



सरकारी गजट, उत्तर प्रदेश

उत्तर प्रदेशीय सरकार द्वारा प्रकाशित

असाधारण

विधायी परिशिष्ट
भाग-4, खण्ड (ख)
(परिनियत आदेश)

लखनऊ, मंगलवार, 14 अगस्त, 2018
श्रावण 23, 1940 शक सम्वत्

उत्तर प्रदेश शासन
न्याय अनुभाग-2 (अधीनस्थ न्यायालय)

NOTIFICATION
MISCELLANEOUS

No. 1255/VII-Nyaya-2-2018-91G-2018
Dated Lucknow, August 14, 2018

प०आ०-218

THE following General Rules (Criminal), 1977 made by the High Court of Judicature at Allahabad, Amendment (Admin G-II) Section are hereby published for the information of general public.

HIGH COURT OF JUDICATURE AT ALLAHABAD AMENDMENT (ADMIN G-II) SECTION

NOTIFICATION

IN exercise of the powers conferred by Article 227 of the Constitution of India and Section 477 of the Criminal Procedure Code, 1973 read with Section 21 of General Clauses Act, 1897, the High Court of Judicature at Allahabad with the previous approval of the Government of Uttar Pradesh is pleased to make the following amendments in General Rules (Criminal), 1977 with effect from the date of their publication in the Uttar Pradesh Gazette.

COLUMN-1Existing Rule

dispatched, and, in the event of none being received within a reasonable time, inquiry shall be made to ascertain the cause.

(3) Records weighing under 250 tolas 49 may be sent by parcel post, those weighing 250 tolas and over by rail (passenger train).

Amendment in rule 140

Insertion of new rule 141-B

Substitution of rule 148

41. In the said rules, in rule 140, figure and word 50 paise, shall be substituted by words and figure Rs. 10.00.

42. In the said rules, after rule 141-A, the following new rules shall be inserted, namely:-

141-B. Access of Electronic Record.

Subject to rule 21-F and directions, if any, of the High Court, the electronic record of a case shall be accessible only in accordance with the provisions of the Information Technology Act, 2000, as amended from time to time (Act No. 21 of 2000) and the rules made there-under notwithstanding anything contained to the contrary in any other provision of this chapter.

43. In the said rules, for rule 148 set-out in column-1 below, the rule as set-out in column-2 shall be substituted, namely:-

COLUMN-1Existing Rule**148. Charge for copy.**

The following shall be the scale of charges for copies for which a fee is payable, namely:-

(a) For a copy containing 1000 words or less-

(i) In any court in any case other than a case tried summarily:

	Judg- ment	Depo- sition	Sen- tence or Charge	Any other paper except a book, register map or plan, etc., or an extract therefrom
	Rs.	Rs.	Rs.	Rs.
Ordinary copy	5.00	5.00	5.00	5.00
Urgent copy	10.00	10.00	10.00	10.00

(ii) in the case of a record of a summary trial:

Ordinary copy : Rs. 5.00

Urgent copy : Rs. 10.00

COLUMN-2Rule hereby substituted

has been dispatched, and, in the event of none being received within a reasonable time, inquiry shall be made to ascertain the cause.

(3) Records weighing under 03 kilogram may be sent by parcel post, and those weighing 03 kilogram and over by rail (passenger train).

(4) Notwithstanding anything contained in the foregoing provisions of this rule, where any document is available in electronic form or can be conveniently converted to such form, the transmission of such record shall be made through authorized electronic communication.

COLUMN-2Rule hereby substituted**148. Charge for copy.**

The following shall be the scale of charges for copies for which a fee is payable, namely:-

(a) For a copy containing 1000 words or less-

(i) In any court in any case other than a case tried summarily:

	Judg- ment	Depo- sition	Sen- tence or Charge	Any other paper except a book, register map or plan, etc., or an extract therefrom
	Rs.	Rs.	Rs.	Rs.
Ordinary copy	10.00	10.00	10.00	10.00
Urgent copy	20.00	20.00	20.00	20.00

(ii) in the case of a record of a summary trial:

Ordinary copy : Rs. 10.00

Urgent copy : Rs. 20.00

COLUMN-1

Existing Rule

(b) For a copy ordinary or urgent, containing more than 1000 words-

For 1000 words the charge shall be the same as detailed above and for every subsequent 300 words or less an extra charge of Rs. (1.00 and Rs. 2.00) respectively, for an ordinary or urgent copy shall be made.

(c) When in addition to the copy of a judgment which is supplied free of cost to an accused person one more copy is required by him for the exclusive use of his counsel in an appeal or revision, the charge for one such copy shall be one-half of the usual rates subject to the minimum prescribed in clause (a) (i) or (ii) above. When the judgment happens to be a printed one, the charge shall not exceed the actual cost of production.

(d) In case an applicant desires to have more than one copy of a document, and typed copies can be given, each copy, after the first, shall be supplied on payment of half the charges as prescribed above.

