

No.LAW.4067/Lit.I/83

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Karnataka Government Secretariat,
Vidhana Soudha,
Bangalore, dated 22nd August 1983.

"C I R C U L A R"

Sub:-Supply of copies of plaints/appeal Memos/Misc., Petitions and other pleadings filed before the Civil Courts against the State.,

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A good number of suits appeals and other petitions are being filed in various civil courts in the State against the State of Karnataka or its officers. It is observed that the concerned departments in the Secretariat and Heads of Departments while referring the matter to the Law Department are supplying only one set of copies of the pleading in the cases while making a request to issue authorisation to the Government pleaders for defending the case. Some times, the files are referred to Law Department without any extra copy. In such cases, the Law Department is constrained to prepare copies of pleadings etc., This has caused hardship to the Law Department, particularly on account of inadequacy of staff. This also causes undue delay in the matter of issuing authorisation and in the matter of returning the departmental files. This can be avoided if the Heads of Departments or the concerned Departments in the Secretariat supply 3 copies of the pleadings in each case to the Law Department.

It is also noticed that at times, the Law Department receives requests from the concerned Departments in the Secretariat or from the Heads of Departments for issuing authorisation to the Government pleader for defending the case, after the date fixed for appearance of the parties in the case. This has resulted in the courts setting the state or the concerned officers ex-parte. It is, therefore, requested that the requests for issuing authorisation may be made to the Law Department without loss of time so that the Law Department will be in a position to issue authorisation well within the date fixed for appearance. If, however the concerned officers or the Departments are not in a position to communicate with the Law Department within the time fixed for appearance in the case, they are requested to approach the concerned Government pleader directly and made necessary arrangements within the hearing date for putting in appearance in the case. The matter may then be reported to the Law Department promptly.

All the Departments in the Secretariat and the Heads of Departments are, therefore, requested to issue necessary instructions to the concerned to take suitable action in the matter.

sd/-Secretary to Government
Dept of Law and Parly Affairs.

Hassan, dated 14-10-1983.

Copy of the same is transmitted to the Assistant Commissioners/
Special Land Acquisition Officers/Tahsildars in the District for
guidance.

Copy to Food Assistant/District Development Assistant/Excise Suptd.,
District Social Welfare Officer, Hassan.

[Signature]
Addl. District Magistrate, Hassan

[Signature]

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