

# HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

## NOTIFICATION

No. 75 /Exc. Cell/V.Z.27 dated 30.04.2010

In exercise of the powers conferred by Article 229 read with Article 231 of the Constitution of India, Hon'ble the Chief Justice has been pleased to frame the following scheme:-

1. **Short Title:-** This scheme may be called Scheme regarding appointment of Law Researchers in the Punjab and Haryana High Court.

### 2. **Eligibility and Engagement**

- (i) A Law Researcher should at least be a Graduate in Law. He should be from a panel of National Law Schools, Colleges or Universities, duly approved by a Committee of Hon'ble Judges, to be periodically updated, nominated by Hon'ble the Chief Justice.
- (ii) For the consideration of the Committee of Hon'ble Judges, every year in the month of December/January, the Institutes on the panel shall be required to forward the applications/bio-data of their final year students pursuing 5 year degree in Law as also those of the students pursuing LL.M Course, interested for empanelment to work as Law Researchers in the High Court.
- (iii) The Registrar (General) shall issue engagement letters in the form prescribed in Appendix 'A' on the recommendation of such committee.
- (iv) Before joining as a Law Researcher, the selected candidate shall be required to sign the memorandum, attached as Appendix 'B'.

### 3. **Period**

- (i) A Law Researcher shall be engaged initially for a period of six months, which can be extended for a maximum period of two years.
- (ii) The candidates shall join within one month of the declaration of result of the qualifying examination i.e. LL.B. or within one month of the offer of appointment, as the case may be. The candidates shall remain attached to the Hon'ble Judges for a maximum period of two years or till the retirement/cessation of office of the Hon'ble Judge, whichever is earlier. However, in case of retirement of the Hon'ble Judge, the empanelled Law Researcher may be attached to another Hon'ble Judge.

### 4. **Remuneration**

- (i) A Law Researcher shall be paid a fixed monthly honorarium of Rs.20,000/-. He /she shall not be entitled any other allowance or perks.

### 5. **Restriction on practice**

- i. The Law Researcher shall not appear in the High Court for a period of one year after completion of the period of engagement.
- (ii) The Law Researcher will not appear before the Hon'ble Judge, with whom he/she has been attached after the conclusion of the assignment for a period of two years.

- (iii) The Law Researcher will not appear in a case handled by the Hon'ble Judge during the period of his/her engagement regardless of the fact, whether such Law Researcher has worked on that case or not during the period he/she worked as a Law Researcher with the Hon'ble Judge.

**6. Access available to a Law Researcher.**

- (i) Free access to the Courtroom. If necessary, the chamber of the Hon'ble Judge, Library, camp office of the Hon'ble Judge.
- (ii) All materials, including the computers and the internet.

**7. Number of Law Researchers**

- (i) Every Hon'ble Judge shall be entitled to one Law Researcher at a given time.

ii)

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**APPENDIX 'A'**

**MEMORANDUM**

Mr./Miss \_\_\_\_\_

\_\_\_\_\_

Sub:

With reference to your curriculum vitae forwarded by .....(name of Institute) for being considered, you are informed that you have been selected for the assignment as Law Researcher with Hon'ble Mr. Justice ..... with effect from ..... on a fixed honorarium of Rs. 20,000/- per month initially for a period of six months extendable up to two years.

It is made clear that the above short term assignment shall not confer any right to claim any appointment in the High Court. The assignment shall be subject to your furnishing an undertaking as per the format attached and the conditions mentioned therein shall regulate the assignment.

You may send your acceptance along with the proof of passing the final year LL.B. Examination and report to the undersigned on ..... for taking up the assignment.

Registrar General

**APPENDIX 'B'**

**UNDERTAKING**

I, ..... do hereby undertake and accept the following terms and conditions of my assignment as Law Researcher:

- a) I have been engaged purely on contractual basis and I shall not make any claim from the Punjab and Haryana High Court on that account. This assignment shall not confer any right or duties, as an employee of the Punjab and Haryana High Court in any manner.
- b) My assignment can be determined without any notice by the High Court.
- c) I shall not give up my assignment as Law Researcher before the expiry of a period of six months. If I give up the assignment before the said period, I shall not be entitled to any experience certificate.
- d) I shall render service at the Court/Chambers/Residential Office of Hon'ble the Chief Justice/Hon'ble Judges as per the convenience of His Lordship.
- e) I shall be granted such leave of absence as may be approved by the Hon'ble Judge to whom I am attached, subject to a maximum of fraction of 8 days per year, vis-a-vis my period of assignment.
- f) I shall not absent myself from duty without prior permission of the Hon'ble Judge. In case of absence due to sudden illness or some other unforeseen circumstance beyond control, I shall give intimation thereof at the Residential Office of the Hon'ble Judge without delay.
- g) I understand that no honorarium will be paid for any unauthorized absence from duty as also for the days exceeding permissible leave period.
- h) I shall maintain a high standard of reputation and integrity commensurate with the responsibilities entrusted to me. I shall maintain the utmost confidentiality in respect of matters which come to my notice by virtue of the assignment or otherwise and shall ensure that no information, document or any other thing is leaked out because of mishandling of papers or my deliberations with others, or in any manner.
- i) I shall maintain complete secrecy regarding the work assigned to me by the Hon'ble Judge, even after the completion of the assignment.
- j) I understand that I shall be governed by the provisions of the Indian Penal Code and the Indian Official Secrets Act, 1923 or any other law.
- k) I shall not practice as an Advocate in any Court of Law during the course of assignment as Law Researcher.
- l) I shall also not appear before the Hon'ble Judge (s) with whom I have been attached as Law Researcher, for a period of two years, after the conclusion of the assignment. I shall also not appear in a case handled by the Hon'ble Judge during the period of engagement regardless of the fact, whether I have worked on that case or not during the period of my assignment.

Signature\_\_\_\_\_

Name\_\_\_\_\_

BY ORDER OF HON'BLE THE CHIEF JUSTICE

Sd/-

(HARNAM SINGH)

REGISTRAR (ADMINISTRATION)

# HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

## NOTIFICATION

No. 142 /Exc. Cell/V.Z.27 dated 20/08/2010

In exercise of the powers conferred by Article 229 read with Article 231 of the Constitution of India, Hon'ble the Chief Justice has been pleased to amend clause (ii) of Sr. No 2 of the Scheme regarding Appointment of Law Researchers in the Punjab & Haryana High Court. The amended clause (ii) of Sr. No. 2 of the Scheme shall read as under :-

### **2. Eligibility and Engagement**

- (ii) For the consideration of the Committee of Hon'ble Judges, every year in the month of December/January, the Institutes on the panel shall be required to forward the applications/bio-data of their final year students pursuing 3/5 year degree in Law as also those of the students pursuing LL.M Course, interested for empanelment to work as Law Researchers in the High Court.

BY ORDER OF HON'BLE THE CHIEF JUSTICE

Sd/-

(HARNAM SINGH)

REGISTRAR(ADMINISTRATION)