# **HIGH COURT OF MADHYA PRADESH**

## <u>"BEST PRACTICES AND ACHIEVEMENTS"</u> (JULY-DECEMBER, 2019)

In the High Court of Madhya Pradesh for "Action Plan and Monitoring" an "Arrear Committee-cum-Case Management Committee-cum-Committee for State Court Management System" has been constituted comprising of 5 Hon'ble Judges of the High Court. A permanent Secretariat constituted for the State Court Management System.

For monitoring of the Action Plan and pendency reduction in the High Court as well as in the District Courts, time to time meetings are being held by this Committee.

# **Constitution of District Sub-Committees:**

At district level 5 Judges Committee has been constituted to monitor cases pending for more than 5 years and other priority cases.

#### Pendency and Disposal of cases

In the period of 01.07.2019 to 31.12.2019, in the High Court and Subordinate Courts of the Madhya Pradesh, pendency, institution and disposal trend is as under :

## **HIGH COURT**

## STATUS OF ALL CASES

Opening Balance	Institution		Closing Balance
(as on 01.07.2019)	(01.07.19 to 31.12.19)		(as on 31.12.2019)
346295	72112	60478	357929

#### **STATUS OF CASES PENDING FOR MORE THAN 5 YEARS**

Opening Balance	Institution (added)	Disposal	Closing Balance
(as on 01.07.2019)	(01.07.19 to 31.12.19)	(01.07.19 to 31.12.19)	(as on 31.12.2019)
162152	13197	3512	171837

## SUBORDINATE COURTS

#### **STATUS OF IN ALL CASES**

Opening Balance	Institution	Disposal	Closing Balance
(as on 01.07.2019)	(01.07.19 to 31.12.19)	(01.07.19 to 31.12.19)	(as on 31.12.2019)
1409670	644045	598280	

#### **STATUS OF CASES PENDING FOR MORE THAN 5 YEARS**

Opening Balance	Institution (added)		Closing Balance
(as on 01.07.2019)	(01.07.19 to 31.12.19)		(as on 31.12.2019)
138324	83142	71189	148269

# STEPS TAKEN BY SCMS COMMITTEE

#### **HIGH COURT**

- As per direction of SCMS Committee of this High Court, an Action Plan and Task Force has been created in the High Court, to liquidate the arrears of cases which are not live, infructous, petty and which cannot survive.
- This Action plan has been implemented on Pilot basis and reviewed in the meeting of Arrears Committee-cum-Case Management Committee-cum- Committee for State Court Management System.
- ✤ After review of the 'Pilot Project' and looking to the positive results, Committee reiterated its earlier resolution and directed to continue the 'Pilot Project' till the clearance of such cases.
- ✤ In this drive from 01.08.2019 to 31.12.2019 total 660 cases have been disposed of.

#### DISTRICT COURT

- In the Subordinate Courts of the State, earlier the cut off date of 31.12.2019 was fixed for disposal of cases which are pending for more than 5 years, 10 years and 20 years, but having regard to the pendency of the cases, a new cut-off date of 30<sup>th</sup> June, 2020 has been fixed for clearing the pendency of such cases.
- Report regarding difficulties in taking the cases as per serial number in cause-list and suggestions as to measures which be taken to ensure the working as per Cause-list was called from all the districts.
- With intent to save the precious judicial time in the district court, Committee directed to strict implementation of the cause-list system i.e. cases to be taken by the courts as per causelist.
- For this purpose Committee resolved to identify one or two districts, in which cause-list may be strictly implemented on 'Pilot Project' basis and re-examination of the same after 03 months.
- With intent to save the precious judicial time of every court, Committee issued direction to the Chief System Analyst to arrange the cause-list in preferential order as defined by the Committee.
- Committee further directed cases be taken as per cause-list. If, any party is not appearing or co-operating then the Court may pass appropriate judicial order as per law.
- With intent to provide better information to the stakeholders, Committee directed to Chief System Analyst to display the daily cause-list in Hindi language or bilingual i.e. Hindi and English on digital display screen available in the courts.
- District & Sessions Judges has been directed to expedite the cases relating to environmental laws and to dispose of it on the priority basis.
- SCMS Committee directed to constitute 3 Members Committee to develop the mechanism for auto-generation of the e-statements and to trace-out the feasibility and implementation of e-filing of cases and establishment of paperless courts.
- Committee directed to collect the information from all the districts about the difficulties arising in conducting the trial of under-trial prisoners / from Jail(s) of other State(s) to the District Courts of the State through Video Conferencing.
- After receiving the information with regard to difficulties in Video Conferencing, Committee found that most of the Districts have stated that there is problem of network connectivity, non-availability of sufficient number of Video Conferencing Units in Jail and non-availability of Technical Persons at the end of Jail.
- Districts have also stated that IP address of the VC unit of other State Jails is not available and Video Conferencing with the other State can only be conducted on those locations

