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## RAJASTHAN HIGH COURT, JODHFUR.

### STA NOING ORDER

No. 6 /S.O./92

Dated 23rd May, 1992

The criteria for postings of staff in Judicial Wing/
Administrative Wing of the High Court, their duties & standard of
work for them were prescribed from time to time by issuing Standing
Orders & administrative instructions.

In view of increase in volume of work on administrative side as well as judicial side, creation of various new Courts/posts, having considered the matter afresh, the partter afresh, the revised criteria for postings of staff in various sections, their duties & standard of work are prescribed as under,-

# I. CRITERIA FOR POSTINGS OF STAFF IN JUDICIAL & ADMINISTRATIVE SECTIONS:

- 1. The criteria for postings of Ministerial Staff in various Sections of the High Court shall be as under,-
- (1) As far as possible for dealing the judicial case files on digits, U.D.Cs. or Senior L.D.Cs. shall be posted. Junior L.D.Cs. or fresh recruits shall not be posted on any digit.
- (ii) Fresh recruits as L.D.Cs. shell be posted as Typists (English or Hindi) in different Sections according to requirement of the sections.
- (iii) Similarly, in administrative Sections, Assistants/U.D.Gs./
  Senior L.D.Cs. shall be posted as dealing Clerks on important dealings seats. No fresh recruits shall be posted as dealing Clerk in any Section. However, junior L.D.Cs. shall be posted either as diarist/despatcher or shall be given independent dealing work of a less important nature.

The Superintendents shall ensure that the Ministerial Staff posted in their Sections is according to the criterial as isid down above.

# II. DUTIES OF DEALING CLERKS POSTED IN JUDICIAL SECTIONS:

- 1. Every Clerk posted in Judicial Section shall, -
- follow the procedure as laid down under the provisions of the Rajasthan High Court Rules, 1952, while dealing with an application/reply/rejoinder/objection filed by the parties or Advocates in cases and deal with them properly and promptly.

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(b) maintain the register(s) prescribed under the Rajastlan High Court Rules, 1952 or any other register, and keep them up-to-date.

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receive notices served/un-serv ed, applications or any other paper relating to a case, deal with properly and promptly according to rules, if required, and file them at proper place in the concerned case file.

send the cases files to the Cause List section alongwith cause list slips in time for being listed in the cause list and shall also maintain a record of all such files sent in cause list section, in a register for watching the movement of the files;

send the cases files to the Copying Section on recript of requisition for copying and also maintain a record of all such files sent in Copying Section in a register.

receive the files returned by the Bench Readers/Cause List Section/Copying Section/Peshi Section and shall maintain a received by him.

make compliances properly and promptly of the orders passed by the Hon'ble Court/or any other higher authority in the concerned file.

prepare monthly, quarterly, half yearly and yearly statements of institution, disposal and pendency of cases as required under the rules and shall submit the same according to the time Schedule prescribed for them.

prepare a list of files decided finally for the purpose of consignment to record and after proper indexing, the same may be consigned within prescribed time.

keep the cases files in his dafe custody being the custodion of the files and keep an upto date record of the movement of every file from his custody.

(k) keep the cases files in proper order and peshiwise.

inim order to avoid/prevent loss or misplacement of judicial files and to watch their movement properly, every dealing/digit clerk shall compulsorily maintain a file movement register in the proforma given in ANNEXURE-I.

Before sending a file/files outside section, all necessary entries in respective columns of the file movement register shall be made by the concerned clerk. Similarly on receipt/return of files to section, necessary entries in concerned columns shall be made.

The serial number allotted to the file in the File movement register, before sending it, serial number of the File movement register and date of sending file shall be marked on the left hard margin of the order-sheet of the

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of the conserned files. discharge any other work entrusted to him by the concerned superintendent or by any other higher authority.

# III. DUTIES OF THE DEALING CLERKS FOSTED IN ADMINISTRATIVE SECTIONS.

1. Every Clerk, who deals with administrative papers and keeps papers and files with him, shall maintain,

- (a) A diary of papers received in the form Raj.H.C.Ju.P.1 as prescribed vide Order No. 17/S.O. dated 27.2.1952.
- (b) a register of files in the form given in NNEXURE-TI.

