

25/6/76

GOVERNMENT OF KERALA
Law Department (Inspection Wing)

No. 20155*/B3/76/Law

Dated, Trivandrum, 27th May, 1976

Circular.

Sub:- Certified copies of judgements and decrees - obtaining
of etc. - Prompt action by Govt. Pleaders - Instructions - Reg
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It has been brought to the notice of Government that certain Government Pleaders are not prompt in applying for certified copies of judgements and decrees and in obtaining and forwarding them to the concerned authorities in time with their legal opinion regarding the further action to be taken by way of appeal etc. As a result of the delay in applying for and obtaining certified copies, appeals in several fit cases could not be filed as such appeals have become time barred. The explanation of the concerned Govt. Pleader for the delay in applying for certified copies is that there was no urgency in applying for the certified copies (as they) in as much as the cases were not fit for appeal. The attention of the Government Pleaders is in this connection invited to Sub clause (ii) of clause 3 of Memorandum No. A1/3006/56/Law dated 29--12--56 as amended by Memorandum No. 10004/A1/64/Law dated 28--9--64 according to which Govt. Pleaders shall apply for certified copies of judgments and decrees in all cases on the same day on which they are pronounced, and obtain them as expeditiously as possible. Further, the Govt. Pleader is not the sole or final authority to decide whether an appeal is to be filed or not in a particular case. The final decision rests only with the Collector, Head of the Department or the Government as the case may be according to the subject matter and value of the suit.

2. The Government wish to impress upon all the Govt. Pleaders that the above instructions should be scrupulously followed in future. The Govt. Pleader further wish to make it clear that cases of non observance of the instructions will be viewed seriously in future.

3. The District Collectors/The Superintendents of Police/ Heads of Depts./ Depts. of the Secretariat will bring to the notice of the Law Dept. (Inspection Wing) cases of non-observance of the above instructions whenever such instances come to their notice, for suitable action against the Govt. Pleaders.

Sd/- P.V. Apraim,
Dy. Secretary.

Endt No. E4/25722/76 /True copy/
Office of the Inspector General of
Registration, Kerala, Trivandrum-1
15-6-76

Copy communicated for information.

A. Francisco
For Personal Assistant.

To All Registrars and Sections of this office.

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J.R.O. North Zone.