

## **Office of the District Judge, Bahraich.**

### **Order**

Hon'ble High Court vide it's letter no. 1298/LXXXVII-CPC/eCourts/Allahabad dated: 28-07-2020 has issued new guidelines regarding functioning of District Courts which are closed under para 14 (Containment zone) or under para 15 of the guidelines for opening the Courts issued vide letter no. 1117/LXXXVII-CPC/eCourts/Allahabad dated: 03-06-2020. Presently District Court Bahraich being in containment zone has been closed from 25-07-2020 to 04-08-2020 as under para 14 (Containment zone) of Hon'ble Court's letter no. 1117/LXXXVII-CPC/eCourts/Allahabad dated: 03-06-2020, therefore the following arrangement for working of different court are made herewith, which shall come in to effect from 30-07-2020 and shall be applied upto 04-08-2020 (or the period upto District Court, Bahraich comes under Containment zone):-

1- The following parent Courts and Courts dealing with Special Jurisdiction shall take up the matters through the video conferencing as detailed below:

- a. Session Judge, Bahraich
- b. Special Judge (SC/ST Act), Bahraich
- c. 4<sup>th</sup> Addl. District & Session Judge/Gangster Act/E.C. Act, Bahraich
- d. Special Judge (POCSO Act), Bahraich
- e. Addl. District & Session Judge/Rape & POCSO Act, Court No. 1, Bahraich
- f. Addl. District & Session Judge/Rape & POCSO Act, Court No. 2/ NDPS Act, Bahraich
- g. Chief Judicial Magistrate, Bahraich
- h. Civil Judge (Sr. Div.), Bahraich
- i. Civil Judge (Jr. Div.), Bahriach
- j. Civil Judge (Jr. Div.), Kaiserganj at Bahriach

2- During the above period, the Judicial Officer shall undertake (wherever possible), the following nature of matters:

- a. Pending/Fresh Bail
- b. Pending and Fresh Anticipatory Bail
- c. Disposal of Misc. urgent Criminal Applications.
- d. Disposal of urgent Civil Applications such as Injunction matters.
- e. The Judicial work/Remand in respect of under trial Prisoner.
- f. Any other nature of matter, which the District Judge considers it appropriate

3- Presently a dedicated email ID [bahraichcourt@gmail.com](mailto:bahraichcourt@gmail.com) of District Court has been created and is in function, which has already been published on the website of District Court, Bahraich. The above email may be used for receiving the Bail/Anticipatory bail Applications or other urgent applications.

4- Such applications sent by the Learned Counsels through email shall contain the details of advocate/Litigants including his mobile number, email Id.

5- The Computer section shall download such application received through email and necessary list shall be generated.

- 6- The Computer Section shall also ensure that all such applications shall be registered in CIS next day.

The Munsarims and Munsarim/Readers of concerned courts shall check the application received through email and defects, if any, may be informed to Counsel concerned.

- 7- Presiding Officers of the concerned court shall list, such matters which are defect free, in the Cause list (CIS generated) after 48 hours or as stipulated under the provisions of law.
- 8- Only the above urgent applications shall be listed in the CIS cause list, in rest cases Presiding Officers of concerned Court shall fix general dates.
- 9- System Officer will make necessary arrangement to update the cases in CIS and to support the court proceedings through Video-Conferencing.
- 10- Copy of such Bail/Anticipatory Bail applications be provided to the Prosecution/DGC. The time to file response by Prosecution will be as per provisions.
- 11- Helpline number 9457581056 (System Officer) may be used by advocates/Litigants for assistance, which shall be published on the District Court website.
- 12- Necessary application received through email or the pending records/application be provided to such Judicial Officer conducting Court proceeding through Video conferencing from residential office.
- 13- The JITSI Video-conferencing software shall be used for conducting court proceedings.
- 14- The link and time slot will be shared with the Learned Counsels/Prosecution by the Judicial Officer concerned for conducting the Court proceedings. The Learned Counsels and prosecution may join for court proceedings through Video conferencing (as per the link provided by the concerned Judicial Officer) from any place other than the Court Complex as per the time slot provided for the purpose.
- 15- All the legal provisions be strictly complied with, while deciding applications/cases, as mentioned above.
- 16- For session related matters, Sri Jainendra Kumar Pandey, 3<sup>rd</sup> Addl. Sessions Judge, Bahraich for 30-07-2020 & 31-07-2020 and Sri Amit Kumar Pandey, Addl. Sessions Judge/Rape & POCSO, Court No. 1, Bahraich for 04-08-2020 are hereby nominated for Judicial work/remand in respect of under-trial prisoners. The Presiding Officers of the concerned court shall look in to the matter of verification of the Bail Bonds and release orders.

Chief Judicial Magistrate, Bahraich is directed to nominate Judicial Magistrate for Judicial Work/Remand in respect of under-trial prisoners relating to Magistrate Courts.

Above proceedings shall be conducted through the Video Conferencing or as per connivance of the concerned Judicial Officer.

- 17- Entire information in this regard shall be posted on local website of District Court, Bahraich by System Officer and be circulated through Print & Electronic media.
- 18- District Legal Services Authority Bahraich shall render necessary assistance for generating awareness amongst the stakeholders regarding the Court working through electronic mode, Media coverage and other modes. The Printing of complete local mechanism of Court working by way of Appeal in Print Media be ensured by District Legal Services Authority.
- 19- All directions/guidelines issued by the Central Government & State Government regarding COVID-19 shall be strictly followed.
- 20- As per guideline, entry of the Learned Counsel/Litigant in the Court Complex shall be strictly prohibited.
- 21- Presiding Officers shall submit their daily report to System Officer, who shall submit to the office of CPC on daily basis.

Presiding Officers of concerned court shall ensure the presence of minimal court staff, as and when required.

A copy of Hon'ble Court's letter dated: 28-07-2020 be provided to all Judicial Officers.

Inform all concerned.

Date: July 29, 2020

**(Chandra Bhan-III)**  
District Judge,  
Bahraich.

Copy forwarded to following for information and necessary action:-

- 1- Officer incharge Nazarat/1<sup>st</sup> Addl. District Judge, Bahraich.
- 2- Nodal Officer (Computers)/Addl. Civil Judge (JD), Court No. 4, Bahraich.
- 3- District Magistrate, Bahraich.
- 4- Superintendent of Police, Bahriach
- 5- Superintendent, District Jail, Bahraich
- 6- CMO, Bahraich
- 7- Chairman/Secretary, District Bar Association, Bahraich.
- 8- DGC, Bahraich
- 9- Joint Director Prosecution, Bahraich to provide email address and contact numbers.
- 10-District Information Officer, Bahraich for publication through print media (Free of cost).

Date: July 29, 2020

**(Chandra Bhan-III)**  
District Judge,  
Bahraich.