



**EXTRAORDINARY
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(Agrahayana 18, 1942)

**HIGH COURT OF MANIPUR
AT IMPHAL**

NOTIFICATION

Imphal, the 9th December, 2020

No.HCM/P-65/2019-Estt.(I)/17393: In exercise of the power conferred by Article 229 of the Constitution of India, the Hon'ble Chief Justice, High Court of Manipur is pleased to notify "**Retired Chief Justices and Retired Judges of the High Court of Manipur (Assistance and Facilities) Rules, 2020**". The Rules has also been approved by the Governor of Manipur vide letter no. 16/4/2020-Law (MHC) dated 13th November, 2020 of the Secretary (Law), Government of Manipur with the prior approval of State Cabinet on 15.10.2020 and with the concurrence of Finance Department (PIC), Government of Manipur vide U.O. No. 161/2020-2021/FD(PIC) dated 12.11.2020.

It shall come into force from the day it is notified in the Manipur Gazette Extra Ordinary.

BY ORDER,

A. GUNESHWAR SHARMA
Registrar General
High Court of Manipur.

THE RETIRED CHIEF JUSTICES AND RETIRED JUDGES OF THE HIGH COURT OF MANIPUR (ASSISTANCE AND FACILITIES) RULES, 2020

In exercise of the powers conferred under Article 229 of the Constitution of India and all other provisions enabling it in this behalf and pursuant to the resolution No.4 of the Full Court Meeting of the High Court of Manipur held on 1st September 2016, Hon'ble the Chief Justice has been pleased to frame the following rules for providing Assistance to the Retired Chief Justices and Retired Judges of the High Court of Manipur:

1. SHORT TITLE: These Rules shall be called as “Retired Chief Justices and Retired Judges of the High Court of Manipur (Assistance and Facilities) Rules, 2020”.*

2. COMMENCEMENT OF THE RULES: These Rules shall come into force with effect from the date of publication in the Gazette of Manipur after approval by the Governor of Manipur as per Article 229(3) of the Constitution of India.

3. DEFINITIONS:

- (i) “High Court” means the High Court of Manipur and the Gauhati High Court.
- (ii) “Retired Chief Justice(s)” means:
 - (a) a person who had held the office of the Chief Justice of the High Court of Manipur and retired in the High Court of Manipur.
 - (b) A person who was originally a Judge of the High Court of Manipur and later transferred and retired as a Chief Justice of any other High Court.

* Approved by Governor of Manipur vide letter no. 16/4/2020-Law(MHC) dated 13.11.2020 with prior approval of State Cabinet on 15.10.2020 and issued with concurrence of the Finance Department (PIC), Government of Manipur vide their U.O. No. 161/2020-2021/FD(PIC) dated 12-11-2020

- (iii) "Retired Judge" means:
- A person who had been elevated/appointed from the State of Manipur as a Judge of the High Court of Manipur and retired in the High Court of Manipur or any other High Court;
 - A person who had been elevated/appointed from the State of Manipur as a Judge of Gauhati High Court and retired as a Judge of the Gauhati High Court on or before 23.03.2013; or
 - A person who had held the office as a Judge of the High Court of Manipur and retired in the High Court of Manipur, even if he was originally appointed as Judge of other High Court(s) but later transferred to the High Court of Manipur and retired there and have settled down in any part of India
- (iv) "Spouse" means the wife or husband, as the case may be, surviving a retired Chief Justice or retired Judge upon his or her death while in office or after retirement;
- (v) "Family members" means the wife, daughter, sons, parents, unmarried sisters, minor brothers, divorcees/separated daughters or sisters and widowed sisters, widowed daughters, children and step-children, step-mother who are wholly dependent upon the retired Chief Justice or retired Judge of the High Court of Manipur or the Gauhati High Court.

Provided a declaration would be made as to the family members of each retired Chief Justice or retired Judge at the time of retirement which should be renewed from time to time during his/her lifetime.

(vi) "Assistance and Facilities" means the assistance of personal to be provided to a retired Chief Justice or a

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retired Judge or to his or her spouse and family members at the expense of the High Court of Manipur.

- (vii) "Sanctioning Authority" for the purpose of this Rules means the Registrar General of the High Court of Manipur;
- (viii) "Registrar General" means the Registrar General of the High Court of Manipur or any other of its officer to whom the official function of the Registrar General is assigned or delegated by the Hon'ble Chief Justice.