2. Every paper on being received by him shall be entered in his diary of papers received.

If the paper received pertains to a case already pending, it

If the paper received is a new one and does not refer to any pending case, then a new file shall be opened after making chtries in the File Register according to the head or sub-head of the subject matter.

The following points should be kept in view while making entrics in the File Register, -

- (i) In the Register of Files, separate pages shall be allotted to the files relating to different heads and a separate series of number shall be allotted to files relating to each head.
- (ii) A sufficient number of pages should be setta parto for making entries of files relating to each head or sub-head.
- (iii) Every head and sub-head have a code word and number assigned to it as classified under the heads vice Standing Order No. 40/S.O. dated 2.9.1953 and No.15/S.O. dated 20.8.1957, copies of which are given in A NNEXURES-III & IV respectively.
  - (iv) the date of opening of a file is the date of receipt or date of issue of the first letter in that case, or if the file starts/opens on an office note, or order of the higher authority, the date of the note or order.
    - (v) the head and sub-head of the file should be allotted by the dealing clerk in consultation with the Office by the dealing clerk in consultation with the Office Assistant or the Superintendent concernce. Any point of doubt or difficulty, if it is beyond the control of the Office Assistant or the Superintendent, it should be referred to the Assistant Registrar concerned and if necessary, to the Additional Registrar (John.) for proper guidance.

5. After a paper has been entered in the appropriate register, and placed on the proper file, the dealing clerk shall look for,

(a) all papers directly or indirectly referred in the

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(b) all rules and circulares etc. relating to any guestion raised or involved in the case;

by all cristed and circulares etc. relating to any guestion raised or involved in the case;

by all cristed and circulares etc. relating to any guestion raised.

The dealing clark shall enter; in sher no season to the cumber rand date and another lexite cthought who we dealt with (r.u.c.) and shall then note a prefetence of the magazers falling in the categoriasi (a); (b) mandit(c) itmentioned above The dealing clerk putting up the note shall also see

The second secon (a) the pages of the note-sheets are numbered and also given paragraph numbers (on left hand margin);

- (b) atleast one blank note-sheet is attached for the record of further orders;
  - (c) where necessary, papers are typed;
  - (d) all references are correctly numbered in pencil and given page numbers and flagged if necessary It is important that page numbers should invariably be given as flagging is of no use when the case is broken up and resubmitted.

# Time allowed for submission of cases:-

- (1) Except for urgent cases, ordinarily three clear days '(excluding holidays) are allowed to dealing clerk for the submission of fresh receipts and for the disposal of come back cases. Ordinary KARLET papers received in the Garious sections, if are not of urgent nature, are to be disposed of according to the maxim 'first come first served, i.e. the papers received first should be disposed of earlier then the papers received later. The following instructions should be followed in this regard, -
  - (a) The dak received in the Section shall be placed before the Superintendent concerned daily, who will mark such paper as 'urgent' or 'Immediate' as in his opinion are required to be given priority.
  - (b) after seeing the dak by the Superintendent, it will be diarised and handed over to the dealing clerks
  - (c) the dealing clerk, shall deal with the papers according to the above maxim provided that the following categories of papers shall be given priority
  - (i) Papers marked 'URGENT' or 'IMMEDIATE' by the 'Officers:
    - (ii) Such papers in respect of which a regulsition has been received from Officers for being put
    - (111) Cases returning from Officers to the Section for further action;
  - (2) The submission of papers should not be delayed on the ground that the relevant papers are not available. If it cannot be properly dealt without them, orders should be taken to await such \_ 5 papers.

# Time limit for awaiting return of papers/cases submitted in Peshi:-

- (1) The return of every papers submitted in 'Peshi' should be awalted for a reasonable time not exceeding seven days in ordinary asses and not exceeding one or two days (according to circumstances) in urgent cases.
- (2) If the paper is not received back within the time prescribed above, the dealing clerk should report to the Section Superintendent or Assistant Registrar concerned, as the case may be.

## 10. Channel of submission of cases!-

The dealing clerk shall submit cases to the Office Assistant or the Section Superintendent, as the case may be.

