

HIGH COURT OF MADHYA PRADESH

"BEST PRACTICES AND ACHIEVEMENTS" (JANUARY – JULY, 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 01.01.2019 to 30.06.2019, in the High Court and Subordinate Courts of the Madhya Pradesh, pendency, institution and disposal trend is as under :

HIGH COURT

STATUS OF IN ALL CASES

Opening Balance (as on 01.01.2019)	Institution (01.01.19 to 30.06.19)	Disposal (01.01.19 to 30.06.19)	Closing Balance (as on 30.06.2019)
231388	65055	50148	346295

STATUS OF CASES PENDING FOR MORE THAN 5 YEARS

Opening Balance (as on 01.01.2019)	Institution (added) (01.01.19 to 30.06.19)	Disposal (01.01.19 to 30.06.19)	Closing Balance (as on 30.06.2019)
151498	13190	2555	162133

SUBORDINATE COURTS

STATUS OF IN ALL CASES

Opening Balance (as on 01.01.2019)	Institution (01.01.19 to 30.06.19)	Disposal (01.01.19 to 30.06.19)	Closing Balance (as on 30.06.2019)
1399739	682418	624857	1457300

STATUS OF CASES PENDING FOR MORE THAN 5 YEARS

Opening Balance (as on 01.01.2019)	Institution (01.01.19 to 30.06.19)	Disposal (01.01.19 to 30.06.19)	Closing Balance (as on 30.06.2019)
121357	71574	53815	139116



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, infructuous, petty and which cannot survive.
- ❖ This Action plan has been implemented on Pilot basis and will be reviewed after 3 months for measuring the effectiveness of this task and will be continued if result is positive.
- ❖ Registrar (I & W) / OSD (Accounts) were directed to send a letter of request to Principal Secretary to take expeditious action with regard to administrative and financial sanction of Rs. 30 Crores for infrastructural development, further a request has been made to the State government to remove the rider of utilization of 10% amount per month to enable the use of the fund as per need.
- ❖ With intent to save the judicial time of Hon'ble Judges the SCMS Committee recommended the change in the 'Listing Policy' with regard to incomplete matters, it was recommended that the matter be listed before Registrar (Judicial) for certain period to complete the process of filing return/reply/rejoinder and miscellaneous work.
- ❖ Committee resolved and directed to make sincere effort to trace out those cases, in which either accused has completed the period of sentence or is no more. After taking all the possible steps, prepare the list of these cases and take necessary steps to list these cases before respective Benches.

DISTRICT COURT

- ❖ SCMS Committee directed to call the case-to-case status of cases pending for more than 20 years from those districts where such cases are pending in two digits or more.
- ❖ On perusal of the case-to-case report, Committee directed to expedite the Session/Special Trial and Regular Suit at HJS Level and Regular Suit and Criminal Trial at MPJS level, which are pending for more than 20 years.
- ❖ In the Subordinate Courts of the State, earlier the cut off date of 31/12/2018 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 30th June, 2019 was fixed for clearing the pendency of these cases.
- ❖ Year-wise break-up of cases pending under Accommodation Control Act was called from the District Courts. After perusal of the statistics, Committee directed to the concerned district, where pendency is higher under these act, to expedite these cases.
- ❖ Looking to the shortage of Judicial Officers at some places in the State, the Committee directed that after approval of Hon'ble the Chief Justice posting of the Judicial Officers in District Judiciary should be done on the basis of pendency.
- ❖ Committee resolved that Registrar (IT/SA) to take-up the issue through the Principal Secretary, Law & Legislative Affairs Department, Government of M.P. with the other State(s) to evolve an appropriate mechanism for ensuring the Video Conferencing from the jails in the neighboring State(s).
- ❖ With a view to avail technological innovations with necessary safeguards and precautions in the justice delivery system for speedy and effective disposal of cases, Committee forwarded matter to the e-Committee of the High Court to examine the feasibility of recording of evidence through audio, video linkage as available at present for connectivity between court and other places, where witness is present or through internet by Skype or similar technological devices.