(e) In the case of a book, register, map or plan, or an extract there from, or any other document, the preparation of which requires any special apparatus or skill, the charge shall be fixed in each case by the court with reference to the difficulty or intricacy of the work to be done.

COLUMN-2

Rule as hereby substituted

(b) For a copy ordinary or urgent, containing more than 1000 words-

For 1000 words the charge shall be the same as detailed above and for every subsequent 500 words or less an extra charge of Rs. 5.00 and Rs. 10.00 respectively, for an ordinary or urgent copy shall be made.

(c) For the photostat copy, a fee of Rs. 02.00 per page shall be payable, in addition to the fee payable in the aforesaid manner.

(d) For the copy of a record available in electronic form, a fee of Rs. 20.00 up to 05 page, and an additional fee of Rs. 03.00 per page exceeding 05 page shall be payable.

(e) When in addition to the copy of a judgment which is supplied free of cost to an accused person one more copy is required by him for the exclusive use of his counsel in an appeal or revision, the charge for one such copy shall be one-half of the usual rates subject to the minimum prescribed in clause (a) (i) or (ii) above. When the judgment happens to be a printed one, the charge shall not exceed the actual cost of production.

(f) In case an applicant desires to have more than one copy of a document, and typed copies can be given, each copy, after the first, shall be supplied on payment of half the charges as prescribed above.

(g) In the case of a book, register, map or plan, or an extract there from, or any other document, the preparation of which requires any special apparatus or skill, the charge shall be fixed in each case by the court with reference to the difficulty or intricacy of the work to be done.

COLUMN-1
Existing Rule

NOTE :

(1) If an order-sheet contains a judgment of the court a separate fee shall be charged for a copy of that judgment as given in the schedule of rate.

(2) Copying fee shall not be charged for each separate order on the order-sheet and a copy of the order-sheet shall be furnished as that of "any other paper except a book, register, map or plan or an extract there from."

Substitution of rule 157

44. In the said rules, for rule 157 set-out in column-1 below, the rule as set-out in column-2 shall be substituted, namely:-

COLUMN-1
Existing Rule

157. Printed forms.

A list of printed forms authorized for use in criminal courts is given in Appendix 'B'. No printed forms other than an authorized form shall be used in any court.

Amendment of rule 161

Substitution of rule 162

45. In the said rules, in rule 161 word *once*, shall be substituted by word 'twice'.

46. In the said rules, for rule 162 set-out in column-1 below, the rule as set-out in column-2 shall be substituted, namely:-

COLUMN-1
Existing Rule

162. File book for circulars.

Every District Magistrate shall cause to be kept for the use of his office and other magistrate separate file-books for spare copies of Circular, General, and other printed or duplicated letters received from the High Court; and each letter as it is received shall be pasted in the appropriate file-book.

To each file-book shall be prefixed an index in which the number, date and subject of each letter shall be entered at the time the letter is pasted in.

Substitution of rule 164

47. In the said rules, the rule 164 set-out in column-1 below, the rule as set-out in column-2 shall be substituted, namely:-

COLUMN-1
Existing Rule

164. Registers for Magistrates' courts.

The following registers shall be maintained in the court of every Magistrate-

COLUMN-2

Rule as hereby substituted

NOTE :

(1) If an order-sheet contains a judgment of the court a separate fee shall be charged for a copy of that judgment as given in the schedule of rate.

(2) Copying fee shall not be charged for each separate order on the order-sheet and a copy of the order-sheet shall be furnished as that of "any other paper except a book, register, map or plan or an extract there from."

COLUMN-2

Rule as hereby substituted

157. Printed forms.

(1) A list of printed forms authorized for use in criminal courts is given in Appendix 'B'. No printed forms other than an authorized form shall be used in any court.

(2) However the forms mentioned in Appendix-B or in second Schedule of the code and are available electronically on server maintained by the Court, may be used.

COLUMN-2

Rule as hereby substituted

162. File book for circulars.

Every Session Judge and the Chief Judicial Magistrate shall cause to be kept for the use of his office and other magistrate separate file-books for spare copies of Circular, General, and other printed or duplicated letters received from the High Court; and each letter as it is received shall be pasted in the appropriate file-book.

To each file-book shall be prefixed an index in which the number, date and subject of each letter shall be entered at the time the letter is pasted in.

COLUMN-2

Rule as hereby substituted

164. Registers for Magistrates' courts.

The following registers shall be maintained in the court of every Magistrate-



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भाग-4, खण्ड (ख)

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लखनऊ, मंगलवार, 14 अगस्त, 2018

श्रावण 23, 1940 शक सम्बत्

उत्तर प्रदेश शासन

न्याय अनुभाग-2 (अधीनस्थ न्यायालय)

NOTIFICATION

Miscellaneous

No. 1256/VII-Nyaya-2-2018-93G-2018

Dated Lucknow, August 14, 2018

प० आ०-219

THE following General Rules (Civil), 1957 made by the High Court of Judicature at Allahabad, Amendment (Admin G-II) Section are hereby published for the information of general public.

