

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS
WRIT PETITION (CIVIL) NO(s). 122 OF 2008

JANHIT MANCH & ORS.

Petitioner(s)

VERSUS

UNION OF INDIA

Respondent(s)

(With appln(s) for stay and exemption from filing O.T. and office report)

Date: 24/02/2011 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE D.K. JAIN
HON'BLE MR. JUSTICE H.L. DATTU

For Petitioner(s)

Mr. Prashant Bhushan, Adv.
Ms. Kirat Randhawa, Adv.

For Respondent(s)

Mr. B. Krishna Prasad ,Adv

State of Bihar

Mr. Gopal Singh, Adv
Mr. Manish Kumar, Adv.

State of Tripura

Mr. Gopal Singh, Adv.
Mr. Rituraj Biswas, Adv.

State of Sikkim

Mr. A. Mariarputham, AG, Sikkim
Mrs. Aruna Mathur, Adv.
Mr. Yusuf Khan, Adv.
Mr. Avneesh Arputham, Adv.
Ms. Megha Gour, Adv.
For M/s Arputham Aruna & Co.

Ms. Hemantika Wahi ,Adv
Ms. Jesal, Adv.

Ms. Kamini Jaiswal, Adv

State of U.P.

Mr. Mukul Singh, Adv.
Mr. Shrish Kumar Misra, Adv
Mr. Ajay Kr. Singh, Adv.
Ms. Savitri Pandey, Adv.

State of W.B.

Mr. Tara Chandra Sharma ,Adv
Ms. Neelam Sharma, Adv.
Mr. Krishan Datta, Adv.

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UOI

Mr. Subhash Kaushik, Adv.
Ms. Anil Katiyar, Adv.
Mr. S. Wasim A. Qadri, Adv.
Ms. Saima Bakshi, Adv.
Mr. D.S. Mahra, Adv.

UT of Puducherry

Mr. V.G. Pragasam ,Adv
Mr. S.J. Aristotle, Adv.

Mr. Prabhu Rama Subramanian, Adv.

State of M.P.

Mr. Naveen Sharma, Adv.
Mr. B.S. Banthia ,Adv
Mr. Vikas Upadhyay, Adv.

State of Manipur

Mr.Khwairakpam Nobin Singh,Adv
Mr. Sapam Biswajit Meitei, Adv.

State of Orrisa

Mr. Radha Shyam Jena,Adv

State of Arunachal Pradesh

Mr. Anil Shrivastav,Adv
Mr. Rituraj Biswas, Adv.

Ms. Asha Gopalan Nair ,Adv

State of Haryana

Mr. Manjit Singh, AAG
Ms. Vivekta Singh, Adv.
Mr. Kamal Mohan Gupta,Adv

State of A.P.

Mr. G.N. Reddy, Adv.
Mr. V Pattabhi Ram Adv.

State of Goa

Ms. A. Subhashini, Adv.

State of Mizoram

Mr. K.N. Madhusoodhanan, Adv.
Mr. R. Sathish, Adv.
Mr. Pragyan P. Sharma, Adv.
Mr. P.V. Yogeswaran, Adv.

State of Nagaland

Mr. Edward Belho, Adv.
Mr. K. Enatoli Sema, Adv.
Mr. P. Athuimei R. Naga, Adv.

Mr. Ratan Kumar Choudhuri ,Adv

State of Assam

Ms. Rachana Srivastava ,Adv
Mr. Navnit Kumar, Adv.
for M/S Corporate Law Group ,Adv

Ms. Anitha Shenoy ,Adv

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State of Chhattisgarh

Mr. Atul Jha, Adv.
Mr. Dharmendra Kumar Sinha,Adv

Mr. T. Harish Kumar,Adv

State of Rajasthan

Dr. Manish Singhvi, AAG
Mr. D.K. Devesh, Adv.
Mr. Milind Kumar,Adv.

Mr. Balaji Srinivasan, Adv.

State of Punjab

Mr. Ajay Pal,Adv.