PROGRESS UNDER VISION STATEMENT (2015-2020) DURING THE PERIOD OF 01.01.2019 TO 30.06.2019

Sl. No.	Particular	Progress / Achievement (January – July, 2019)
1	Making Five plus Zero a reality	<p><u>HIGH COURT</u></p> <ul style="list-style-type: none"> • In this period total 2,555 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, infructuous, petty and which cannot survive. • In compliance of above resolution cases are searched out and being listed before the regular Division / Single Bench as per roster/assignment. • Total 619 Stale and Ineffective cases have been disposed of during the aforesaid period, out of which 136 cases were pending for more than 5 years. • Total 503 Held-up cases have been disposed of during the aforesaid period, out of which 64 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 2nd Saturday) before the respective Single / Division Benches. During the aforesaid period total 174 Criminal Appeals, in which accused were in jail, have been disposed of, out of them 160 Criminal Appeals were pending for more than 5 years. • During the aforesaid period total 704 Jail Appeals have been disposed of, out of them 525 Jail Appeals were pending for more than 5 years. <p><u>SUBORDINATE COURT</u></p> <ul style="list-style-type: none"> • In this period total 53,815 more than 5 years old cases have been disposed of, out of them 6745 cases were pending for 10 years to 20 years and 832 cases were pending for more than 20 years. • The disposal of the POCSO Act cases has been increased during this period, at the beginning of the year pendency under POCSO Act was 10,233, institution during the period was 2739 cases, whereas disposal was 3094, which is more than the institution, due to which pendency reduced to 9878 at the end of June, 2019. • The District & Sessions Judges of certain districts, where cases pending for more than 20 years are in higher side, have been directed to expedite the Regular Suits and Criminal Trials at MPJS level and Sessions / Special Trials & Regular Trials at MPHJS level. • The Principal Secretary, Law Department, Bhopal has been directed to ensure posting of trained technical staff in each & every jail in the State to short out the problems in recording of evidence through Video Conferencing, in Under Trial cases.

2 Infrastructural Development

- **Availability of Court Complexes, Court Rooms and Residence**

Particular	Availability as on 01.01.2019	Availability as on 30.06.2019	Actual enhancement during the period
Court Complexes	213	214	01
Court Rooms	1332	1360	28
Residence for Judicial Officers	750	784	34

- **Projects under construction**

Particular	Project under construction as on 01.01.2019	Project under construction as on 30.06.2019	Project completed in the period
Court Complexes	17	14	04
Court Rooms	243	393	28
Residence for Judicial Officers	258	231	27

- **Any other achievement in the period**

Construction of new District Court building at Indore has been started in the January, 2019. 169 Court Rooms are proposed in the Court Building. It is the biggest infrastructural project of Madhya Pradesh Judiciary, the State Government has sanctioned grant of Rs. 411.00 Crores for this project.

3 Human Resource Development/
Filling-up of vacancies

- **Vacancy position in the District Judiciary**

Particular	As on 01.01.2019	As on 30.06.2019	Enhancement
Working	1429	1520	In all 91 Judicial Officers increased during the 6 months of period

- **Recruitment of Judicial Officers in the period**

- The process for 55 posts in HJS Cadre (Direct from Bar) is going on.
- Process for 217 posts of Civil Judge Class-II (Entry Level) is going on and will be completed soon.

Recruitment of Officers / Employees in the High Court Establishment.

- During the period in the High Court Establishment 56 Class-III employees, 50 Class-IV employees and 6 Contractual Law-Clerk-cum-Research Assistant have been appointed.

4 **Capacity Building - Training for the Judges of the District Judiciary as well as other stakeholders of justice dispensation system.**

From January to June, 2019, Madhya Pradesh State Judicial Academy conducted 23 training programs for the Judges of the District Judiciary as well as other stakeholders of justice dispensation system. Details of training programs are as under :

Sr. No.	Name of the Program	Participants	Duration / Date
Programs conducted for the Judges			
1	Colloquium for District Judges	District Judges across the State	02 days (05.01.2019 & 06.01.2019)
2	Induction Training Program (Third Phase – Batch II)	Newly appointed Civil Judges Class II of 2017 Batch	04 Weeks (08.01.2019 to 01.02.2019)
3	Foundation / Orientation Course (First Phase – Batch I)	Directly appointed District Judges Entry Level from the Bar	03 Weeks (05.02.2019 to 23.02.2019)
4	Advance Course	District Judges Entry Level promoted in this year	02 Weeks (11.02.2019 to 23.02.2019)
5	Specialized Educational Program on Cyber Laws & Cyber Forensics	Judges of District Judiciary	02 days (22.02.2019 & 23.02.2019)
6	Workshop on Law on Biodiversity and Forest Conservation	Judges of District Judiciary, Forest Officers and Prosecution Officers	01 day (23.02.2019)
7	Advance Course	District Judges Entry Level promoted in this year	02 Weeks (25.02.2019 to 08.03.2019)
8	Workshop on Perception, Management and Capacity Building for trial and enquiry in Children's Court	Judges of Higher Judicial Service	02 days (02.03.2019 & 03.03.2019)
9	Specialized Educational Program on Cyber Laws & Cyber Forensics	Judges of District Judiciary	02 days (08.03.2019 & 09.03.2019)
10	First Refresher Course	Civil Judges Class II of 2017 Batch	05 days (11.03.2019 to 15.03.2019)
11	Specialized Educational Program on Cyber Laws & Cyber Forensics	Judges of District Judiciary	02 days (15.03.2019 & 16.03.2019)
12	Induction Training Program (First Phase – Batch I & II)	Newly appointed Civil Judges Class II of 2019 Batch	04 Weeks (25.03.2019 to 19.04.2019)
13	Foundation / Orientation Course (Second Phase – Batch I)	Directly appointed District Judges Entry Level from the Bar	02 Weeks (29.04.2019 to 09.05.2019)
14	Induction / Refresher Training on Law relating to Juvenile Justice &	Principal Magistrates of Juvenile Justice Boards	02 days (04.05.2019 & 05.05.2019)