- 11. The dealing clerk should not make any suggestion as to the action to be taken, except when the action to be taken is of a routin nature.
- 12. (i) The dealing clerk shall also see that all enclosures are appended with the covering letter before it is sent for despatch.
- registered letters and packets in time, (b) all letters at least one hour before closing of the dak when they are intended for issue in the same day.

## 13. Watching of movement of files in Movement Register:-

If a file pertaining to a particular section, other than sent in peshi, is requisitioned by any other section or Officer for reference or advise etc. or is sent to another section for taking necessary action in accordance with the orders passed, shall be entered in the Register, to be maintained by the Despatcher of the Section doing despatch work, in the following proforma,—

Movement Register for files sent out-side Section, +

Durpose Date on file(s) Subject. with date by whitch File No. Eo# No. (also No.of sent, the clark which with name file linked) receiving sent. of Saction/ files. Officer to whom sent 5 4 3

Date on which file returned to the concerned section.

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Receiped to the

Receipt of the files with

date & signatures by the

clerk. concerned receiving Elles.

The serial number allotted to the file in the register, the name of section to which it belongs or section sign and the year shall be marked on the left hand margin of the note-sheet tegether with the date at the time the file is sent, as given helow,-

Remark.

F.M.R. No.1/Estt.(RJS) Section/92

On receipt of file back to the Section, the entry in appropriate column should be completed.

- Charge of files Each dealing clerk will maintain a list of files in his custody in the form prescribed for file Register in duplicate. A copy those of will be retained by the Section Superintendent. On transfer, the dealing clerk shall handover the files as per this list and proper handing over/taking over of file
  - The dealing clerks dealing with the Establishment matters of are made. High Court Staff/R.J.S. Branch/Subordinate Courts Establishment 15. shall also maintain the various registers prescribed for such matters. A list of such registers is given in KNNEXURE-V.
    - The dealing clerk shall prepare at the close of each month a statement showing under difficient heads, the number of closed a pending files with him at the begining of the month, the number of files opened and disposed of during the month, and the number of closed and pending files remaining at the end of the month togeth with a statement showing the duration of pending files.
      - The dealing Olerk shall also prepare at the close of each month a statement showing the number of papers received during t month by him, the number of papers disposed of and the number of papers remaining perding in the close of every month, showing

separately the number of papers pending for more than seven days in the preforma given in ANNEXURE VI. These statements shill be committed by the dealing clerk to the Superintendent concerned by the 16th of every month succeeding that to which they relate.

IV. DUTIES OF DESEATCHER. - The duties of the December.

- to receive and despatch the same day all letters and effect shall be, papers sent for issue,
- to place in one cover all letters addressed to the same Officers, unless the letters are numerous and the enclosures buller, when a separate cover or packet may be made,
- to supervise the closing, packing and stamping of all covers and packets,
  - to keep account of the Stamps used,
- to keep the stamps account book up-to-date and to submit it at the end of each day, after striking the total and balances, the Superintendent concerned, who will check the account before signing it,
  - to indent for stamps in time and to foresee expenditure of stamps before indenting,
  - to see that all 'SECRET' and 'CONFIDENTIAL' letters are sent in double covers duly sealed, i.e. the outer cover should be addressed to the Officer by his official designation and the inner cover should be addressed with the name of the addressee,
  - to send all heavy covers by book post or parcel post, as the case may be, and to see that they are properly secured by a wrapper or stout paper,
  - to keep postage stamps under lock and key, (9)
  - to file all post office receipts, which may be destroyed After one year, or more, as the case may be.
    - to enter in the Stamp Register each day the number and date of registration receipts given by the Post Office against the number of registered letters entered in the register.
    - to make a note in the Strumps Register, if the post office refuses to take a registered letter owing to late despatch and also to bring this fact to the notice of the Superintendent concerned.
      - DUTIES OF AN OFFICE ASSISTANT, The duties of an Office Assistant shall be as under, -
      - On submitting a case before him by the dealing clerk, his primary duties shall be,
        - to see that all raphus quoted on the correspondence or note are forth coming, are properly arranged, and paged and have correct marginal references/