which are having Video Desktop ID on ecourtvc.nic.in portal, otherwise the VC cannot be conducted on IP based machines.

✤ After due consideration on the matter, the Committee directed to Registrar (District Establishment) to provide the list of the Courts and the Jails of neighboring State(s), where problem of inter-state connectivity of Video Conferencing exists, to Principal Secretary, Law, further directed to Principal Secretary, Law to take-up the matter with concerned authorities of the State Government for resolving the issues related to Video Conferencing inter State and intra-State.

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# PROGRESS UNDER VISION STATEMENT (2015-2020) DURING THE PERIOD OF 01.06.2019 TO 31.12.2019

SI. No.	Particular	Progress / Achievement (July - December, 2019)
1	Making Five plus Zero a reality	HIGH COURT
		• In this period total 3,512 more than 5, 10 and 20 years old cases have been disposed of.
		As resolved by SCMS Committee, Task Force have been created at Principal Seat and its Benches to search
		out the cases, which are not live, infructous, petty and which cannot survive. In this drive during the period
		660 cases have been disposed of, out of which 378 cases were pending for more than 5 years.
		<ul> <li>Total 21 Stale and Ineffective cases have been disposed of during the aforesaid period, out of them 18 cases were pending for more than 5 years.</li> </ul>
		• Total 605 Held-up cases have been disposed of during the aforesaid period, out of them 45 cases were
		pending for more than 5 years.
		• As per directions of Hon'ble the Chief Justice of India, old Criminal Appeals, in which accused are in jail are
		also being listed on every Saturday (except 2 <sup>nd</sup> Saturday) before the respective Single / Division Benches.
		During the aforesaid period total 159 Criminal Appeals, in which accused were in jail, have been disposed of,
		out of them 103 Criminal Appeals were pending for more than 5 years.
		During the aforesaid period total 525 Jail Appeals have been disposed of, out of them 305 Jail Appeals were     panding for more than 5 years.
		pending for more than 5 years. SUBORDINATE COURT
		<ul> <li>In this period total 71189 more than 5 years old cases have been disposed of, out of them 8711 cases were</li> </ul>
		pending for 10 years to 20 years and 1701 cases were pending for more than 20 years.
		<ul> <li>In the Subordinate Courts of the State, earlier the cut off date of 31.12.2019 was fixed for disposal of cases</li> </ul>
		which are pending for more than 5 years, 10 years and 20 years, but having regard to the pendency of the
		cases, a new cut-off date of 30th June, 2020 has been fixed for clearing the pendency of such cases.
		• Report regarding difficulties in taking the cases as per serial number in cause-list and suggestions as to
		measures which be taken to ensure the working as per Cause-list was called from all the districts.
		• With intent to save the precious judicial time in the district court, Committee directed to strict implementation of
		the cause-list system i.e. cases to be taken by the courts as per cause-list.
		• For this purpose Committee resolved to identify one or two districts, in which cause-list may be strictly implemented on (Dilet Preiset' basis and re overrighting of the same after 02 months)
		implemented on 'Pilot Project' basis and re-examination of the same after 03 months.
		<ul> <li>With intent to save the precious judicial time of every court, Committee issued direction to the Chief System Analyst to arrange the cause-list in preferential order as defined by the Committee.</li> </ul>
		Analyse to analyse the badde list in proferential order as defined by the committee.

