2/1225
25-09-19

HIGH COURT OF DELHI
SHER SHAH ROAD, NEW DELHI

No. 5060-78/DHC/Gaz./G-2/Judgment/2019 Dated: 24th September, 2019.

From:

The Registrar General,
High Court of Delhi,
New Delhi-110003.

To,

1. The District & Sessions Judge (HQ), Tis Hazari Courts Complex, Delhi.
2. The District & Sessions Judge (South), Saket Courts Complex, New Delhi.
3. The District & Sessions Judge (Shahdara), Karkardooma Courts Complex, Delhi.
4. The District & Sessions Judge (North-West), Rohini Courts Complex, Delhi.
5. The Principal Judge, Family Court (HQs), (South-West), Dwarka, Delhi.
6. The District & Sessions Judge (South –West), Dwarka Courts Complex, New Delhi.
7. The District & Sessions Judge (New Delhi), Patiala House Courts Complex, New Delhi.
8. The District & Sessions Judge (North), Rohini Courts Complex, Delhi.
9. The District & Sessions Judge- Cum- Special Judge (PC Act) (CBI) Rouse Avenue Courts Complex, New Delhi.
10. The District & Sessions Judge (South-East), Saket Courts complex, Delhi.
11. The District & Sessions Judge (West), Tis Hazari Courts Complex, Delhi.
12. The District & Sessions Judge (North-East), Karkardooma Courts Complex, Delhi.
13. The District & Sessions Judge (East), Karkardooma Courts Complex, Delhi.

Subject: Order dated 29.08.2019 passed by Hon'ble Ms. Justice Pratibha M. Singh in CM(M) No. 1017/2019 titled as "Satender Singh Rana & Ors. Vs. Gaon Sabha Kadipur & ANR"-regarding.

Sir/Madam,

I am directed to request you to kindly download the order dated 29.08.2019 passed by Hon'ble Ms. Justice Pratibha M. Singh in CM(M) No. 1017/2019 titled as "Satender Singh Rana & Ors. Vs. Gaon Sabha Kadipur & ANR" from the official website of this Court i.e "**delhihighcourt.nic.in**" and circulate the same amongst all the judicial officers under your control for information and necessary compliance.

d. DIC (Gen.)

DJSJ(ND)
25/9/19

Yours faithfully,

(Jugal Kishore)
Deputy Registrar (Gazette-I)
for Registrar General

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HIGH COURT OF DELHI AT NEW DELHI

THROUGH SPECIAL MESSENGER

No. 543-555/Rules/DHC/2019 Dated : 13.09.2019

From

The Registrar General,
High Court of Delhi,
New Delhi.

20334
16-09-19

To

1. The District & Sessions Judge (HQ), Tis Hazari Courts, Delhi.
2. The District & Sessions Judge, North-West District, Rohini Courts, Delhi.
3. The District & Sessions Judge, South District, Saket Courts, New Delhi.
4. The District & Sessions Judge, South-West District, Dwarka Courts, New Delhi.
5. The District & Sessions Judge, North District, Rohini Courts, Delhi.
6. The District & Sessions Judge, South-East District, Saket Courts, New Delhi.
7. The District & Sessions Judge, East District, Karkardooma Courts, Delhi.
8. The District & Sessions Judge,New Delhi District, Patiala House Courts,New Delhi.
9. The District & Sessions Judge, Shahdara District, Karkardooma Courts, Delhi.
10. The District & Sessions Judge, North-East District, Karkardooma Courts, Delhi.
11. The District & Sessions Judge, West District, Tis Hazari Courts, Delhi
12. The District & Sessions Judge-cum-Special Judge, CBI (PC Act), Rouse Avenue District Court Complex, New Delhi
13. The Principal Judge, Family Courts (HQ), Dwarka Courts Complex, Dwarka, New Delhi

Sub: Order dated 29.08.2019 passed by Hon'ble Ms. Justice Prathiba M. Singh in CM (M) No. 1017/2019 titled "Satender Singh Rana & Ors. Vs. Gaon Sabha Kadipur & Anr."

Respected Sir/Madam,

I am directed to forward herewith a copy of Order dated 29.08.2019 passed in CM (M) No. 1017/2019 for immediate compliance.