(b) to very the facts as far as possible;

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- (c) to indicate the law and rules on the subject and the place where they can be found;
- (d) to supply other relevant facts and figures aveilable
- (e) to put up precedents or papers containing previous decisions and policy on the subject, if not always put up by the dealing clerk, and indicate the relevant portions of the rapers so put up;
- (f) to draw attention to the statutory or customery procedure to be followed in the disposal of the case;
- (g) to put up draft for approval in routine cases or in cases in which there are established procedents;
- (h) to bring to notice at proper time matters requiring
- to examine the case and also see that all matters requiring decisions are brought forward in the noting;
- to tabulate and summarise the information available,
- (k) to prepare drafts in accordance with the orders;
- (1) before sending a file to the typist for fair copies, he shall makk on it, (i) whether it to be typed or cyclostyled, and (ii) the number of copies to be typed

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- In important and complicated cases, Office Assistant himself shall put up note instead of asking the dealing clerk to put up a In such cases, he can of course take the assistance of the dealing clerk only for collecting information and for putting up
- During the absence of Section Superintendent on leave or . references. otherwise, the Office Assistant being senior-most in the ministerial staff shall look after the work of the Superintendent.
  - Mry other duties as may be entrusted to him by the Section Superintendent or any other higher authority.
  - NOTE: For smooth functioning of a Coction, it is essential for the dealing clerk/office Assistants that they should make themselves familier with the provisions of Constitution of India, Rules and Regulations of daily use or other relevant documents.

# VI. DUTIES OF SECTION SUPERINTENDENTS-POSTED IN ALMINI-

The essential qualifications demanded of a Section Superintendent are intelligence, industrious, capacity for work, ability to control his subordinates and to manage his section efficiently. Thus, he is responsible for the general efficiency and working of Therefore, the duties of a Section Superintendent his section. shall be as under, -

Too examine the dak daily before registration and take action on immediate and urgent references including reminders; ...9 - 0 -

2. To keep a note/record of immediate, urgent and important papers/receipts requiring prompt action in the register as per proform given below,-

## Register of Important/Uniont papers-

			<b></b>				-	
Date of loreculpt		No.& date of letter/communication	Subject	Dealing Branch/ Clark	which reply is to be given or pupers to be put	disposal.	R <sub>C</sub> mark.	
2	3	4	5	6	ир. 7	8	9	

will ensure that such important/ungent papers are disposed off in the with promptuess.

To ensure that every member of the staff attends the office in time and does not leave his her sent without permission or before the execut during lunch hours. In a se of a late comer, he shall make a report to the Deputy Registrar (Admn. I) or the Additional Registrar (Admn.), as the case may be.

- 4. To ensure that the staff is fully engaged and do not while awy the time.
- 15. The guide the working of the dealing clerks and other members of the staff so that they are able to perform their duties deliscottly.
- to oversee that the cases are submitted in time and routine duties are discharged with thoroughness.
- 7. to keep the Section in neat, tidy and congenial atmosphere and to ensure that files are properly kept on the equipment provided for them.
- consignment of files is done regularly.
- 9. to ensure that there is proper and fill distribution of work amongst the staff members posted in Section.
- 10. to make surprise inspections of tables of subordinates as also registers and to rectify the defects noticed.
- 11. to check the tables of the typist in order to see that no arrang should be kept by the typist.
- 12. to avoid rush of work and likely-hood of accumulation of payers, be should bring the focused position to the notice of the special Registrer (admn.) so that delay is reduced to minimum.
- 43. to see that notes and drafts submitted are on the prescribed the bred re properly worded.
- 142 to examine thoroughly the notes and drafts in important of a splice ted cases submitted by the dealing clerks/Assistants have him and then pass them over to the higher authorities

according to thee channel of submission of cases (reactive). to mark dispossed of cases and to see that the files re properly processed and in case where further action is necessary

it is taken or if further correspondence is awaited, it is marked as await case and a definite date is fixed for its submission and

an entry made to that effect in the Reminder diary.

