

Introduction

Mediation as one of the modes of Alternative Dispute Resolution (ADR) recognized by the Code of Civil Procedure (Amendment) Act, 1999 by the enactment of Section 89 is a non-binding negotiation process in which a neutral third person facilitates the disputants in arriving at a mutually acceptable settlement.

Mediation has global acceptance not only a positive and effective tool of the ADR method but also as a pervasive and realistic alternative. The rigidity of an adversary litigation is replaced by an atmosphere for an amicable solution acceptable to both. Mediation, therefore, does not only solve a problem, it eradicates the problem for all times to come. The question of it resurfacing in one form or the other does not arise.

As a facilitative mechanism to produce an acceptable result in the shortest possible time and with the least possible expense, there is an imminent need to disseminate the settlement culture for success of the ADR mechanism. The real challenge is to provide a solution which would be better than what one could get when a case was filed and disposed off by a regular trial mechanism. It will definitely save time and money of the litigants.

Mediation Monitoring Committee, Main Mediation Centre, Jabalpur High Court, Jabalpur

For effective implementation of Mediation Activities across the State, the M.P. High Court, Jabalpur has constituted a Mediation Monitoring Committee (Main Mediation Centre) at the State Level, Monitoring Sub Committees at the three Benches and District Committees and Tehsil Committees for each district and Tehsil respectively. Accordingly, the mediation monitoring committees have been constituted at High Court, District Court and Tehsil Court levels in the State. The Committees are consisting of the Hon'ble Judges of High Court, Judicial officers of respective District & Taluka Courts, representatives of State Bar Councils & Local Bar Associations and Government Pleaders/Public Prosecutors to represent the Government.

The Main Mediation Monitoring Committee (Main Mediation Centre) has prepared an organizational structure for facilitating implementation of the Mediation Activities for the State.

Training of Mediators

The Main Mediation Monitoring Committee, (Main Mediation Centre) High Court of MP in coordination with MPSLSA is holding 40 Hours intensive Mediation Training Programmes to train Mediators throughout the State. The said training is imparted for the Judicial Officers. The Committee proposes to impart training to about 1036 Mediators for the year 2014-15 by organizing 40 Hours intensive Mediators Training Programmes at various districts across the State. The object of the said training is to ensure that competent trained Judge- Mediators are made available in every District across the State.

Mediation Awareness Programme

The concept of Mediation is not yet institutionalised like Lok Adalat. Common people and also most of the persons from the Legal field are not much conversant with the concept of Mediation. Therefore to create awareness about Mediation, this year the Hon'ble Committee has prepared an Action Plan. Accordingly, Mediation Awareness programmes at each District Court Complex during the year 2014-15 will be organized throughout the State.

Meeting of Mediation Monitoring Committees/Sub-Committees.

To supervise and to monitor the Mediation activities at Taluka, District and High Court level, the Main Mediation Centre has prepared a calendar to review the activities by the Mediation Monitoring Committees at their respective levels. As per calendar, the Taluka Mediation Monitoring Sub-Committee, District Mediation Monitoring Committee, The High Court Mediation Monitoring Sub-Committee, and the Mediation Monitoring Committee, High Court of Madhya Pradesh (Main Mediation Centre) Court Annexed Mediation Organizing Committees and

Committee for selecting Advocates for Mediators' Training are to hold a meeting every month.

With the vision of Hon'ble the Chief Justice and the guidance of the Honorable members of the Committees it is hoped that mediation will serve as an effective medium for spread of harmony and peace and provide effective, expeditious and inexpensive justice in the State of Madhya Pradesh.