Encl : As above.

Yours sincerely,

(Sidharth Mathur)
Joint Registrar (Judicial)(Rules)
For Registrar General

Ld. OIC (Gen.)
SH (J)(ND)
16/9/19

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* IN THE HIGH COURT OF DELHI AT NEW DELHI

\+ CM (M) 1017/2019, CM APPLs. 30422/2019, 30423/2019, 30424/2019 & 31787/2019

SATENDER SINGH RANA & ORS. ..... Petitioners

Through: Mr. V. P. Rana, Advocate. (M:9811165700)

versus

GAON SABHA KADIPUR & ANR. ..... Respondents

Through: Mr. Naushad Ahmed Khan, ASC (Civil), GNCTD with Mr. Anil Tomar, BDO Office in person. (M:9818399578)

CORAM:
JUSTICE PRATHIBA M. SINGH

ORDER

% 29.08.2019

1. The arguments were underway in this matter by both the counsels. However, during the course of arguments, Mr. Naushad Ahmed Khan, ld. ASC, who has appeared for the Gaon Sabha relied upon a short affidavit filed by him on 29th July, 2019. At that stage, Mr. V. P. Rana, ld. counsel for the Petitioners submits that he does not have a copy of the said affidavit. A perusal of the court record reveals that there is acknowledgement on the index stated to be received by Mr. V. P. Rana, ld. counsel for the Petitioners. In fact, Mr. Khan, ASC also submits that the court clerk supplied another copy to Mr. Rana, ld. counsel. Thereafter, the matter was passed over.

2. Post lunch, both the counsels have mentioned the matter and submit that the issue of service of short affidavit has been enquired into with their respective court clerks and sorted out amongst themselves. It appears that

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the copy was actually not served and the same has now been supplied.

3. It is noticed that on several occasions wrong acknowledgements are put on the documents and pleadings, without serving copies. On other occasions it is noticed that even if copies are served legitimately, the same is denied or it is stated that complete pleadings/documents are not supplied. In order to reduce this perpetual and perennial problem in respect of service of copies between counsels and court clerks, it is deemed appropriate to pass the following directions:

i. The acknowledgement of advance copies shall be taken on the first or second page of the index. The person acknowledging shall sign, write his name, court clerk's registration number and his mobile number as also the party for whom the acknowledgement is being given (Petitioner/Plaintiff/ Defendant/Respondent no.1 or 2 etc,,)

ii. That Counsels shall ensure that their court clerks do not give wrong acknowledgements of service in the original pleadings/documents index filed before the Court.

iii. That any court clerk, who puts wrong signatures or *ghooghi* or wrong acknowledgement of the opposing counsel or court clerk, would be liable for strict action.

iv. That the Counsels shall ensure that on the index at the time of filing pleadings or documents, their full names, enrolment numbers and mobile numbers along with their e-mail addresses are specified.

v. Advance copies in addition to the hard copies or courier copies, may also be served through email so that service is not disputed

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by the parties.

vi. It is made clear that in cases where counsels do not have copies of the record, they are permitted to obtain electronic copies of the Court record from the Registry of this Court.

4. The above directions are necessary in view of the fact that several adjournments before Courts are taking place due to non-receipt or non-supply of copies of complete pleadings and documents. This would also ensure that the court clerks are made accountable in case they give wrong acknowledgements of opposing counsels or clerks on the pleadings and documents. The above directions be circulated on the notice board and in the cause list of the Delhi High Court Bar Association and the District Court Bar Associations as also to the Court Clerks Association. Henceforth, any court clerk who is seen to be indulging in any such wrong acknowledgement and wrong receipt, would be liable for strict action by the Court in accordance with law.

5. Short affidavit has now been received by Mr. Rana, ld. counsel for the Petitioners. List for further arguments on 19th September, 2019. Copy of the present order be sent to the worthy Registrar General, Delhi High Court for proper circulation to all the District Judges, District court Bar Associations and Court clerk associations.

PRATHIBA M. SINGH, J.

AUGUST 29, 2019/*dk*

THE SEAL OF DELHI HIGH COURT NEW DELHI

TRUE COPY

EXAMINER

Signature Not Verified

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