326
24/2/18

HIGH COURT OF DELHI : NEW DELHI

No. 51 /Rules/DHC/2018

Dated : 21/02/2018

Copy of Notification No. 38/Rules/DHC dated 19.01.2018, as published in Delhi Gazette Extraordinary, Part IV, No. 22 (NCTD No. 424) dated 20.01.2018, introducing "Scheme for Engagement of Law Researchers in the High Court of Delhi", is hereby circulated for information.

(REETESH SINGH)
JOINT REGISTRAR (JUDICIAL)(RULES)

Endst. No. 4370-98 /Rules/DHC/2018 Dated: 21/02/2018

Copy forwarded for information 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 Principal Judge (HQ), Family Courts, Dwarka, New Delhi.
13. The Principal Secretary (Law, Justice & LA), Govt. of N.C.T. of Delhi, Delhi Secretariat, I.P.Estate, New Delhi.
14. The Secretary, Bar Council of India, 21, Rouse Avenue, Institutional Area, New Delhi- 110002.
15. The Secretary, Bar Council of Delhi, 2/6, Siri Fort Institutional Area, Khel Gaon Marg, New Delhi-110049
16. The President/Secretary, Supreme Court Bar Association, Supreme Court, New Delhi.
17. The President/Secretary, Delhi High Court Bar Association, Delhi High Court, New Delhi.
18. The President/Secretary, Bar Association, Tis Hazari Courts/Patiala House Courts/ Karkardooma Courts/Rohini Courts/Dwarka Courts/Saket Court Complex.
19. The Member Secretary, Delhi State Legal Service Authority, Patiala House Courts, New Delhi with the request to forward a copy of the Notification/Practice Directions to the Secretaries of all the eleven District Legal Services Authorities.
20. The Secretary, Delhi High Court Legal Services Committee.
21. The Chairman, District Court Website Committee, Tis Hazari, Delhi for uploading the Notification/Practice Directions on the website of Delhi District Court.
22. Joint Registrar-cum-Secretary to Hon'ble the Chief Justice.
23. All Registrars/Joint Registrars/Deputy Registrars/Assistant Registrars.
24. Deputy Registrar-cum-P.A. to Registrar General, Delhi High Court.
25. Joint Director (IT) with the request to upload the Notification on the Intranet of this Court.
26. Librarian, Delhi High Court.
27. Private Secretaries to Hon'ble Judges for kind perusal of His Lordships.
28. Librarian, Judges Library, Tis Hazari Courts/Patiala House Courts/Karkardooma Courts/Rohini Courts/Dwarka Courts/Saket Court Complex.
29. Guard File

21/02/18
ASSISTANT REGISTRAR (RULES)

O/C (Computer)

Be uploaded on Sl. 7
Rohini Courts

O/C/CS

HIGH COURT OF DELHI: NEW DELHI

NOTIFICATION

No. 38/Rules/DHC Dated: 19.01.2018

In exercise of the powers conferred under Article 229 of the Constitution of India, Hon'ble the Chief Justice has approved the following Scheme for engagement of Law Researchers in the High Court of Delhi:-

1. **Title:**

   This scheme shall be called "Scheme for Engagement of Law Researchers in the High Court of Delhi".

2. **Entitlement for the Services of Law Researchers:**

   Hon'ble the Chief Justice and each Hon'ble Judge of Delhi High Court shall be entitled to have services of two Law Researchers (hereinafter referred to as LRs). Hon'ble the Chief Justice may sanction additional LRs in appropriate cases.

3. **Eligibility Conditions:**

   (i) The candidate should be a graduate in law from a duly recognized law school/college/university/institute established by law in India and eligible for enrolment as an Advocate with the Bar Council of India.

   (ii) Final year students pursuing three/ five year degree in law will also be eligible to apply subject to furnishing proof of acquiring the law qualification at the time of interview/ before taking up the engagement as LR.

(iii) The candidate must have a good working knowledge of computers.

4. **Age and Nationality:**

(i) The candidate should not be above 27 years as on the date of making application for LR. This requirement may, in appropriate cases, be relaxed by the Chief Justice upon the request of the Hon'ble Judge concerned.

(ii) The candidate must be a citizen of India.

5. **Disqualifications:**

(i) A candidate must not be engaged, or appointed elsewhere on honorarium/ payment basis.

(ii) A candidate should not have been involved in any criminal case, whether pending or convicted, for an offence involving moral turpitude.

(iii) A candidate must not be facing any disciplinary proceeding before the Bar Council of India and/or the Bar Council of the State concerned or any other authority.

6. **Terms and Nature of Engagement:**

(i) LRs shall be engaged on purely short term contractual basis as determined by the Hon'ble Judge concerned extendable upto three years or till the retirement/ cessation of office of the Hon'ble Judge, whichever is earlier. However, in case of retirement of the Hon'ble Judge, the empanelled LR may be engaged by another Hon'ble Judge. In exceptional circumstances, the term may be extended upto a period of four years subject to performance of LR being found to the satisfaction of the Hon'ble Judge with whom the LR is attached.

(ii) The contractual engagement shall not confer upon the LR any right/ claim for regular appointment or continuance in service beyond the actual period of engagement.

