

उच्च न्यायालय के आदेश और अधिसूचनाएं

HIGH COURT OF CHHATTISGARH, BILASPUR

Bilaspur, the 6th April 2011

ALLOTMENT RULES, 2011

No. 2006/R.G./2011.—In exercise of the powers conferred by Article 225 of the Constitution of India, the High Court of Chhattisgarh, in relation to allotment & for other matters connected and incidental thereto in respect of Advocate's chambers, hereby makes the following rules, namely;—

1. These Rules shall be called "The Chhattisgarh High Court Lawyers Chambers (Allotment & Occupancy) Rules, 2011".
2. Allotment of Chambers shall be made by Hon'ble the Chief Justice of the High Court of Chhattisgarh on the receipt of an application in the prescribed format (annexed as schedule 'A') and on the recommendation of a committee of Judges of the High Court of Chhattisgarh, hereinafter called 'The Allotment Committee'.
3. Only advocates practicing in the High Court of Chhattisgarh and who are the members of the Chhattisgarh High Court Bar Association and are also ordinarily residing in the State of Chhattisgarh, shall be considered eligible for allotment of Chambers as per criteria laid down by Hon'ble the Chief Justice on the recommendation of the Allotment Committee from time to time, subject to conditions contained in Rule 5.
4. Hon'ble the Chief Justice in consultation with the Allotment Committee, may allot a Chamber to an Advocate who is physically handicapped or is otherwise deserving.
5. (a) Notwithstanding anything contained in Rule 4, out of the eligible advocates, father/mother and son(s)/daughter(s) or spouse would be eligible for allotment of only one Chamber.

- (b) Where more than one eligible Advocate have formed a partnership firm or an association of Advocates, they may be allotted, only one Chamber as Joint Allottee.

Provided that Hon'ble the Chief Justice on the recommendation of the Allotment Committee, may in appropriate cases, release the bar contained in Clauses (a) and (b) above, in case of otherwise eligible Advocates.

6. Two or more eligible Advocates may jointly apply for the allotment of a single Chamber and on each allotment being made, the said allottee(s) shall be jointly and severally liable for the due performance of all the terms and conditions of these Rules.

Provided, however, that if the allotment in respect of any one of the joint allottees is to be cancelled or terminate under these rules, the continuing joint allottees may have a preferential right, having regard to his/their standing at the Bar and his/their need for a Chamber, for continuing as an allottee/joint allottee.

Provided further that the said continuing allottee(s) shall remain in occupation and shall not be liable for eviction till fresh allotment of the Chamber under his/their occupancy is made.

7. Where a Chamber has been exclusively allotted to an individual advocate, he/she may, subsequent to such allotment, apply for the re-allotment of the said Chamber to him/her jointly with another eligible advocate(s), Hon'ble the Chief Justice of the High Court of Chhattisgarh may, on the recommendation of the Allotment Committee, order the same to such other Advocate or Advocates, who are otherwise found eligible for allotment, if the request is *bona fide*.