2	Infrastructural Development	<ul> <li>the Court matches the Court matches the Court matches the display the available in the second second</li></ul>	ay pass approp to provide bett daily cause-lis the courts. of Court Com	priate judicial o er information st in Hindi lar	order as p n to the st nguage o rt Rooms	er law. akeholders r bilingual	, Committee di i.e. Hindi and	not appearing or c rected to Chief Sy English on digital Actual enhancement during the	ystem Analyst to
			Court Comp	lexes		214	214	period 	
			Court Room			1442	1452	10	
			Residence f	or Judicial Of	fficers	1086	1125	39	
		Projects un	der construct	ion					_
			Par	ticular	cor	ject under Istruction as on .07.2019	Project unde construction as on 31.12.2019	n completed	
		-	Court Comple	exes		14	15	02	1
			Court Rooms			393	392	19	
			Residence for	r Judicial Offic	ers	231	212	39	]
3	Human Resource Development/	• Vacancy no	sition in the I	District Judic	iarv				
	Filling-up of vacancies	vacancy pe	Particular	As on 01.07.2019	As or 31.12.20	)19	Enhancer		
			Working	1518	1620		102 Judicial Of the 6 mont	ficers increased the of period	
		(i) 97 Senio suitability (ii) 2 Senior	y test. Judicial Judge	dges have be es were promo	een prom	e basis of L	imited Competi	rit-cum-Seniority tive Exam. in the 1 <sup>st</sup> phase of	

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			candidates have been selected agains	st the advertised 217 posts.			
		Pecruitment of Officers / Employees in the High Court and District Court Establishment					
		<ul> <li>Recruitment of Officers / Employees in the High Court and District Court Establishment.</li> <li>During the period in the High Court Establishment 16 Class-III employees, 08 Class-IV employees have been</li> </ul>					
				disnment 16 Class-III employees, 08 C	Jass-IV employees have been		
			ruited and appointed.				
			nilarly in the District Courts of the Mad				
4	Consoity Duilding Training for the Judges of the District Judiciany	bee	en started also selection process of 9 C	5	11 ,		
4	Capacity Building - Training for the Judges of the District Judiciary as well as other stakeholders of justice dispensation system.		Judges of the District Judiciary as w	ya Pradesh State Judicial Academy c ell as other stakeholders of justice d			
		Sr.	programs are as under :				
		No.	Name of the Program	Participants	Duration / Date		
				ns conducted for the Judges			
		1	Workshop on Family Laws	Principal & Additional Principal	02 days		
				Judges of Family Courts and Judges dealing with matrimonial	(06.07.2019 & 07.07.2019)		
				cases			
		2	Workshop on - Perception,	Judges of HJS cadre dealing cases	02 days		
			Management & Capacity Building for trial of cases under POCSO Act with	under the Act	(13.07.2019 & 14.07.2019)		
			special reference to recent				
			amendment relating to sexual				
			offences.				
		3	Special Educational Programme at Forensic Science Laboratory, Sagar	Newly appointed / promoted	03 days (19.07.2019 to 21.07.2019)		
		4	Workshop on Land Acquisition Laws	Judges of HJS cadre Judges of HJS cadre	(19.07.2019 to 21.07.2019) 02 days		
			Workenop on Zana / oquiekien Zawe		(27.07.2019 & 28.07.2019)		
		5	Workshop on – Motor Accident Claim Cases & Key issues relating to criminal revision.	Judges dealing cases under the Act	02 days (03.08.2019 & 04.08.2019)		
		6	Induction Training Programme (Second Phase) (Recruitment 2018)	Newly Appointed Civil Judges Class II of 2019 Batch	04 Weeks (05.08.2019 to 31.08.2019)		
		7		Judicial Magistrates of the District Judiciary, Prosecution Officers, Police Officers (not below the rank of DSP), Officers from the Pollution Control Board, Forest Department	02 days (17.08.2019 & 18.08.2019)		

