

### **SIR RAYMOND EVERSHED COMMISSION (1947)**

- ❖ How Justice System should be Structurally & Procedurally reformed?
- ❖ Central piece of Commission's Recommendation was neither Structural nor Procedural, rather it was "Cultural"
- ❖ It was called "New Approach to Litigation"
- ❖ "Party Controlled Case Management" was to be carried out through more robust use of instrument of "Summons for Directions"
- ❖ The Commission however acknowledged that in Adversarial Systems there is no Space for "Court Controlled Case Management"
- ❖ Commission placed greater responsibility on Lawyers & Litigants to Manage the Cases. But this approach failed
- ❖ Commission believed that "Substantive Justice Objective" can be effectively/ efficiently/ economically managed by Lawyers & Litigants
- ❖ Commission did not challenge the "Substantive Justice Approach" to Litigation