APPLICATION FOR APPOINTMENT OF COUNSELLOR

To,

The Registrar General,
Rajasthan High Court,
Jodhpur.

Affix a Passport Size coloured Photo

Through :-

The Judge,
Family Court No. 01
Sri Ganganagar.
(Rajasthan)

1- APPLICANT'S NAME :

2- NAME OF FATHER/HUSBAND :

3- DATE OF BIRTH :

4- EDUCATION QUALIFICATION (Bachelor's Degree onward) :-
(also attach the required certification)

NAME OF EXAM	NAME OF UNIVERSITY	YEAR OF PASSING	PERCENTAGE OF MARKS

5- EXPERIENCE : .....
(Give details of experience in the field of Social and Family Welfare. also attach the required certification as required under Rule 8(2) of the Family Court (Rajasthan) Rules 1991 & Amendment Rules, 2016)

6- PERMANENT ADDRESS : .....

7- ADDRESS FOR CORRESPONDENCE .....

8- MOBILE NO. : .....

9- E-mail ADDRESS : .....

10- If enrolled as Advocate give enrollment No. .....
(Attach copy of Enrollment Certificate)

11- If you have ever Worked as Counsellor in Family Court : .....
(Provide details of Family Court, Year and attach a copy of order by which you were appointed)

12- (I) Whether any Criminal prosecution is pending against you?
(ii) Have you ever been convicted by Criminal Court?
(If Yes, then give details)

13- Whether any case of your concerned is pending in this Family Court?

Date :- (Name and Signature of applicant)

Declaration

I hereby declare that all information made in this application are true. complete and correct to the best of my knowledge and belief. In the event of my information being found false or incorrect or the ineligibility being detected, action can be taken against me.

Date :-

Place :- (Name and Signature of applicant)

स्पष्टीकरण : इस नियम में पद "परामर्शदाताओं" में नियम 8 के उप-नियम (5) के अधीन न्यायालय से सहयुक्त व्यक्ति सम्मिलित होंगे।"

[सं. एफ. 26(1) न्याय/2013]
राज्यपाल के आदेश से,
मनोज कुमार व्यास,
प्रमुख शासन सचिव।

Law & Legal Affairs Department

NOTIFICATION

Jaipur, June 27, 2016

G.S.R.28 .-In exercise of powers conferred by section 23 of the Family Courts Act, 1984 (Central Act No. 66 of 1984), the State Government in consultation with the High Court of Judicature for Rajasthan hereby makes the following rules further to amend the Family Courts (Rajasthan) Rules, 1991, namely:-

1. Short title and commencement.- (1) These rules may be called the Family Courts (Rajasthan) (Amendment) Rules, 2016.

(2) They shall come into force with immediate effect.

2. Substitution of rule 8.- The existing rule 8 of the Family Courts (Rajasthan) Rules, 1991, shall be substituted by the following, namely:-

"**8. Appointment of counsellors.**- (1) The High Court shall, by public notice published in any local daily news paper having wide circulation in the area, invite applications for each area from persons engaged or working in the field of social welfare and welfare of the family for being associated with or to assist the Family Court of such area.

(2) A person shall not be qualified for appointment as a counsellor unless he possesses the following qualifications, namely:-

(i) Degree in social sciences such as social welfare, sociology, clinical psychiatry, psychology/philosophy, preferably with a Degree in laws; and

(ii) At least five years experience in field work/research or of teaching in Government department or in a College/university or a comparable academic institute, with special reference to problems of women and children.

OR

Five years experience in the examination and/or application of Central/State Laws relating to marriage, divorce, maintenance, guardianship and adoption and other family disputes:

Provided that the High Court may, in exceptional circumstances, relax the minimum academic qualifications:

Provided further that preference may be given to women having the requisite qualifications:

Provided also that preference shall be given to a candidate who has been an officer of District Judge cadre or has experience of counselling in family matters.

(3) The applications received for appointment as counsellors shall be examined and if the applicants are, on such enquiry as deemed proper, found to be fit for being associated as counsellors, such applicants shall, in consultation with the Judge of the Family Court, be authorized for a period of two years by the State Government by notification in the official Gazette, to be associated with the Family Court in that area.

(4) The Court may appoint a Counsellor from the persons authorized under sub-rule (3).

(5) The Court may secure the services of any other person whose association with the Court appears necessary so as to enable the court to exercise its jurisdiction more effectively in accordance with the purpose of the Act."

