

The Orissa Merged Territories Petition Writers' Continuance of Licences Rules, 1956

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Rule

THE-ORISSA-MERGED-TERRITORIES-PETITION-WRITERS-CONTINUANCE of 1956

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The Orissa Merged Territories Petition Writers' Continuance of Licences Rules, 1956

1.

(a)These rules may be called the Orissa Merged Territories Petition Writers' Continuance of Licence Rules, 1956.(b)The rules shall come into force at once:

2. Definitions.

(a)"Act" means the Orissa Merged Territories Petition Writers' Continuance of Licence Act, 1956.(b)"Court" means all the Civil and Criminal Courts subordinate to the High Court and functioning in the merged areas.

3.

The rules, orders and practice that were in force in the merged States during the Durbar regime and were allowed to continue by Notification No. 84-Misc., dated the 4th December, 1952 shall cease to operate hereafter.

4.

(a) A petition writer shall be supplied with a card bearing the seal of the District Court and under the signature of the District Judge. It shall contain the name and designation of the petition writer with, his, licence number, if any. (b) The name of the petition writer with necessary particulars shall be entered in a Register maintained in the office of the District Judge.

5.

Every petition writer shall submit an application to the District Judge within whose jurisdiction he works as such for renewal of his registration card by the 15th of January each year with a renewal fee of Rs. 3 in Court-fee stamp. Every petition written, by a petition-writer shall bear the signature and licence number, if any, of the petition writer concerned.

6.

The Court shall allow the petition writers-(1) to present applications signed by their employer for-(a) copies of information; (b) supply of forms; (c) return of document; (d) repayment of deposits; and (e) all applications of routine nature; (2) to take delivery of copies of information; (3) to tender money; (4) to identify persons making affidavit; (5) to take notes from lists, registers of information, etc., regarding date of hearing, processes and process-fees due, etc.

7.

Petition writers shall not be allowed to inspect or handle records.

8.

No petition writer shall be allowed to draft any plaint, written statement, memorandum of appeal, criminal complaint, applications which are under the rule registered as miscellaneous judicial cases and any other complicated petitions or applications involving question of law, and to file and conduct the same in any Court.

9.

A petition writer who may apply for the renewal of his card under Rule 7 shall file a certificate of character from the Judge or Magistrate presiding in the Court in which he ordinarily works. The Subordinate Judge, Munsif or the Magistrate may forward the application to the District Judge.

10.

The District Judge, may for reasons to be recorded in writing, and after hearing the petition writer in his defence, order his suspension or removal from the register, if he is guilty of any misconduct,

as to make him unfit for the exercise of his duties, or convicted for any offence involving moral turpitude. Note. - Proceedings taken against the petition writer under these rules are administrative and judicial proceedings.

11.

Levy of undue fees by fraud or misrepresentation on the employer or any act of mischief done by reason of carelessness or neglect on the part of a petition writer will be treated as misconduct.

12.

The form of the registered card issued to the petition writer shall be in the following form
:[Registered Card No.] [Number to correspond with number in the register.] This is to authorise
Shri..... of village..... thana..... district..... to work as a petition writer during the year
20..... District Judge Date.....