as may be prescribed by the Central Government, if the case is before the Supreme Court. (*The Income ceiling prescribed u/s 12(h) of the Legal Services Authority Act, 1987, for availing free legal services in the State of Uttarakhand under the jurisdiction of The High Court of Uttarakhand is Rs. 3,00,000 per annum.*)

Contact Details of the District Legal Services Committee: -

E-mail ID	(To be filled by respective DLSA)
Phone No.	(To be filled by respective DLSA)
Address	(To be filled by respective DLSA)