3. **Addition of new rule 9 and 10.**- After the rule 8 so substituted the following new rule 9 and 10 shall be added, namely:-

"9. **Number of counsellor.**- Each Family Court shall have as many counsellors as may be determined by the High Court.

10. **Salary, Allowances & other terms and conditions of counsellors.**- (1) The counsellors shall be entitled to receive the fee and other allowances at such rates as may, from time to time, be determined by the State Government in consultation with the High Court.

(2) The counsellor shall not be paid any fee or expenses by any party to the case.

(3) The Court may assign any work to a Counsellor for assisting it in discharging its functions under the Act.

(4) The Counsellor or the person associated with the Court under sub-rule (5) of rule 8 shall not act or plead for a party to a case or proceeding but shall generally assist the Court in reaching peaceful and amicable settlement of the dispute.

(5) The Counsellor, entrusted with any petition, shall,-

(i) attend the Court as and when required by the Judge of the Family Court;

(ii) aid and advise the parties regarding settlement of the subject-matter of dispute or any other part thereof;

(iii) help the parties in reconciliation;

(iv) submit report or interim report, as the case may be required by the Court;

(v) perform such other functions as may be assigned to him by the Family Court, from time to time.

(6) The Counsellor in performing his function shall be guided by such general or special directions as may be given by the Court, from time to time.

Explanation: The term "Counsellors" in this rule shall include the persons associated with the court under sub-rule (5) of rule 8."

[No. F. 26(1) Nyay/2013]
By Order of the Governor,
Manoj Kumar Vyas,
Principal Secretary to the Government.

Government Central Press, Jaipur.

No.: Gen/XV/(a)02/2016/ 5827 Date : 20/10/16

(122)

From : Registrar General,
Rajasthan High Court,
Jodhpur.

To : The Judge,
Family Court,
Ajmer, Alwar, Banswara, Baran, Bharatpur, Bhilwara, Bikaner, Bundi, Chittorgarh, Churu, Dausa, Dungarpur, Ganganagar, Hanumangarh, Jaipur No.1, Jaipur No.2, Jhalawar, Jhunjhunu, Jodhpur No.1, Jodhpur No.2, Kota, Merta, Pali, Rajsamand, Sawai Madhopur, Sikar, Tonk and Udaipur.

Sub. : Regarding appointment of Counsellors under the Family Courts (Rajasthan) Rules, 1991.

Sir,

I am directed to state that except Family Court, Dungarpur, two Counsellors in each Family Court and one Counsellor in Family Court, Dungarpur would be appointed for two years under the Family Courts (Rajasthan) Rules, 1991 (as recently amended).

For appointment of Counsellors in all Family Courts of Rajasthan, required Notification is being issued, a copy of which is enclosed herewith for ready reference. In pursuance to the above Notification, applications in prescribed format are to be submitted by eligible persons before concerned Family Courts upto 21.11.2016.

As per directions, concerned Judge, Family Court will maintain a record of the applications received upto 21.11.2016. He/she will examine and scrutinize all such applications as per Rules and make such enquiry as deemed proper. After making due compliance of the Rules, concerned Judge, Family Court will forward the applications of suitable candidate(s) with his/her consultation to the High Court for further authorisation and Notification as required under Rules.

To fulfill future vacancy, concerned Judge, Family Court will issue such public notice for selection of Counsellors and after due scrutiny/enquiry, consultation for appointment will be submitted to Hon'ble High Court for further required authorisation and Notification as per Rules.

The fee-cum-allowance to a Counsellor for appearance in the Court whenever required by the Family Court will be paid as per prescribed rates which will be communicated later on.

Yours sincerely,

Encl. : As above.

REGISTRAR (ADMN.)

RAJASTHAN HIGH COURT, JODHPUR

NOTIFICATION

Date : 20-10-2016

Applications in prescribed format are invited from the eligible persons for appointment as Counsellors in Family Courts of Ajmer, Alwar, Banswara, Baran, Bharatpur, Bhilwara, Bikaner, Bundi, Chittorgarh, Churu, Dausa, Dungarpur, Ganganagar, Hanumangarh, Jaipur No.1, Jaipur No.2, Jhalawar, Jhunjhunu, Jodhpur No.1, Jodhpur No.2, Kota, Merta, Pali, Rajsamand, Sawai Madhopur, Sikar, Tonk and Udaipur.