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to see that monthly arrear statements are correctly or a in the prescribed form by the dealing clerks and submitted overtially and regularly through him to the higher Officers.

to see that the factual position in notes and drafts is checked and referenced by the clerks before submission to the

higher authorites. to see that the files are opened according to proper head or sub-head and given an appropriate number accordingly, paging is done of the correspondence portion and also para graphing of the

19. to ensure that every member of staff maintain an up-to-date list of files/registers and other records, for such reference as may be deemed necessary.

to see that when action in any case is delayed and papers are put up late, it is not sufficient simply to take necessary action, when the papers are put up and even to take steps to accelerate such action. In all such cases, the cause of the delay that has occurred should always be investigated and suitable measures taken to prevent or avoid such delay/neglect in future, The note-sheet should show that this has been actually done.

The Superintendents posted in General Section/Establishment (R.J.S.) Section/Establishment Subordinate Courts Section shall keep a record of files/cases in which orders are passed for placings them in the meeting of the Full Court, in the proforma given below

Remark Decision Date Date of Subject File No. taken. the F.C. s. Date of which No.order meeting follow in which passed up matter for action was placed. placing wa s in the F.C. complete. mceting. 7

> The Superinter Tento G neval Section/Estt. (RUS) Section/ Estt. (Subordinate Coders) Section shall prepare the notes from the files in which orders are passed for placing them in the Full Court meeting. A note shall be prepared giving correct facts of the case, the points for consideration and decision.

to discharge such other duties and to perform such other functions as have been assigned to him by the higher authorities. Every Superintendent, when going to see a higher Office : should carry a note/book/slip-book with him to note down all the This will be a good safeguard instructions/directions giver. against lapses of memory.

## VII. DUTIES OF SECTION SUPERINTENDENT POSTED IN NUICIAL SECTIONS:

The Superintendent being the supervisory head of a Section is responsible for the proper working on his section. The duties So rintendent posted in Judicial Section shall be as under, to have general supervision over and to afford guidance to udaling clerks/staff posted in the section.

to ensure that every staff member attends the office in time and does not leave his/her scat without permission or before . time except during lunch hours In case of a late comer, he shall make a report to the Deputy Registrar (Judicial) or the Additional Registrat (Admn.) as the case may be.

- to see that each clerk is fully engaged with work and is performing his work deligently and thoroughly.
- to examine the dak received daily and to take speedy action scoundingly.
- to sign the notices with their ferwarding letters submitted The digit clerks for issuing to the parties in compliances of the orders passed in cases files.
  - to see that the applications submitted by the parties/ Advocates and dealt with properly and premptly in accordance with the provisions of relevant unles/bets etc. by the concerned clarks;
- to approve the drafts of the letters prepared by the digit plank of the concerned digit and to sign typed letters, if poimithed to do so.
  - to submit such files, in which applications of various partics/Advocates have been dealt with and on which orders are promited to be passed by the Leput; Registrar (Judicial) /Registrar Wer the Hen ble Court in accordance with the provisions of relevant releafacts ctc., before them.
    - to ensure that the cases files for being listed before the Court for sent timely to the cause list section by the conserned clarks with the checking slips.
    - to see that or receipt of applications from parties/ ... v cates for inspection of files/records, they are sent timely to the inspection room through the inspection clerk and also to Secure their timely receipt in section: O. (3-11

to see that requisition received from copying section for sending cases files for supply of copies, the files are bort by the concerned clerk without any delay to the copying section and also to ensure their timely return to the section.

to ensure that clerks posted in the section are maintaining requisite registers prescribed under the Rajesthan High Count Rules, 1952 or any other register purscribed by the higher authority and also keep them up-to-date.

to ensure that the compliances of the orders passed by the on ble Court/other higher authority in files are made properly and promptly.

to make surprise inspections of the tables of subordinates as also registers maintained by them and to rectify the defects noticed.

to avoid rush of work and likely hood of accumulation of papers and, if mecessary, bring the factual position to the noti of the Assistant Registrar concerned or the Deputy Registrar (Judi.) from time to time, so that the delay may be reduced to minimum. to keep the Section in neat, tidy and congenial atmosphere

and to see that files are kept properly by the concerned Clerks in the Almirahs/equipment provided for them.

