

ITEM NO.301

COURT NO.5

SECTION PIL-W

**S U P R E M E C O U R T O F I N D I A**  
**RECORD OF PROCEEDINGS**

SMW(Cr1.) No.2/2020

IN RE:EXPEDITIOUS TRIAL OF CASES UNDER SECTION 138 OF N.I.ACT,1881:

IA No. 121371/2020 - APPROPRIATE ORDERS/DIRECTIONS  
 IA No. 5070/2021 - APPROPRIATE ORDERS/DIRECTIONS  
 IA No. 29900/2021 - CONDONATION OF DELAY IN FILING REPLY AFFIDAVIT  
 IA No. 125606/2020 - EXEMPTION FROM FILING AFFIDAVIT  
 IA No. 108282/2020 - EXEMPTION FROM FILING AFFIDAVIT  
 IA No. 27192/2021 - EXEMPTION FROM FILING AFFIDAVIT  
 IA No. 13743/2021 - EXEMPTION FROM FILING AFFIDAVIT  
 IA No. 6909/2021 - EXEMPTION FROM FILING AFFIDAVIT  
 IA No. 105142/2020 - EXEMPTION FROM FILING O.T.  
 IA No. 6927/2021 - EXEMPTION FROM FILING O.T.  
 IA No. 29902/2021 - EXEMPTION FROM PERSONAL APPEARANCE  
 IA No. 121370/2020 - PERMISSION TO APPEAR AND ARGUE IN PERSON)

Date : 27-04-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO  
 HON'BLE MR. JUSTICE B.R. GAVAI  
 HON'BLE MR. JUSTICE S. RAVINDRA BHAT

Shri Sidharth Luthra, Sr. Adv.(A.C)  
 Shri K.Parameshwar, Adv.(A.C.)

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|-------------------|--|
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|                   | Mr. Sameer Parekh, AOR  |
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| State of Goa       | <p>Mr. Ravindra Lokhande, Adv.<br/> Mr. Abhishek Atrey, AOR</p>  |
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Mr. Vishva Pal, Adv.

Mr. Gaurav Yadav, AOR  
Ms. Veena Bansal, Adv.

UPON hearing the counsel the Court made the following  
O R D E R

On 10.03.2021, a Committee was appointed to submit a report specifying steps that should be taken to facilitate early disposal of cases under the Negotiable Instruments Act, 1881 (for short "NI Act"). A report has been submitted by the Committee, to which the Amicus Curiae has filed a note making suggestions to some of the observations and recommendations recorded in the report of the Committee. It has been brought to our notice that with respect to practice directions that were to be issued by the High Courts pursuant to the order passed by this Court on 16.04.2021, most of the High Courts have issued practice directions barring the High Courts of Madras, Sikkim, Uttarakhand, Patna and Orissa. The learned counsel appearing for the said High Courts

submitted that practice directions as observed by this Court in the order dated 16.04.2021 shall be issued expeditiously without any further delay.

In respect of pre-summons mediation, National Portal for summons and the scheme for establishment of special courts for cases under the NI Act, the Union of India, the High Courts and the State Governments are directed to submit their suggestions within a period of two weeks from today. In so far as constitution of special courts is concerned, the learned Amicus Curiae has, for the purposes of constitution of special courts under the NI Act, identified states of Maharashtra, Delhi, Gujarat, Uttar Pradesh and Rajasthan on the ground that the number of cases pending in these states are higher than the other states. The suggestion made by the learned Amicus Curiae is that five districts in each of the above States, where cases under the NI Act are high, can be selected and one court in each such district be established. The High Courts of Maharashtra, Delhi, Gujarat, Uttar Pradesh and Rajasthan can respond to the said suggestion made by the learned Amicus Curiae, within a period of two weeks.

List for further directions on 12.05.2022 at 3.00 p.m.

(B.Parvathi)  
Court Master

(Anand Prakash)  
Court Master