Except Family Court, Dungarpur, two counsellors in each Family Court and one Counsellor in Family Court, Dungarpur shall be appointed.

Applicant must possess following qualification as required under Rule 8(2) of Family Court (Rajasthan) Rules, 1991 :-

(i) Degree in social sciences such as social welfare, sociology, clinical psychiatry, psychology/philosophy, preferably with a Degree in law; and

(ii) At least five years experience in field work/ research or of teaching in Government department or in a College/ university or a comparable academic institute, with special reference to problems of women and children.

Or

Five years experience in the examination and/or application of Central/State Laws relating to marriage, divorce, maintenance, guardianship and adoption and other family disputes :

Provided that the High Court may, in exceptional circumstances, relax the minimum academic qualification :

Provided further that preference may be given to women having the requisite qualification:

Provided also that preference shall be given to a candidate who has been an officer of District Judge cadre or has experience of counselling in family matters.

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Applications in prescribed format shall be submitted/sent to the concerned Judge of the Family Court for which he/she is applying for, latest by 21.11.2016. Prescribed format can be downloaded from the official website of Rajasthan High Court.

An applicant can apply for one Family Court only.

The fee, allowances & other terms and conditions shall be as prescribed in Family Court (Rajasthan) Rules, 1991 which is available on the official website of Rajasthan High Court i.e. hcraj.nic.in.

20/10/16

REGISTRAR GENERAL

No. : Gen./XV/(a)2/2016/ 5826 Date : 20/10/16

Copy forwarded to the following for publicity and advertisement :-

1. Registrar (Admn.), Rajasthan High Court Bench, Jaipur.
2. Registrar (Classification), Rajasthan High Court, Jodhpur/Jaipur Bench, Jaipur for uploaded the same on official website.
3. The Editor, Rajasthan Patrika, Manji ka Hattha, Paota with the request to publish it in the latest issue of the Ajmer, Alwar, Banswara, Baran, Bharatpur, Bhilwara, Bikaner, Bundi, Chittorgarh, Churu, Dausa, Dungarpur, Ganganagar, Hanumangarh, Jaipur, Jhalawar, Jhunjhunu, Jodhpur, Kota, Merta, Pali, Rajsamand, Sawai Madhopur, Sikar, Tonk and Udaipur editions once simultaneously and send the relevant copies of the issues to this registry alongwith the bill in triplicate.
4. Judges, All Family Courts of Rajasthan.
5. Assistant Director, Regional Labour and Planning Officer, Jodhpur.
6. Public Relation Officer, Jodhpur.
7. Director, A.I.R., Jaipur/Jodhpur.
8. Director, Doordarshan, Jaipur/Jodhpur.

20/10/16

REGISTRAR GENERAL

AO) S.C.
23-11-16

Reg. Admn
23/11/16

राजस्थान सरकार
विधि एवं विधिक कार्य विभाग

क्रमांक: प. 2(8)न्याय/87 जयपुर, दिनांक 23-11-16

रजिस्ट्रार जनरल,
राजस्थान उच्च न्यायालय,
जोधपुर।

विषयः--Determination of fee-Cum-allowances to the Counsellors appointed in Family Courts.

सन्दर्भः--आपका पत्र क्रमांक Gen/XV/(a)02/2016/5828 दिनांक 29.10.2016

महोदय,

उपरोक्त विषयान्तर्गत आपके संदर्भित पत्र के क्रम में पत्रावली वित्त विभाग को भिजवायें जाने पर वित्त विभाग ने निम्नानुसार स्वीकृति प्रदान की है:--

"पारिवारिक न्यायालयों में नियुक्त किये जाने वाले काउन्सलर्स (Counsellors) हेतु फीस व भत्तें के रूप में 1000/- प्रतिदिन पारिवारिक न्यायालयों में उनकी उपस्थिति की आवश्यकता होने पर दिये जाने की सहमति प्रदान की जाती है।"

उक्त स्वीकृति वित्त विभाग की आई.डी.संख्या 101604220 दिनांक 23.11.2016 के द्वारा प्राप्त सहमति के अनुसरण में जारी की जाती है।

भवदीय,

23/11/16

प्रमुख शासन सचिव

राजस्थान उच्च न्यायालय, जोधपुर
अधीनस्थ न्यायालय (स्थापना शाखा)
क्रमांक 3760
दिनांक 24/11/16

2106
23/11/16