

GOVERNMENT OF PUNJAB  
DEPARTMENT OF HOME AFFAIRS AND JUSTICE  
(JUDICIAL I BRANCH)

Dated, Chandigarh the 20th March, 2001

To,

All the Heads of Departments,  
Commissioners of Divisions,  
Registrar,  
Punjab and Haryana High Court,  
Deputy Commissioners/District  
and Sessions Judges in the State  
of Punjab.

Subject: Procedure to be followed for proper defence of cases in the High Court/  
Supreme Court.

Sir,

I am directed to address you, on the subject noted above and to say that the question regarding proper defence of court cases in the Hon'ble Punjab and Haryana High Court/Supreme Court has been under consideration of the State Government for some time past. It has now been decided that in future, the following procedure will be adopted:-

- i) The Administrative Department will issue instructions for the defence of cases at Public expenses in the High Court as well as in the Supreme Court, to Advocate General, Punjab, instead of Director, Prosecution and Litigation, Punjab.
- ii) The Advocate General, Punjab shall send the copies of Judgement etc. in civil cases to the concerned Administrative Department, tendering his opinion to the effect as to whether the case is fit/not fit for filing appeal/revision/review etc. for taking final decision by the Administrative Department, in this regard.
- iii) The Advocate General, Punjab will send the Copies of the Judgements in Criminal cases decided by the High Court along with his opinion to Home Department for taking final decision as to whether any further action is to be taken or not.
- iv) The Director, Prosecution and Litigation, Punjab will send his opinion in all Criminal/Civil cases, decided by the Subordinate Courts, to Advocate General, Punjab, who will inturn send his recommendations along with reasonable Grounds to Home Department for taking final decision as to whether the appeal is to be filed/or not in Criminal cases and to the concerned Administrative Department in Civil Cases.

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2. Necessary amendment in the Law Department Manual will be carried out in due course.

Yours faithfully,

(D.S.LAUNGIA)

Deputy Secretary, Home

Copies are forwarded to the Chief Secretary, all the Financial Commissioners, Principal Secretaries and Administrative Secretaries to Government Punjab for information and necessary action.

DEPUTY SECRETARY HOME

To

1. The Chief Secretary to Government Punjab.
2. All the Financial Commissioners to Govt. Punjab.
3. All the Principal Secretaries to Govt. Punjab.
4. All the Administrative Secretaries to Govt. Punjab.

I.D.No.1/54/2000-4JUDL(I)/584  
No.1/54/2000-4JUDL(I)/ 585

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A copy is forwarded to the following for information and necessary action:-

1. The Advocate General, Punjab, Chandigarh.
2. The Legal Remembrancer and Secretary to Government Punjab, Department of Legal and Legislative, Chandigarh.
3. The Director, Prosecution and Litigation, Punjab, Chandigarh.

DEPUTY SECRETARY HOME

To

The Department of Home Affairs & Justice  
(Judicial II Branch)

I.D.NO.1/54/2000-4JUDL(I)

Dated, Chandigarh the 20th March, 2001