		(not below the rank of DFO), Officers from the Urban Local Body (CMOs, Commissioners, CEOs of Smart City Project) and other stakeholders	
8	Specialized Educational Programme at State Medico-Legal Institute, Bhopal	Newly appointed/promoted Judges of HJS cadre	03 days (20.08.2019 to 22.08.2019)
9	(First Phase) (Recruitment 2019)	110 newly Appointed Civil Judges Class II of 2019 Batch	04 Weeks (03.09.2019 to 27.09.2019)
10	Foundation Course (First Phase)	05 District Judges (Entry Level) directly appointed from the Bar of 2018/2019 Batch	03 Weeks (16.09.2019 to 05.10.2019)
11	One day training Programme for referral judges ( <i>as per MCPC</i> )	05 District Judges (Entry Level) directly appointed from the Bar of 2018/2019 Batch & 110 newly Appointed Civil Judges Class II of 2019 Batch	24.09.2019
12	Specialised Educational Programme at Forensic Science Laboratory, Sagar	40 Newly appointed/ promoted Judges of HJS cadre	03 Days (20.09.2019 to 22.09.2019)
13	State Review Consultation Programme on Juvenile Justice	Principal Magistrates of Juvenile Justice Boards & other stakeholders	28.09.2019
14	Specialised Educational Programme on – Domestic Violence and offences against women	39 Judicial Magistrates dealing cases under the Act	02 Days (29.09.2019 & 30.09.2019)
15	Specialized Training Programme for Additional District and Sessions Judge with reference to the certain identified issues	Additional District Judges	03 Days (01.10.2019 to 04.10.2019)
16	Specialized Educational Programme at State Medico-Legal Institute, Bhopal	Newly appointed/ promoted Judges of HJS cadre	03 Days (03.10.2019 to 05.10.2019)

17	1 5	Judicial Magistrates dealing cases	02 Days
	Instruments Act	under the Act	(04.10.2019 & 05.10.2019)
18	Specialized Educational Programme on – Digitization of District Courts	Judges and Court Staff	05.10.2019
19	Workshop on – Cyber Laws and Electronic Evidence	Judges of District Judiciary	02 Days (18.10.2019 & 19.10.2019)
20	Workshop on – Key issues and challenges under Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989	Special Judges dealing cases under the Act	02 Days (19.10.2019 & 20.10.2019)
21	Specialized Training /Orientation Programme	Civil Judge Class II	04 Weeks (14.10.2019 to 19.10.2019 & 31.10.2019 to 15.11.2019)
22	Workshop on – Motor Accident Claim Cases & Key issues relating to criminal revisions	Judges dealing cases under the Act	02 Days (02.11.2019 & 03.11.2019)
23	Workshop on – N.D.P.S. Act	Judges dealing cases under the Act	02 Days (09.11.2019 & 10.11.2019)
24	Specialised Educational Programme at Forensic Science Laboratory, Sagar	Newly appointed/promoted Judges of HJS cadre	03 Days (15.11.2019 to 17.11.2019)
25	Specialised Educational Programme for the Presiding Officers of the Labour Courts	Presiding Officers of Labour Courts & Judicial Officers posted on deputation	02 Days (16.11.2019 & 17.11.2019)
26	Workshop on – Key issues under the Anti-Corruption Laws.	Special Judges of the State appointed under the Act	02 Days (23.11.2019 & 24.11.2019)
27	Induction Training Programme (Third Phase) (Recruitment 2018)	Newly Appointed Civil Judges (Entry Level) of 2018 Batch	04 Weeks (25.11.2019 to 20.12.2019)
28	Second Phase Foundation Course	District Judges (Entry Level) directly appointed from the Bar	02 Weeks (09.12.2019 to 20.12.2019)
		onducted for other stake holders	
29	Motivational Workshop for Advocates	Advocates	04 days (08.07.2019 to 11.07.2019)