17. to see that all statements required under the rules, viz. monthsly, quarterly, half-yearly and yearly statements of institu-"tions, disposal and pendency of cases are prepared as per time schedule prescribed for them and submitted timely by the concerned

to ensure at least choe in a month that the recording/ clarks. indexing of files decided finally are made and consignment of such files is done regularly by the concerned, so that the work does not fall in arrear.

to see that there is proper and fair distribution of work amongst the staff posted in section and to make proper arrangement of work of a clerk when he goes are leave or otherwise absent, by entrusting work gts to another clark temporarily or permanently, as the case may be.

to furnish the information promptly and properly as and when required by the General Section for the purpose of replying the Starred/Un-starred Questions of Parliament, Rajyasable and State Legislative Assembly.

to check the decree-sheer (in case of Superintendent, Civil Section) prepared by the decree-sheet clerk;

to discharge such other duties and to perform such other functions as have been provided in the Rajasthan High Court Rules, 1952 and as may be assigned to him, by any other higher

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# VIII. STANDAPD OF WORK PRESCRIBED FOR DEALING CLERK/ /DIARIST/DESE TOBER/TYPIST/COMPARISON CLERK ETC.

The following standard of work is prescribed for different or conics of pests borne on the High Court, with immediate effect, -

### In Schministrative Sections

DEALING CLERK

int least 10 Ps. U.C. per day excepting of routine nature.

DIARIST/RECULFT
CLERK

A disrist will require to disrised/registered at least 100 receipts per day.

3. DESENTCHER (Sectional)

A despatcher will require to despatch at least 50 to 80 issues per day, excluding the number of endorsements.

### TYPISTS:

(..) <u>Corving Section</u>

1. English Typist

20 sheets/pages (of 250 wo ds each) per day.

2. Hindi Typist

18 sheets/pages (of 250 words each); per day.

FOTE: - The above standard is inclusive of comparison work.

(B) Other Sections: (Including Paper-Book Section)

. English Typist

25 pages (constating of 30 lines each) per day.

2. Hindi Typist

20 rages (consisting of 30 lines each) per day.

MOTE: - A half page letter or less will count for half page, and a count for one page.

The typists shall maintain a diary of work done by them in the following proforma, -

#### PROFORM OF DIARY TO BE MAINTAINED BY THE TYPOSTS:

f. into of Reference of No. of pages Date on Remark.

\*correct, t File or Lines which typed and file returned.

2 3 4 5 6

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Inily abstract | (dated\_

1.4

No. of files already in hand for typing

No. of files received during the day 2. Total .

No. of files returned duly typed. 4.

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No. of files in hand at the close of the day.

# Time limit for making typing fair letters =

All urgent and immediate cases received for typing be force the closing of office should be typed out on the sero dry. deviation should be brought promptly to the notice of the Superintendent concerned. Other cases should be typed in the order in which they are received by the typist.

Fair copies of letters etc. should be typed out or cyclostyled for signatures the same day, as far as possible and in case if it is not possible, then not later than the next working day after approval of the drafts. The typist should also type in the left hand bottom his initials and the date and month in which the letter is typed and the West KKONKENKERKERKWAY number of enclosures, if any.

The typist should type out all cases in the same order in which they are received by him except urgent cases which should be given priority. If any typist finds that any particular dealing elerk or Office Assistant are in the bubit of marking most of cases as urgent, he should bring it to the notice of the Superintendent concerned.

It is enjoined upon all concerned to follow these income actions strictly and invariably. Any departure from these instructions shall render the defaulter liable to severe disciplinary action.

> BY ORDER OF HON'BLE THE CLOSER JUSTICE,"

> > c.Sol

REGISTRAR

No. I/A(dii)(a)(1)6/92/3343

Egited 23rd May, 1902 Coly forwarded to the following for information and

neces way action, the Registrar (Vi illance) , Rajarthan High Court, Jodhrum,

the O.S.B. (Rules), Rejesther His hoCourt, Jerhpur, the Additional Poristrar(Admi.), Rajasthan High Court, Joshyur/

Joinur Bench, date (algorith \_\_\_\_spare copies for circulating amongst the staff),