State of J&K

Mr. Sunil Fernandes, Adv.
Mr. Sidhant Goel, Adv.
Ms. Astha Sharma, Adv.

HC Of Bombay

Mr. A.P. Mayee, Adv.
Mr. Charudatta Mahendrakar, Adv.
Ms. Rucha A. Mayee, Adv.

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

Pursuant to our order dated 16th December, 2010, affidavits have been filed on behalf of some of the States, detailing the vacancy position in the three cadres of the subordinate judiciary. We regret to note that the States of Assam, Chhattisgarh, NCT of Delhi, Goa, Gujarat, Haryana, J & K, Jharkhand, Kerala and U.T. of Andaman & Nicobar, Dadra & Nagar Haveli and Daman & Diu as also the Union of India have not filed their respective affidavits in terms of the said order. Learned counsel for the Union of India states that comments from the Department concerned have since been received and the requisite affidavit shall be filed within two weeks. It is ordered accordingly.

Mr. Prashant Bhushan, learned counsel appearing for the petitioners has made certain suggestions, which, we feel would be useful in getting a better picture of pendency of cases, civil as well as criminal in the subordinate judiciary and in the High Courts.

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One of the suggestions is that in the first instance all the High Courts should be asked to furnish the requisite information in a tabulated form, pro forma whereof has been placed before us. We direct the office of this Court to forward to all the High Courts as well as to the State Governments, through the Secretary (Law) of the respective Governments, a copy of the pro forma attached with this order. All the High Courts and the States shall furnish the requisite information in the said pro forma within six weeks from the receipt of copy of this order.

The State Governments shall also furnish information with regard to the allocation of annual budget/percentage of the budgetary expenditure allocated to the judiciary in the annual budgets for the last five years. Similar information shall also be furnished by the Union of India.

List after six weeks.

A Copy of this order along with the pro forma shall be issued to all the standing counsel for the States.

[Charanjeet Kaur]
Court Master

[Kusum Gulati]
Court Master

CASES INSTITUTED & DISPOSED OF :
(SUBORDINATE COURTS)

Year	Cases brought forward from the previous year (Nos.) (Civil/Criminal)	Freshly instituted Cases(Nos.) (Civil/Crl.)	Disposed of cases (Nos.) (Civil/Crl.)	Pending cases (Nos.)
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As on

31.12.2010
 As on
 31.12.2009
 As on
 31.12.2008
 As on
 31.12.2007
 As on
 31.12.2006
 As on
 31.12.2005

Problems faced resulting in pendency- detailed remarks
 Suggestions for resolving problem of pendency- details remarks
 STATUS OF CASES IN TERMS OF PENDENCY

Year	Civil Cases pending for				Criminal Cases pending for		
	Upto 1 Yr.	More than 1 & less than 2 Yrs.	More than 2 yrs. 5 Yrs.	More than 5 Yrs.	Upto 1yr.	More than 1 & less than 2 Yrs.	More than 2 Years than 5 Yrs.
As on							
31.12.2005							
As on							
31.12.2006							
As on							
31.12.2007							
As on							
31.12.2008							
As on							
31.12.2009							
As on							
31.12.2010							

Problems faced resulting in prolonged pendency-detailed remarks
 Suggestions for resolving problem of prolonged pendency-
 detailed remarks

CASES INSTITUTED & DISPOSED OF :
 (HIGH COURTS)

Year	Cases brought forward from the previous year (Nos.) (Civil/Criminal)	Freshly instituted Cases(Nos.) (Civil/Crl.)	Disposed of cases (Nos.) (Civil/Crl.)	Pending cases (Nos.)
As on				
31.12.2010				
As on				
31.12.2009				
As on				
31.12.2008				
As on				
31.12.2007				
As on				
31.12.2006				
As on				
31.12.2005				

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As on
31.12.2005
As on
31.12.2006
As on
31.12.2007
As on
31.12.2008
As on
31.12.2009
As on
31.12.2010

Problems faced resulting in prolonged pendency-detailed remarks
Suggestions for resolving problem of prolonged pendency-detailed remarks