		30Motivational AdvocatesWorkshop forfor Advocates of the region04 days (14.10.2019 to 17.10.2019)31Colloquium for AdvocatesAdvocates of District Bar07.12.2019
		Association, Jabalpur
5	Information Technology	Scanning & Digitization in the High Court:-
5	Information Technology	
		The facility for making online payment pertaining to court fees, RTI application, copying and other deposits is available with the website of the High Court and State Treasury Department.
		Any other achievement in the period:-

• Facility of online application of certified copy inaugurated on 5 <sup>th</sup> December, 2019, certified copies of order and
other documents will be delivered to the doorstep of the applicant by Registered Post, the same can be
collected from the Copying Section, as per option of the applicant.
• Facility of auto-generated SMS/E-mails services that are sent to the registered mobile number /email address
of the Advocate and/or litigant intimating default, if any, in filing and listing of the cases.
• e-Causelist are sent to the registered e-mail address of the advocates/litigants. The facility of tentative cause
list is also available for Litigants and Advocates.
Integration of Investigating officer's database maintained in Crime and Criminal Tracking Networks System
(CCTNS) of Police Department, which is accessible by all the Judicial Officers of the District and Tehsil
Courts.
• From 01-07-2019 to 31-12-2019 total 2,95,350 numbers of digitally signed Judgments/ Orders were
uploaded in the website of the High Court of Madhya Pradesh, Jabalpur.
• Computer hardware and peripherals have been provided by the High Court to the Bar Association at Jabalpur
for e-awareness.
New Latest Touch Screen Information KIOSK Machines and 23 Display panels have been provided by the
High Court to Bar Association of the High Court.
• E-meetings: with intent to save the papers e-paper books of the meetings are provided to the respective
Administrative Committees through website of the High Court.
• There is facility of refinement and search of cases arising from same Crime number, which is used for listing.
There is listing of cases though CMIS Software without any human interference.
• There is instant availability of Digitally Signed order's / Judgments at copying section for delivery of the
certified copy as and when required.
• E-Auction services for disposal of old used / obsolete items are utilized to avoid dumping of obsolete items.
Facility provided to Government Departments /Organizations to view Petition Copy, judgment / orders and
other relevant data though login ID & Password.
<ul> <li>Log-in ID and password provided to All Superintendent of Police to track the memo/summons/Non-Bailable</li> </ul>
warrant issued by the High Court and their service report.
<ul> <li>Inventory Management Software is available for purchasing of any electronic article in the High Court and</li> </ul>
Subordinate Courts of Madhya Pradesh for managing the warranty and auction process smoothly.
Managing Library with Support of E-Technology:-
• The scheme for weeding out old, extra or redundant material, has been formulated, which stipulates
rationalization of Library and weeding out of damaged or obsolete reading material where new editions have
been procured.