(iii) The LR may be prematurely discharged without any notice.

(iv) An LR intending to prematurely leave the engagement shall be required to give at least one month prior notice in writing through the Private Secretary of the Hon'ble Judge.

7. **Remuneration:**

An LR shall be paid a fixed monthly honorarium of Rs.35,000/- or such honorarium as may be revised from time to time. The LR shall not be entitled to any other allowance or perks.

8. **Attendance and Leave:**

(i) The LR shall be granted such leave of absence as may be approved by the Hon'ble Judge with whom the LR is attached, subject to a maximum of fraction of 12 days per year, vis-à-vis the period of engagement. The LR should apply for and obtain leave in advance from the Hon'ble Judge before proceeding on leave. In case of emergency, the LR will immediately convey to the Private Secretary to the Hon'ble Judge concerned of the LR's inability to attend office.

(ii) No stipend shall be paid for unauthorized absence, as also for days of leave exceeding permissible leave.

(iii) The LR shall not proceed on leave without seeking prior permission from the Hon'ble Judge concerned.

(iv) The Private Secretary to the Hon'ble Judge shall maintain a record of attendance and will accordingly intimate the Establishment and the Accounts Branches on last working day of each calendar month.

9. **Experience Certificate:**

(i) The LR will be issued an experience certificate as prescribed in Schedule-I on completion of a minimum period of six months' of engagement, subject to the approval of the Hon'ble Judge with whom the LR has worked.

(ii) If the engagement is terminated before completion of original terms due to premature discharge by the Delhi High Court or due to the LR voluntarily giving up the engagement, no such certificate shall be given unless the Hon'ble Judge with whom the LR was attached directs otherwise.

10. **Conduct during and after term of engagement:**

(i) The LR shall maintain absolute devotion to duty and a high standard of morals during the term of engagement. The LR shall maintain the highest standard of integrity commensurate with the responsibilities entrusted to the LR. The LR shall maintain utmost secrecy in respect of matters which come to the LR's notice by virtue of the engagement, and shall ensure that no information, document or any other thing is disclosed, parted or disseminated with others, in any manner. The LR will not disclose any fact which comes to the LR's knowledge on account of such official attachment, even after completion of term of engagement, unless such disclosure is legally required in discharge of lawful duties.

(ii) The LR will not accept any other assignment during the term of engagement as LR. The LR shall not practise as an Advocate in any Court of Law or Tribunal or any other authority during the course of the engagement as LR.

(iii) The LR shall not appear before the Hon'ble Judge to whom the LR has been attached for a minimum period of one year after the completion of engagement.

(iv) An LR, for a period of three years after the completion of the engagement, will not appear in a case handled by the Hon'ble Judge to whom the LR has been attached, regardless of whether the LR worked on that case or not during the period that the LR worked with the Hon'ble Judge.

(v) LRs will follow the dress code as provided under Chapter IV of Part VI of the Bar Council of India Rules.

11. **Access available to a LR:**

During the engagement, an LR will have access to the court room, and, at the discretion of the Hon'ble Judge concerned, if necessary, the chamber of the Judge, Library and the Residential Office of the Hon'ble Judge.

12. **Process and Method of Selection:**

(i) All applications may be made by the prospective candidates directly to the Hon'ble Judge concerned or to the Court to be routed through the registry. The applications so made, may be called by the Hon'ble Judge who may be looking to engage an LR, and examined. The Hon'ble Judge may, or may not, consider it necessary to call any of the applicants for interview or personal interaction, in his discretion. The LRs will be finally selected by the Hon'ble Judge to whom the LR expects to be attached.

(ii) Law Schools may recommend their alumni residing in Delhi for being considered for appointment as an LR.

13. **Duties and Responsibilities:**

An LR will be expected to render assistance to the Hon'ble Judge not only in respect of judicial functions. but also in the administrative functions of the Hon'ble Judge, as may be assigned to the LR.

14. **Duty Hours:**

The LR may be required to attend the office/ residential office of the Hon'ble Judge to whom the LR is attached even on gazetted/local holidays. The duty hours shall be fixed by the Hon'ble Judge concerned.

15. **Undertaking:**

Before joining as an LR the selected candidate shall sign an undertaking as prescribed in Schedule-II.

16. **Residuary Clause:**

For anything not specifically covered by the above clauses, the decision thereon will be taken by the Chief Justice.

NOTE: THIS SCHEME SHALL COME INTO FORCE WITH EFFECT FROM 01.08.2017.

BY ORDER
Sd/-
(DINESH KUMAR SHARMA)
REGISTRAR GENERAL

Scheme stands published in Delhi Gazette Extraordinary, Part IV, No. 22 (NCTD No.424) dated 20.01.2018

Schedule-I

CERTIFICATE

This is to certify that Mr./Ms..... , Advocate (Enrolment No.....) has worked as an LR with Hon'ble ..... of this Court, w.e.f. ..... to .....

MM DD, YY

Joint Registrar (Estt.I)

Schedule-II

UNDERTAKING

I....., do hereby undertake that I have read and understood the scheme and will abide by the provisions contained in it during the course of my engagement as Law Researcher and also after expiry of term of the said appointment.

Signature.....

Name.....