8. The allotment of accommodation in Lawyer's Chamber Block to counsel representing various agencies of Central Government, State Government, Statutory bodies and other agencies, if not allotted elsewhere, may be considered and made by Hon'ble the Chief Justice of the High Court of Chhattisgarh on the recommendation of the Allotment Committee, on such terms and conditions as may be prescribed.
9. The licence fee and other charges shall be payable also for the period during which the Court remains closed.
10. The licence fee and charges shall be payable, initially at the rate of 2,000/- (Rupees Two Thousand only) per month per chamber. In case, however, one chamber is allotted to two or more advocates jointly, the said charges shall be shared by all the allottees in equal sum. The aforesaid charges may vary from time to time, as determined by the High Court.
11. The allottee shall deposit 12 months license fee and other utility charges in advance for the due fulfillment and performance by him of the terms and conditions herein contained. In the event of the allottees committing any breach of the terms and conditions herein contained and of his part to be observed and performed, Hon'ble the Chief Justice may, without prejudice to other rights and remedies, direct to forfeit the same or any part thereof and on such an event, he shall pay such additional sum immediately as may be called upon by Hon'ble the Chief Justice to pay so that 12 months license fee and utility charges shall at all times be maintained during the continuance of the allotment. On the expiration or earlier determination of the licence, the said amount shall be settled and then, the said amount or part thereof, shall be refunded to the allottee, without interest.
12. The allottee shall have no right to claim suspension of licence fee and utilities charges in whole or in part for any reason whatsoever.
13. The allottee shall use the Chamber only as a Lawyers' Office and for no other purpose whatsoever.
14. The Licence Fee and all other charges for each month shall be payable in advance by the Seventh Day of the instant month in Cash or by a cross cheque drawn on a local bank.
15. The allottee shall not part with, in any manner, the user and consequent occupation or possession of the premises to any other person or grant any special user or licence etc. to any person or to transfer or assign the whole or any part of Chamber in favour of any other person. It is expressly intended and meant that the permission given hereunder shall in no event be assignable, or transferable in any form, device, method or arrangement.
16. The allottee shall not make any structural additions or alterations in the Chamber without the consent in writing of Hon'ble the Chief Justice of the High Court of Chhattisgarh or his nominee.
17. The allottee shall, during the currency of the allotment, be responsible for the proper up-keep and maintenance of the Chamber in accordance with the Municipal and Sanitary regulations, which may be applicable and such directions as may be issued by Hon'ble the Chief Justice or his nominee, time to time.
18. The allottee shall, during the currency of the allotment, be responsible for any damage caused to the Chamber or to the service provided therein beyond fair wear and tear and Act of God.
19. No such allottee may use his Chamber before 7.30 a.m. and/or after 6.30 p.m. on any day. The timing may be changed by Hon'ble the Chief Justice on the recommendation of the Allotment Committee.
20. The allottee shall indemnify Hon'ble the Chief Justice/the High Court of Chhattisgarh against any loss or claim preferred against him/it by third parties as a result of acts/omissions by the allottee or his agents.
21. The allottee shall not cause or permit to be caused any damage to the Chamber or to the main Building or any part thereof.
22. The allottee shall not conduct himself in a manner which causes nuisance and annoyance to any adjoining neighbouring allottee, or otherwise.

“बिजनेस पोस्ट के अन्तर्गत डाक
शुल्क के भुगतान (बिना डाक
टिकट) के प्रेषण हेतु अनुमत. क्रमांक
जी. 2-22-छत्तीसगढ़ गजट/38 सि. से.
भिलाई, दिनांक 30-5-2001.”



पंजीयन क्रमांक
“छत्तीसगढ़/दुर्ग/09/2010-2012.”

छत्तीसगढ़ राजपत्र

(असाधारण)

प्राधिकार से प्रकाशित

क्रमांक 186]

रायपुर, शुक्रवार, दिनांक 27 मई 2011—ज्येष्ठ 6, शक 1933

HIGH COURT OF CHHATTISGARH, BILASPUR

No. 2880/R.G./2011

Bilaspur, the 13th May 2011

SCHEDULE-A

[As per Rule-2 of the Chhattisgarh High Court Lawyers Chambers (Allotment & Occupancy) Rules, 2011.]

APPLICATION FOR ALLOTMENT OF ADVOCATE'S CHAMBER

1. Name of Advocate :
2. Father's/Husband's name :
3. Address :- (a) Present Address :
.....
(b) Permanent Address :
.....
(c) Contact Number :
4. Whether the applicant (s) is/are ordinarily resident of Chhattisgarh State (if yes, please enclose appropriate certificate issued by competent authority) :

5. Enrolment number and date as an advocate in State Bar Council :
6. Membership No. & Date of Registration in High Court Bar Association, Bilaspur (Please enclose the documentary proof) :
7. Name of the father/mother/son (s)/daughter (s) : (i)
or spouse, who is/are practicing in this High Court as an advocate (s) with enrolment number (if any) and have also applied for allotment of chamber. (ii)
(iii)
8. In case of Association/Law Firms
(a) Name of association/law firms :
(b) Name of associates/partners in association/law firms : (i)
(ii)
(iii)
(iv)
(c) Address of association/law firms :
9. Whether the applicant is/are standing counsel of any institution, if yes, give details. :
.....
10. Total numbers of cases, in which appeared in this High Court on behalf of parties. : a) For Petitioner/Applicant/Appellant
b) For Respondents/Non-Applciant

DECLARATION

I, hereby declare that all the information stated above are true, complete and correct as per my knowledge and belief. If any information is found false, incorrect or misleading, I shall have no claim for allotment of chamber.

Place :—

APPLICANT

Date :—

Sd/-

(Arvind Shrivastava)
Registrar General.