4. APPLICABILITY:

- (i) These Rules shall apply to a person who had held the office either as the Chief Justice or as a Judge of the High Court of Manipur and retired in the High Court of Manipur, even if they were originally appointed as Judge of other High Court(s) but later transferred to the High Court of Manipur and retired there and have settled down in any part of India.
- (ii) These Rules shall apply to the Chief Justice(s) or Judge(s) and their spouse and family members as defined in Rule 3 (ii), 3 (iii), 3 (iv) and 3 (v) above.
- (iii) These Rules shall apply to the retired Chief Justice(s) or retired Judge(s) who were originally appointed as Judges of the High Court of Manipur.

5. ELIGIBILITY

A retired Chief Justice or a retired Judge of the High Court of Manipur or of the Gauhati High Court as defined in Rule 3 (ii) and (iii) and as mentioned in Rule 4 of this rule shall be entitled to the following retirement facilities and assistance:-

(a) Assistance/Helper:

- (i) **Rs. 28,000/-** per month to the retired Chief Justice(s) for defraying the services of an orderly, driver, security guard, etc. and for meeting the expenses incurred towards secretarial assistance on contract basis.
- (ii) **Rs. 24,000/-** per month to the retired Judges for defraying the services of an orderly, driver, security guard, etc. and for meeting the expenses incurred towards secretarial assistance on contract basis.

Provided that the retired Chief Justice or retired Judge as the case may be, on his/her appointment to any office, post or assignment shall not be entitled to the facility of such Assistance during the tenure of such appointment or assignment, when similar facilities are available.

Provided further that if retired Chief Justice or retired Judge had availed or is getting similar benefits from other High Court /State Government, then the retired Chief Justice or the retired Judge can have the option either to continue enjoying the earlier assistance and benefits or to opt for availing the benefits provided in these rules. The retired Chief Justice or the retired Judge cannot enjoy both the benefits at the same time.

- (b) Telephone facilities:** A telephone free of cost with lump sum amount to the extent of Rs. 2,000/- per month, over and above the free calls per month, allowed by the telephone authorities.

Provided that this facility shall not be available if the retired Chief Justice/retired Judge has accepted some assignment and

has been provided such facilities during the continuation of such assignment.

(c) **Free water and Electricity:** A retired Chief Justice or a retired Judge, irrespective of the fact whether he or she resides in an official residence or not, shall be paid a lump sum amount of **Rs. 2500/-** per month for the consumption of water and electricity.

6. A retired Chief Justice or a retired Judge of the High Court of Manipur or of the Gauhati High Court and their spouses and family members as defined in Rule 3 (ii), (iii), (iv) and (v) and as mentioned in Rule 4 of this rule shall be entitled to the following retirement facilities and assistance:-

(a) **Medical facilities:**

- (i) All facilities at par with sitting Judges;
- (ii) Reimbursement for medical treatment in private hospital without prior approval of the State Government;
- (iii) Sanctioning authority to be the Registrar of High Court;
- (iv) Reimbursement to be provided for treatment taken in any other State: and
- (v) Cashless facility.

(b) **Protocol Assistance:**

- (i) Securing appointment from the concerned medical specialists, arranging for pathological and other tests, etc.
- (ii) Securing admission in the Nursing Home/Hospital if needed, at the cost of retired Chief Justice or retired Judge;

- (iii) Providing of one official of the Registry to accompany the retired Chief Justice/Judge, their spouses/widows of retired Chief Justice/Judge to the concerned Doctor/Nursing Home/Hospital at the time of consultation, admission and discharge. The official will keep in touch with them during the period of their treatment/stay in the Nursing Home/Hospital.
- (iv) To communicate Tour Programme of retired Chief Justice or retired Judge to the concerned Governments and High Courts of India;
- (v) To provide services for reservation of rooms in the Manipur Bhavans at Delhi/Kolkata/Guwahati or other places as desired by the retired Judges.

7. Grievance Cell for Retired Chief Justice/Judges:

A Grievance Section/Welfare Cell headed by one Officer not below the rank of Assistant Registrar assisted by one/two attenders shall look after the welfare / grievance of the retired Chief Justices/Judges for their protocol services. Claim for Medical reimbursement will be submitted through this Grievance Cell.

8. If any question arises regarding interpretation of these Rules or an issue not covered under these Rules, the Hon'ble Chief Justice of the High Court of Manipur shall be the Competent Authority to take a decision in that regard.

BY ORDER IN THE NAME OF HON'BLE CHIEF JUSTICE

REGISTRAR GENERAL

Registrar General
High Court of Manipur