<ul> <li>The Libraries at the Principal Seat at Jabalpur and Benches at Indore and Gwalior have been equipped with High Speed multifunctional device Printers/ Scanners which enable quick retrieval of judgments and orders through Website/Law Software's.</li> <li>The facility of SCC online software has been provided to all the Judges of the District Judiciary. AADHAR based Biometric Attendance &amp; Monitoring System :-</li> <li>The installation of "AADHAR based Biometrics Attendance Monitoring and Management System" at all the District and Tehsil Courts in the State of Madhya Pradesh has been completed.</li> <li>Implementation of Digital Signatures:-</li> <li>The usages of bulk Digital Signature has been implemented in the High Court of Madhya Pradesh for digital signing of the files /scanned documents and Judgments / Orders. The digital signing of the documents by the Registry Officers and Section Officers of the High Court norms is in practice.</li> <li>The purchase and installation of 50 electronic franking machines for the District Courts and 153 electronic franking machines for the Tehsil Courts have been completed in the State of Madhya Pradesh.</li> <li>High capacity Servers and Storage Devices (SAN &amp; NAS) has been procured by the High Court in order to take care of digitized records of High Court.</li> <li>Digital Multifunction Copier Machine has been provided to all the District and Tehsil Courts Complexes. After their installation, through which the work of copying section has been expedited. The regular intervals as per requirements.</li> <li>Total 700 LAN points have been installed from July.2019 to December, 2019.</li> <li>300 Laptop Computers and an equal number of Laser Jet Printers have been made available to the newly recruited Judges of the District Judiciary.</li> </ul>
•
• 300 Laptop Computers and an equal number of Laser Jet Printers have been made available to the newly
Setting up of new video conferencing system at all District and Tehsil Courts from Court of District Judge
to the Court of CJM / ACJMS and Jails/ Hospitals:-
<ul> <li>1098 VC system have been purchased for all District and Tehsil Courts, Jails / Sub-Jails and Hospitals.</li> <li>All the District Court complexes are beginned for all District and Tehsil Courts, Jails / Sub-Jails and Hospitals.</li> </ul>
<ul> <li>All the District Court complexes are having facility of Video Conferencing with Central Jails/District Jails/Sub Jails.</li> </ul>
<ul> <li>Video conferencing facility has also been extended to Civil / District Hospitals by the High Court. The</li> </ul>
installation of 51 VC units at District Hospitals has been completed.
Order has been placed for 469 latest video conferencing systems for the District & Tehsil Courts in the
State of Madhya Pradesh.

	<ul> <li>Hi-Tech Security Setup/CCTV Cameras:-</li> <li>In the District Courts, the Installation of CCTV cameras, in the pilot phase has been completed at District Court of Ujjain and Katni, which are functional. For the remaining 201 locations, the detailed project report (DPR) has been prepared and the tenders are to be issued very shortly.</li> <li>In the Madhya Pradesh State Judicial Academy, latest state of the art Audio Video system along with VC facility has been installed in the conference room, auditorium and class rooms in order to beam live lectures / meetings to persons who are sitting at different locations.</li> <li>In the High Court at Principal Seat, Jabalpur and its Benches at Indore and Gwalior as well as in the Academy, latest state of the art Public Address System, Hi-tech Electronic Private Automatic Branch Exchange has been installed for easy communication with the respective persons / duty holders within same campus.</li> <li>Digital Display System has been installed at Madhya Pradesh State Judicial Academy, Jabalpur.</li> <li>State of the Art Computer Lab has been established at M.P. State Judicial Academy.</li> <li>CCTV camera system has been installed in the M.P. State Judicial Academy.</li> <li>High speed Local Area Network (LAN) has been made available in the M.P. State Judicial Academy.</li> </ul>							
6 Encouraging ADR	HIGH COURT         • National Lok Adalat       Cases disposed of in the National Lok Adalat       Persons benefitted by Lok Adalat       Amount of settlement through Lok Adalat         held in the period       in the National Lok Adalat       by Lok Adalat       Amount of settlement through Lok Adalat         3       3248       13865       29,36,55,904         • Information regarding camps / Programs organized for legal aid and advice            Number of Camps       Provided Legal Aid Legal Advice         0       0       909       591         • Information regarding Mediation       Number of cases       Number of cases         referred to Mediation       Disposed of through Mediation       255         HIGH COURT       • National Lok Adalat       Cases disposed of         • National Lok Adalat       Cases disposed of       Persons benefitted							

		held in the period	in the National Lok		alat by Lok	Adalat t	hrough Lok Adalat	
		3		169966 2		918	7,95,10,44,511	
Information regarding camps / Programs organized for legal aid and advice								
			Number of Beneficiaries	Provided	Provided			
			Camps	Denenciaries	Legal Aid	Legal Advice		
			5574	525519	8483	145584		
•	-							
			Number of cases referred to Mediation 38051		Number of cases Disposed of through Mediation 11485			
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Sd/-(Onkar Nath) Member Secretary, SCMS