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No. 11017/2/99-JUS(M)
Government of India
Ministry of Law, Justice & Company Affairs
Department of Justice

Jaisalmer House, New Delhi.
Dated the 26th May, 1999.

To
The Chief Secretary,
Govt. of..... *All the States/UTs*

Subject: Guidelines regarding implementation of the Centrally sponsored Scheme relating to development of infrastructural facilities for the judiciary

Sir,

I am directed to say that the Centrally Sponsored Scheme for the development of infrastructural facilities for the judiciary is being implemented by the Central Government since 1993-94. The Scheme includes construction of court building and residential quarters for Judges/Judicial officers covering High Courts and courts subordinate to it. The Scheme which was approved by the Planning Commission provides for allocation of Central share to the States on the basis of the criterion approved by the Planning Commission in this regard. The State Governments are required to contribute a matching share equivalent to the Central share. However, they are free to spend additional amount. The Central share, however, is restricted to the amount allocated by the Planning Commission. This Centrally Sponsored Scheme is not a reimbursement scheme.

2. However, this Scheme does not include construction of residential quarters for the staff of the Courts. Repair and Maintenance cost of the Court buildings/residential quarters is to be met by the State Governments from its own resources.

3. Efforts may be made to ~~to ensure that the State Governments are provided with the necessary funds for the construction of Court buildings and residential quarters for Judges/Judicial officers.~~ *State Governments have been provided with the necessary funds for the construction of Court buildings and residential quarters for Judges/Judicial officers respectively. All the States/UTs have been provided with the necessary funds for the construction of Court buildings and residential quarters for Judges/Judicial officers respectively.*

4. The State Governments have undertaken a number of projects under the Centrally Sponsored Scheme in comparison to the funds available under the Scheme. The State Governments are advised to allocate the money/funds available to them under the Centrally Sponsored Scheme to the existing ongoing projects so that they are completed speedily and there is no cost escalation due to delay in completion of these buildings. It is suggested that limited projects may please be taken up so that they are completed in the scheduled time frame without any cost escalation.

5. The State Governments are also advised that the projects like construction of High Court buildings or a Court complex in a newly created District involving huge estimates may be kept out of the purview of the Centrally Sponsored Scheme. The matter may please be taken up with the Planning Commission directly for allotment of funds for these projects.

6. Department of Justice, which is the nodal Department for processing of proposals received from the State Governments/UT Administrations under the Scheme, has set up a Sanctioning Committee consisting of the following:

1. Additional Secretary - Chairman
2. Joint Secretary (J-II) - Member
3. Director/Dy. Financial Adviser - Member
4. DDG (OPWD) - Member
5. Director (HC&J) - Member-Secretary

7. As desired by the Planning Commission, the State Governments were also requested to set up a Monitoring Committee under the Chairmanship of the Chief Secretary or the Planning Secretary of the State Government. The Committee may be constituted as follows:

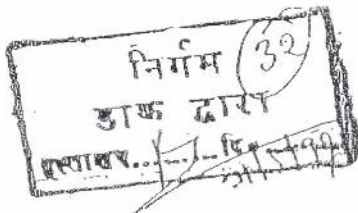
1. Chief Secretary/Planning Secretary- Chairman
2. Registrar High Court - Member
3. Law Secretary - Member
4. Chief Engineer (State PWD) - Member

The U.T. Administration may similarly constitute apex level monitoring committee for the scheme.

7. In case the committee has not been set up in any State, the same may be set up urgently. It is also advisable to set up District Level Monitoring Committee consisting of District Magistrate, District Judge or equivalent, Executive Engineer, PWD. The Committee may submit quarterly reports to the State Level Monitoring Committee.

8. As requested earlier, a quarterly monitoring report may kindly be sent to this Department regularly as per the format enclosed at Annexure I.

9. The amount of Central share under the scheme is released as Grants-in-aid. Hence the State Governments / UTs are requested to furnish the utilisation certificate along with details of expenditure in the prescribed format as in Annexure II regularly.



Yours faithfully,

o/c

M Agrawal

(Dr. P.K. Agrawal)
Joint Secretary
Tele.No. 3383037

Copy to : Registrar, High Court of

(18)

All High Courts

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