

THE GAUHATI HIGH COURT AT GUWAHATI
(THE HIGH COURT OF ASSAM, NAGALAND, MIZORAM & ARUNACHAL PRADESH)

NOTIFICATION
HC.VII-27/1990/2543/A dated 04.05.2018

It has come to the notice of the Gauhati High Court that the Circular dated 22.11.2006 issued by the Gauhati High Court, in connection with examination/ scrutiny of Bail Petitions (*copy enclosed*) is not being adhered to strictly in many Districts/ Judicial establishments.

Therefore, necessary steps should be taken to ensure strict adherence to the said Circular.

By Order,
Sd/- M.K. Kalita
REGISTRAR (VIGILANCE)

Memo No. HC.VII-27/1990/2544-2549/A dated 04.05.2018

Copy to:

1. The Special Judge, Assam, Guwahati.
2. The Special Judge, CBI & NIA, Assam, Guwahati.
3. The Special Judge, CBI, Additional Court No. 1/ 2/ 3, Assam, Guwahati.
4. The District & Sessions Judge, Kamrup (Metro), Guwahati/ Kamrup, Amingaon/ Nalbari/ Barpeta/ Bongaigaon/ Dhubri/ Kokrajhar/ Goalpara/ Darrang, Mangaldoi/ Udalguri/ Sonitpur, Tezpur/ Lakhimpur, North Lakhimpur/ Dhemaji/ Dibrugarh/ Tinsukia/ Jorhat/ Sivasagar/ Golaghat/ Nagaon/ Morigaon/ Cachar, Silchar/ Karimganj/ Hailakandi/ Chirang/ Karbi Anglong/ Dima Hasao/ Baksa. (*He/ she is requested to circulate this Notification along with the enclosed Circular among all the Judicial Officers under his/ her jurisdiction*)
5. The Chief Judicial Magistrate, Kamrup (Metro), Guwahati/ Kamrup, Amingaon/ Nalbari/ Barpeta/ Bongaigaon/ Dhubri/ Kokrajhar/ Goalpara/ Darrang, Mangaldoi/ Udalguri/ Sonitpur, Tezpur/ Lakhimpur, North Lakhimpur/ Dhemaji/ Dibrugarh/ Tinsukia/ Jorhat/ Sivasagar/ Golaghat/ Nagaon/ Morigaon/ Cachar, Silchar/ Karimganj/ Hailakandi/ Chirang/ Karbi Anglong/ Dima Hasao/ Baksa. (*He/ she is requested to circulate this Notification along with the enclosed Circular among all the Judicial Officers under his/ her jurisdiction*)

04/05/2018
REGISTRAR (VIGILANCE)

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04.05.18

THE GAUHATI HIGH COURT AT GUWAHATI

[HIGH COURT OF ASSAM, NAGALAND, MEGHALAYA, MANIPUR,
TRIPURA, MIZORAM AND ARUNACHAL PRADESH]

C I R C U L A R

Dated Guwahati the 22nd November, 2006

It has come to the notice of the Hon'ble High Court that while entertaining bail petition, some of the Judicial Officers fail to properly scrutinize /examine such bail application to ascertain as to whether the same is filed by observing all the requirements prescribed by the Criminal Rules and Orders. In most of the cases, the relevant section of the Act/ Law under which such petition is made and the name and signature of the petitioner as well as the person who authorizes to file such petition are not mentioned.

Henceforth, all the District & Sessions Judges under the jurisdiction of the Gauhati High Court are directed to take necessary steps to strictly examine/ scrutinize as to whether the bail petitions made before the Judicial Officers are submitted as per the provisions prescribed by the Criminal Rules and Orders.

The District & Sessions Judges are directed to ensure :-

1. That the bail petitions are type-written or written fairly, legibly on fullscape cartidge paper mentioning the relevant sections of the Act/ Law.
2. That the same bears the name and the date, signature of the person presenting the petition, and of the person who authorizes filing of such petition.
3. That the bail petition contain a paragraph indicating, as to whether any bail petition/ petitions on the same subject matter and on behalf of the same person or others was/ were moved before any authority and if so, the number of the case, name of the court and the order passed in such earlier petitions are to be mentioned.
4. That the bail petitions are entered in registers putting bail application number in seriatim year-wise.

By Order.

Sd/- C.R. Sarma.

REGISTRAR (VIGILANCE)

MEMO NO. HC.VII-27/90/ 6995 - 7051 /A Dtd 22.11.2006

Copy to :-

1. District and Sessions Judge, _____
He shall circulate this circular among all the Judicial Officers under his jurisdiction and monitor strict compliance of the direction.
2. Presiding Officer, Labour Court, _____
3. Presiding Officer, Industrial Tribunal _____
4. Member- Secretary, Assam State Legal Services Authority, Guwahati
5. Judge, Designated Court, Assam, Guwahati
6. Principal Judge, Family Court, Kamrup, Guwahati
7. Presiding Officer, STAT & Member, MACT, Kamrup, Guwahati
8. Special Judge, Assam, Guwahati
9. Special Judge, CBI Court, Guwahati
10. The Registrar, Agartala Bench, Agartala/ Imphal Bench, Imphal/ Shillong Bench, Shillong.

(They are requested to bring the CIRCULAR to the notice of all the District & Sessions Judges working under his jurisdiction for strict compliance of the directions.)

REGISTRAR (VIGILANCE)