

**OFFICE OF THE DISTRICT & SESSIONS JUDGE:::NALBARI**

**ORDER No. 139**

Dated Nalbari the 2<sup>nd</sup> day of May, 2021

In view of the Hon'ble High Court Notification No. 28, 30 and 35 dated 19<sup>th</sup> April, 20<sup>th</sup> April and 1<sup>st</sup> May, 2021 respectively and the guidelines of Ministry of Home Affairs vide order No. 40-3/2020-DM-I(A) dated 29<sup>th</sup> April, 2021, Govt of Assam vide office order No. ASDMA 28/2021/41 dated 30/04/2021 and in view of rapid surge of active covid-19 cases in the district of Nalbari and in continuation of the order No. 125, 126 dated 22<sup>nd</sup> April, 2021 and order No. 136 dated 30<sup>th</sup> April, 2021, the following arrangements are made with a view to curb the spread of the contagion and taking note of the safety well being of the judicial officers, advocate, litigants and staffs.

1. There shall be restricted court functioning with staggered roster to maintain social distancing.

<b>Court Name</b>	<b>Working day</b>	<b>Time of court sitting</b>
District & Sessions Judge	Monday, Wednesday and Friday.	10.30 am to 1.00 pm (1 <sup>st</sup> half)
Addl District & Sessions Judge	Tuesday, Thursday and Saturday	10.30 am to 1.00 pm (1 <sup>st</sup> half)

Munsiff No. 1	Tuesday, Thursday and Saturday	1.00 pm to 3.30 pm (2 <sup>nd</sup> half)
Munsiff No. 2	Monday, Wednesday and Friday	1.00 pm to 3.30 pm (2 <sup>nd</sup> half)

2. All the courts shall function through virtual mode (video conferencing). The court of the Civil Judge & Asstt Sessions Judge, Nalbari will be available for court proceeding to those advocates who do not have the adequate facility (Refer clause 6 of the order No. 125 dated 22-04-2021) to participate in the proceeding through remote video conferencing from their residence/ chambers.
3. The engaged counsel if want hearing from the court point will intimate through email of the respective court and Bench Asstt or staff on bench roster duty will arrange connection point with the Systems Officer/ Systems Asstt. (Refer Order No. 126 dated 22-04-2021).
4. The Case listed in the daily cause list of CIS will be adjourned and separate cause list will be prepared as per Hon'ble High court Notification No. 35 dated 01-05-2021 and uploaded in the official website considering the urgency of cases. The following category of cases will be taken up by the courts:

- (i) Bail matters.
- (ii) Remand matters.
- (iii) Recording of statements of accused persons under section 313 CrPC by invoking sub-section (5) of section 313 CrPC.
- (iv) Injunction matters.
- (v) Cases pending for final argument.
- (vi) Petitions seeking interim maintenance.
- (vii) Zimma petitions,
- (viii) Recording of statements under section 164 CrPC.
- (ix) Issuance of cheque to the claimant in MAC cases.
- (x) Rent deposit cases,
- (xi) Judgments, any other matter which is deemed to be of utmost important and urgency.

5. All counsel will dress properly during virtual court hearing. For the safety of all, learned counsel will submit written argument in pdf form in the email of respective court.

6. Entry of the counsel whose case will be fixed in special cause list will only allowed to enter to the point of video-conferencing only after covid-19 Rapid Antigen Test. Filing counsel will be allowed to enter only up to filing counter after covid-19 Rapid Antigen Test.

7. The following staffs are nominated as Nodal Persons

for filing of fresh matters involving extreme urgency in the court of District & Sessions Judge, Nalbari.

(a) Sri Bimalendru Basumatary, LDA.

**Mobile No: 7002069637**

(b) Sri Manash Pratim Baishya, LDA

**Mobile No: 7002256614**

For filing of fresh matters involving extreme urgency in the court of the Civil Judge & Asstt Sessions Judge, Nalbari and in the court of Munsiff, Nalbari, the following staff is nominated as nodal person.

(a) Sri Prabodh Choudhury, Sheristadar of Munsiff, Nalbari.

**Mobile No: 9401996584**

For filing of fresh matters involving extreme urgency in the court of the Munsiff, Tihu, the following staff is nominated as nodal person.

(a) Sri Abdus Samad, Sheristadar of Munsiff, Tihu.

**Mobile No: 9365710051**

Nodal persons may be contacted during office hours i.e. from 10.00 am to 4.00 pm on working day.

Roster duty of staffs will be same as per order No. 125 dated 22/04/2021 only with modification of Head Assistant and Sheristadar now attend office on alternate days.

Bar/ canteen shall be closed to avoid mass gathering as per Hon'ble High Court Notification No. 35 dated 01-05-2021.

**Learned Civil Judge & Asstt Sessions Judge, Nalbari will sit in court when her covid-19 test**

**report came negative.**

This order shall come into force w.e.f. 03.05.2021 to 16.05.2021.

Inform accordingly.

District & Sessions Judge  
Nalbari

No. DJNB/ 2656-2665

Date: 02.05.2021

Copy to:

1. The Registrar General, Hon'ble Gauhati High Court, Guwahati.
2. The Addl District & Sessions Judge, Nalbari.
3. The Civil Judge & Asstt Sessions Judge, Nalbari.
4. The Munsiff No. 1, Nalbari.
5. The Munsiff No. 2, Nalbari.
6. The President/ Secretary, District Bar Association, Nalbari. They are requested to circulate amongst the learned members of the Bar.
7. The in-charge, Chief Administrative Officer, office of the undersigned.
8. The Systems Officer, office of the undersigned, to upload in the official website.
9. The Bench Asstt. of the District & Sessions Judge, Nalbari.
10. Office file.

District & Sessions Judge  
Nalbari