

RAJASTHAN HIGH COURT, JODHPUR

No. 02/P.I./2022

Date : 04.01.2022

C I R C U L A R

Considering the instant surge in Covid-19 cases and spread of its highly infectious Omicron variant during last couple of weeks and the preventive measures adopted by the State Government vide orders dated 29.12.2021 and 02.01.2022, for safety and security of all concerned, it is hereby notified that in partial modification to this office previous Circular No. 14/PI/2021 dated 01.07.2021 (copy enclosed), all the Subordinate Courts/Special Courts/Tribunals of Jaipur Metropolitan-I, Jaipur Metropolitan-II, Jaipur District, Jodhpur Metropolitan and Jodhpur District Judgeships situated at Jaipur and Jodhpur Headquarters shall function only through virtual mode from 05.01.2022 till 14.01.2022.

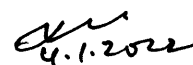
During this period, hearing of all category of cases shall take place except recording of evidence. However, the courts shall be free to record the evidence only through video conferencing whenever possible in cases in which accused is/are in judicial custody and cases in which directions for time bound disposal have been issued.

During this period, as far as possible only 75% of the court staff will be called to attend the office on rotational basis. Remaining staff shall work from home and shall not leave the headquarter without prior permission of concerned Authority.

All other conditions of above Circular dated 01.07.2021, as far as applicable during virtual hearing shall remain in force. SOP for virtual hearing is enclosed.

No ex-parte adverse orders may be passed for absence of any advocate or party-in-person unable to join virtual hearing.

By Order



REGISTRAR GENERAL

No. Gen/XV/42/2020/10

Date – 04.01.2022

Copy forwarded to the following for information and necessary action:-

1. The Registrar Cum Principal Secretary to Hon'ble the Chief Justice, Rajasthan High Court.

2. The Private Secretaries to all the Hon'ble Judges, Rajasthan High Court, Jodhpur/ Jaipur Bench.
3. The District & Sessions Judges, Jodhpur Metropolitan, Jodhpur District, Jaipur Metropolitan-I, Jaipur Metropolitan-II & Jaipur District with the request to circulate the same amongst all concerned Presiding Officers of courts including Special Courts and Tribunals situated at Jodhpur & Jaipur Headquarter.
4. All the concerned Bar Associations of Jodhpur & Jaipur Headquarter through the District & Sessions Judges.
5. Sr. Technical Director/Technical Director, NIC, Rajasthan High Court, Jodhpur/Jaipur Bench for uploading on the website of Rajasthan High Court.


REGISTRAR GENERAL

RAJASTHAN HIGH COURT

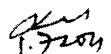
No. 14/PI/2021

Date- 01.07.2021

C I R C U L A R

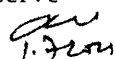
In view of the State Government order dated 26.06.2021 त्रिस्तरीय जन-अनुशासन दिशा-निर्देश 3.0 and after consideration of representations of the Bar Council of Rajasthan and Bar Associations, following directions are issued in supersession of all previous directions, for the functioning of Subordinate Courts/Special Courts/Tribunals from 05.07.2021 till further orders:-

1. All the Subordinate Courts/Special Courts/Tribunals shall start regular functioning with physical presence as well as through video conferencing (Hybrid mode). In view of prevailing conditions, as a preventive measure, all concerned may prefer virtual mode of hearing and e-filing.
2. Entry in the court premises will be permitted only to the persons who have taken 1st dose of Covid-19 vaccine on showing the vaccination certificate issued by the competent authority at the entry gates. Relaxation will be given only to those persons after scrutiny whose vaccination cannot be done for medical reasons as per advisory of the Central/State Government.
3. Subject to fulfilling the condition of Para-2 above, only those learned Advocates will be permitted in court rooms whose cases are listed before the Courts. Litigants shall not be permitted in court premises except parties-in-person and whose presence have been specifically directed by the Courts. Such litigants would show the court order directing their presence along with their vaccination certificate at the entry gates.
4. Hearing of all categories of cases shall commence except recording of evidence. Recording of evidence shall start from 26.07.2021 for which necessary preparation be made by all concerned accordingly. Since, litigants have not been permitted in court premises, the presence of accused/complainants/witnesses/parties should not be insisted and adverse orders be avoided for their absence till 25.07.2021.
5. Judicial Custody remands shall be given only through video conferencing as far as permissible.
6. Video conferencing shall be conducted through video conferencing application 'Microsoft Teams'. If some newly created courts do not have licenses of Microsoft Teams, the District Judge may provide them


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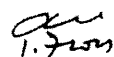
Microsoft Teams license of any other vacant court or they may use free VC Applications 'Jitsi' or 'Google Meet'.