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Emerging Trends			
15	Second Refresher Course	Civil Judge Class II of 2016 Batch	05 days (13.05.2019 & 17.05.2019)
16	Specialized Educational Program at State Medico Legal Institute, Bhopal	New appointed / promoted Judges of Higher Judicial Service	03 days (15.05.2019 to 17.05.2019)
17	Workshop on Perception, Management and Capacity Building for trial, procedure and Court working	Judges of all cadre	02 days (18.06.2019 & 19.06.2019)
18	Workshop on Negotiable Instruments Act	Judicial Magistrates dealing cases under the Act	02 days (22.06.2019 & 23.06.2019)
19	Workshop on Motor Accident Claim & Key issues relating to Criminal Revision	Judges dealing cases under the Act	02 days (29.06.2019 & 30.06.2019)
Programs conducted for other stake holders			
20	Motivational Workshop	Advocates	04 days (25.02.2019 to 28.02.2019)
21	Motivational lecture on Advocacy : A Nobel Profession – Issues and Responsibility	Advocates practicing at Jabalpur, who are having experience upto ten years	01 day (08.04.2019)
22	Specialized Educational Program on Professionalism at Workplace	Administrative Staff of the District Courts	02 days (27.05.2019 & 28.05.2019)
23	Specialized Accounts Training Program for the Accountants of the District Courts	Accountants of the District Courts	02 days (03.06.2019 & 04.06.2019)
5	Information Technology	<p>Scanning & Digitization in the High Court:-</p> <ul style="list-style-type: none"> The Digitization & Elimination of Records Rules have been framed by the High Court. Digitization of approximately 32.44 Lakhs files comprising of 13.67 Crores pages has been completed. This is a prelude to a paper-less Court (E-Courts) The Digitization of 9229 Law books comprising of about 54 Lakhs pages was also completed which is going to help in moving towards the concept of e-Library of the High Court. Total 2,32,447 files and 1,11,78,045 pages has been scanned from January, 2019 to June 2019. <p>Scanning & Digitization in the Subordinate Courts:-</p> <ul style="list-style-type: none"> Also, for digitization of District Court Records the rules have been framed and notified by the High Court. The digitization of district court records has been started in district courts of Indore, Jabalpur, Bhopal, Gwalior, 	

Chhindwara, Damoh, Katni, Rajgarh, Rewa, Sagar, Satna, Ujjain, Umaria and Tehsil Court, Khachrod of District Ujjain.

- Digitization of approximately 6.11 Crores pages has been completed at District Courts of Indore, Jabalpur, Bhopal, Gwalior, Chhindwara, Damoh, Katni, Rajgarh, Rewa, Sagar, Satna, Ujjain, Umaria and Tehsil Court, Khachrod of district Ujjain, remaining district courts and Tehsil Courts the project is in progress.
- The contract regarding the scanning / digitization of record of remaining District and Tehsil Courts has been executed by the High Court and work of digitization project has started.
- **Total 4,02,199 files and 3,65,53,114 pages has been scanned from January, 2019 to June 2019.**

E-Filing:-

- 1115 Advocates registered for e-filing and 120 e-filing done in the High Court Principal seat Jabalpur and its Benches at Indore and Gwalior.
- e-Filing of 4 cases done in District Court, Jabalpur and soon it will be utilized by the other District Court also.