HIGH COURT OF JUDICATURE AT ALLAHABAD AMENDMENT (ADMIN G-II) SECTION NOTIFICATION

IN exercise of the powers conferred by Article 227 of the Constitution of India and Section 122 of the Civil Procedure Code, 1908 read with section 21 of General Clauses Act, 1897, the High Court of Judicature at Allahabad with the previous permission of the Government of Uttar Pradesh, is pleased to make the following amendments in General Rules (Civil), 1957 with effect from the date of their publication in the Uttar Pradesh Gazette.

GENERAL RULES (CIVIL) (AMENDMENT) RULES, 2017

- | | |
|--|------------------------------|
| (1) (a) These rules shall be called the General Rules (Civil) (Amendment) Rules, 2017 | Short title and commencement |
| (b) They shall come into force on the date of their publication in the Gazette. | |
| (2) For Rule 4 of the General Rules (Civil), 1957 hereinafter referred to as the said rules as set out in column-1 below, the Rule as set out in column-2 shall be substituted, namely:- | Substitution of Rule 4 |

COLUMN-1

Existing Rule

entitled to a refund of the inspection fee paid under this clause, less ten paise in a rupee, provided he applies for such refund within three months from the date of the order granting the application for inspection. The refund shall be made as directed in paragraph 1 of Rule 392 of Chapter XIII of these rules.

(36) In Rule 235 of the said Rules for the digit '5.00' the digit '50.00' shall be substituted.

Amendment in Rule 235

(37) In Rule 256 of the said Rules for the word and digits 'Rs. 5.00', 'Rs. 10.00' the words and digits 'Rs. 50.00' and 'Rs. 100.00' and for the digits and words '25 paise' and '50 paise' the words and digits 'Rs. 5.00' and 'Rs. 10.00' shall be substituted respectively.

Amendment in Rule 256

(38) For Rule 260 of the said Rules, set out in column-1 below, the Rule as set out in column-2 shall be substituted, namely:-

Substitution of Rule 260

COLUMN-1

Existing Rule

260. Notice of copies ready for delivery.

When a copy is ready for delivery notice thereof in Form No. 30 shall forthwith be placed on the notice-board of the Court; and the head copyist shall endorse upon the first sheet of the copy the date of the application, the date of posting the notice on the notice-board, and the date when delivery of the copy was made. Such dates shall be entered in words as well as in figures.

If delivery of the copy is not taken within fifteen days of the notice being posted on the notice-board, the orders of the Judge shall be taken as to the disposal of the copy.

(39) For Rule 271 of the General Rules (Civil), 1957 hereinafter referred to as the said rules as set out in column-1 below, the Rule as set out in column-2 shall be substituted, namely:-

Substitution of Rule 271

COLUMN-1

Existing Rule

271. Definitions.

In this chapter, unless there is anything repugnant in the subject or context,-

“District Judge” shall include the Presiding Judicial Officer:

- (a) in the permanent Courts of Civil and Sessions Judges not stationed at the headquarters of a Judgeship;
- (b) in Courts of Civil Judges, having separate account with the treasury; and
- (c) in Courts of Small Causes, and the term “District Court” shall include the Courts over which such officers preside, the term “Court subordinate to the District Judge or District Court” meaning in such cases, all Courts lower in grade than such Civil and Sessions Judges;

COLUMN-2

Rule as hereby substituted

be entitled to a refund of the inspection fee paid under this clause, less ten rupee, provided he applies for such refund within three months from the date of the order granting the application for inspection. The refund shall be made as directed in paragraph 1 of Rule 392 of Chapter XIII of these rules.

COLUMN-2

Rule as hereby substituted

260. Notice of copies ready for delivery.

When a copy is ready for delivery, notice thereof in Form No. 30 shall forthwith be placed on the notice-board of the Court vis-a-vis giving information to the applicant through SMS; if mobile number of the applicant is available and the head copyist shall endorse upon the first sheet of the copy the date of the application, the date of posting the notice on the notice-board, and the date when delivery of the copy was made. Such dates shall be entered in words as well as in figures.

If delivery of the copy is not taken within fifteen days of the notice being posted on the notice-board, the orders of the Judge shall be taken as to the disposal of the copy.

COLUMN-2

Rule as hereby substituted

271. Definitions.

In this chapter, unless there is anything repugnant in the subject or context,-

“District Judge” shall include the Presiding Judicial Officer:

- (a) in the permanent Courts of Civil and Sessions Judges⁴⁵ not stationed at the headquarters of a Judgeship.
- (b) in Courts of Civil Judges (Senior Division), having separate account with the treasury; and
- (c) in Courts of Small Causes, and the term “District Court” shall include the Courts over which such officers preside, the term “Court subordinate to the District Judge or District Court” meaning in such cases, all Courts lower in grade than such Civil and Sessions Judges;