7. Video conferencing hardware for each court is under process of delivery and installation. In the meantime, for court proceedings through video conferencing, All-in-one computers available in courts, official Laptop of the Presiding Officer and NSTEP Mobile Phones may be used.
8. Easy and simple Help Manuals in Hindi have been sent to all District & Sessions Judge for use of Microsoft Teams by learned Advocates, litigants and other stakeholders. All District & Sessions Judge will ensure that meeting Links of all the Courts and these Help Manuals are uploaded on the website of respective Judgeship. These Links and Help videos may also be circulated through Whatsapp and other social media platforms.
9. All the District & Sessions Judges will also publish Email Address and Landline Phone Number of each Court along with the VC Links. The Landline Phone Number of each Court will work as helpline number for issues related to Video Conferencing.
10. Filing of matters may be made physically or through E-Filing. E-Filing may be made on E-filing portal as per Guidelines dated 23.07.2020 available on website of Rajasthan High Court (<https://hcraj.nic.in/hcraj/efiling.php>). District Judges shall notify a dedicated email address for each court complex on the official website of the Judgeship on which learned Advocates may send their details for entering in CIS so that after necessary entry in CIS, they may register themselves for e-filing.
11. Payment of Court Fees may be made through E-Pay facility, the link of which (<https://pay.ecourts.gov.in/epay>) is available on Home Page of web site of Rajasthan High Court in eServices Menu. All concerned may prefer e-pay facility as a preventive measure.
12. As per directions of Hon'ble Supreme Court issued vide order dated 27.04.2021 passed in Miscellaneous Application No.665/2021 in SMW (C) No.3/2020 In RE COGNIZANCE FOR EXTENSION OF LIMITATION, the period of limitation for all judicial and quasi judicial proceedings shall stand extended till further orders of Hon'ble Supreme Court. Order of Hon'ble Supreme Court may be downloaded at link-
https://main.sci.gov.in/supremecourt/2021/10651/10651_2021_31_1_2777_6_Order_27-Apr-2021.pdf
13. Wearing of Coat for learned Advocates shall remain exempted till further orders. During virtual hearing, learned Advocates are requested to observe


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same dress code and decorum as is required and applicable in court room hearing.

14. If any staff member is having flu like symptoms, would immediately inform the concerned Presiding Officer and would take leave as per medical advise.
15. District & Sessions Judges at District Headquarters and senior most judicial officer at Taluka Headquarters would make necessary arrangements for limiting the entry points in the court premises as per local conditions with the assistance of the Committee of one Judicial Officer, Bar President and one senior court staff, already constituted.
16. The consumption of liquor, pan, gutka, tobacco and spitting inside the court premises shall be strictly prohibited and attract prosecution/punishment as per the guidelines of Central/State Government.
17. Learned Advocates, parties-in-person and whose presence have been specifically directed by the court, while appearing in the courts shall be required to wear face mask and face shield. Wearing of hand gloves should be preferred.
18. Entry of law interns in the court premises would be strictly prohibited.
19. Entry gate(s) of court premises shall be equipped with requisite thermal scanners. The medical staff shall properly screen all the persons as per the SOP issued by Central and State Government. Persons having flu like symptoms be not allowed to enter the premises.
20. Canteens, Photo Copying shops, Book shops and E-Mitra kiosks may be opened with required protocol/arrangements as prescribed by Central and State Government.
21. Proper sanitization of entire premises must be ensured. Hand-wash and sanitizer shall be provided in toilets and court corridors.
22. No person without mask shall be allowed to enter and move around in the premises. The social distancing as per the guidelines of Central and State Government should be followed in strict manner in the entire premises.
23. Awareness Signage mentioning Do's, Don'ts and Precautions be placed at appropriate places in the court premises. Regular cleaning with sodium hypochlorite and infecticide may be done in the entire premises. All the Public Toilets in court premises should be cleaned at regular intervals with


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chemicals.

24. The District & Sessions Judges shall ensure vaccination of all concerned stakeholders at the earliest. Covid-19 Testing of learned Advocates and Court Staff would also be continued.
25. All the directions and guidelines issued by the Central/State Government from time to time, as applicable, would be strictly followed.
26. The Committee of one Judicial Officer, Bar President and one senior court staff already constituted shall continue to supervise and monitor the situation on daily basis to ensure strict compliance of the directions for prevention and containment of spread of Covid-19 and to take appropriate remedial steps.
27. The directions issued by this Circular shall be applicable to all the Courts and Tribunals which are under superintendence of Rajasthan High Court under Article 227 of the Constitution of India.

By Order


REGISTRAR GENERAL

No. Gen./XV/42/2020/1849

Date – 01.07.2021

Copy forwarded to the following for information and necessary action:-

1. The Registrar Cum Principle Secretary to Hon'ble the Chief Justice, Rajasthan High Court.
2. The Private Secretaries to all Hon'ble Judges, Rajasthan High Court, Jodhpur/ Jaipur Bench.
3. All the District & Sessions Judges with the request to circulate the same amongst all the Presiding Officers of their judgship.
4. Presiding Officers of all the Special Courts and Tribunals.
5. All the Bar Associations through the concerned District & Sessions Judges.
6. Registrar Classification, Rajasthan High Court, Jodhpur to upload the same on the official website of this office.


REGISTRAR GENERAL