E-Court Fee:-

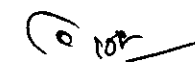
- E-Court Fee Module is operational from 15th December 2017.
- Number of online Transactions for deposit of e-Court fees at High Court from 1st January 2019 to 30th June 2019 are near about 14,131 in numbers.
- **Total Court fees deposited using Online Payment at District Courts During 1st January 2019 to 30th June 2019 is Rs.26,28,31,673/-.**
- Installation of near about 283 Point of Sale (POS) Machines, at all locations including District courts and Tehsil Courts, for making online payment of court fees in the State of Madhya Pradesh.

Online Payment:-

- 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 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 is accessible by all the Judicial Officers of the District and Tehsil Courts.
- **From 01-01-2019 to 30-06-2019 total 2,71,296 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 to the Bar Association at Jabalpur for e-awareness.



- New Latest Touch Screen Information KIOSK Machines has been provided to Bar Association of the High Court.
- E-meetings: 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.
- Instant availability of Digital 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.
- Facility provided to Government Departments /Organizations to view Petition Copy, judgment / orders and other relevant data though login ID & Password.
- Log-in ID and password provided to All Superintendent of Police to track the memo/summons/Non-Bailable warrant issued by the High Court and their service report.
- Inventory Management Software is available for purchasing of any electronic article in the High Court and 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.
- 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 is available through Website/Law Software's.
- The facility of SCC online software has been provided to all the Judges of the District Judiciary.

AADHAR based Biometric Attendance & Monitoring System :-

- 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.

Implementation of Digital Signatures:-

- 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 has commenced. Also, the Digital signing of Judgments / Orders by the respective PA/PS/Steno of the Court rooms is in practice.
- The purchase and installation of 153 numbers of electronic franking machines for the Tehsil Courts in the State of Madhya Pradesh has been completed.

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- High capacity Servers and Storage Devices (SAN & NAS) has been procured by the High Court in order to take care of digitized records of High Court and District Courts in the State of M.P. and the same has been installed in the Server Room of the High Court.
- Digital Multifunction Copier Machine has been provided to all the District and Tehsil Courts Complexes. After their installation, the work of copying section has been expedited. The regular process is adopted by the High Court for the replacement/upgrading of the Multifunction Machines at regular intervals as per requirements.
- **Total 2532 LAN points have been installed from January, 2019 to June, 2019.**
- The purchase of 300 Laptop Computers and an equal number of Laser Jet Printers has been made by the High Court for the newly recruited Judges of the District Judiciary. Out of this, 200 Laptops and Printers has been delivered.

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:-

- 937 number of VC system has been purchased for all District and Tehsil Courts, Jails / Sub-Jails and Hospitals.
- All the District Court complexes are having Video Conferencing with Central Jails/District Jails/Sub Jails.
- Video conferencing facility has also been extended to Civil / District Hospitals by the High Court. The installation of 51 VC units at District Hospitals has been completed.
- **From January, 2019 to June 2019, total 53 number of VC units have been installed at Jails and 25 number of VC units have been installed in the Court Complex.**

Hi-Tech Security Setup/CCTV Cameras:-

- In the District Courts, the Installation of CCTV cameras in the pilot phase has been completed at District Court of Ujjain and Katni. At both the places the CCTV cameras are functional. For the remaining 201 locations, the detailed project report (DPR) has been prepared and the tenders are to be issued very shortly.
- 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.
- 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
- Digital Display System has been installed at Madhya Pradesh State Judicial Academy, Jabalpur.
- State of the Art Computer Lab has been established at Judicial Academy.
- CCTV camera system has been installed in the Academy.
- High speed Local Area Network (LAN) has been made available in the Academy.

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6 Encouraging ADR

HIGH COURT

- National Lok Adalat

National Lok Adalat held in the period	Cases disposed of in the National Lok Adalat	Persons benefitted by Lok Adalat	Amount of settlement through Lok Adalat
1	857	3354	34560378

- Information regarding camps / Programs organized for legal aid and advice

Number of Camps	Beneficiaries	Provided Legal Aid	Provided Legal Advice
3	1217	852	511

- Information regarding Mediation

Number of cases referred to Mediation	Number of cases Disposed of through Mediation
246	56

DISTRICT COURT

- National Lok Adalat

National Lok Adalat held in the period	Cases disposed of in the National Lok Adalat	Persons benefitted by Lok Adalat	Amount of settlement through Lok Adalat
1	60447	81620	2243947096

- Information regarding camps / Programs organized for legal aid and advice

Number of Camps	Beneficiaries	Provided Legal Aid	Provided Legal Advice
5643	391883	10846	85740

- Information regarding Mediation

Number of cases referred to Mediation	Number of cases Disposed of through Mediation
33023	9465

(Signature)
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 Member Secretary, SCMS