



KERALA STATE LEGAL SERVICES AUTHORITY

Niyama Sahaya Bhavan, High Court Compound, Ernakulam, Kochi - 682 031
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Circular No.2/2018 dated 11.12.2018

Sub: Strict compliance of provisions of Legal Services Authorities Act, 1987 and Regulation 17 of NALSA (Lok Adalats) Regulations, 2009 in Lok Adalats- reg.

Ref: Order dated 29.11.18 and 11.12.18 of the Hon'ble Executive Chairman.

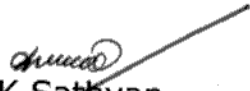
There are complaints about the irregular procedure being followed by Legal Services Institutions while organising Lok Adalats. A few irregularities are;

1. There is no uniformity in numbering the pre-litigation petitions and other cases received on reference to Lok Adalat.
2. The terms and conditions of settlement are not signed by all the parties and countersigned by the presiding judge and other person members, resulting in passing of unenforceable awards
3. The usage of the terms like "Adalat Judge", "Order" etc in proceedings.
4. There is no uniformity in the format of the award.
5. Tendency of Legal Services Institutions to issue directions in the nature of orders issued in Judicial proceedings.

Therefore, the following directions are issued to all the Legal Services Institutions in the State:

- a) All the pre-litigation petitions received in the Lok Adalat shall be numbered as PLP (Pre-litigation petition) chronologically.
- b) It shall be ensured that the terms and conditions of compromise are signed by all the parties to the proceedings and countersigned by the presiding judge and other person members.
- c) The terms like "Adalat Judge", "Order" etc shall not be used in the Lok Adalat proceedings. Whenever proceedings of Lok Adalat is issued, it shall be certified by the Chairman TLSC, Secretary DLSA, Secretary High Court Legal Services Committee, as the case may be.
- d) The Award of the Lok Adalat shall be in the format which is provided in the NALSA (Lok Adalat) Regulations, 2009 as amended in 2018. A copy of the format is annexed to this Circular.
- e) All the Legal Services Institutions shall strictly adhere to the procedure mentioned in section 19, 20 and 21 of the Legal Services Authorities Act, 1987, the KeLSA Regulations, 1998 and NALSA (Lok Adalat) Regulations, 2009 while organising Lok Adalat.

All the Legal Services Institutions shall bring this Circular to the notice of all concerned and ensure strict compliance.


K.Sathyan
Member Secretary
(District Judge)

APPENDIX-I
BEFORE THE LOK ADALAT
HELD AT _____

[Organized by _____ Authority/ _____ Committee under Section 19 of Legal Services Authorities Act, 1987 (Central Act)]

Petitioner/Plaintiff/Complainant _____

Defendant/Respondent _____

No. of proceedings of the _____ Court/Authority/Committee

Present:-

Name of Judicial Officer/

Retired Judicial Officer _____

Name of Members: (1)

(2)

AWARD

The dispute between the parties having been referred for determination to the Lok Adalat and the parties having compromised/settled the case/matter, the following award is passed in terms of the settlement:

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.....

The parties are informed that the court-fee, if any, paid by any of them shall be refunded.

Petitioner/Plaintiff/Complainant

Defendant/Respondent

Judicial Officer

Member

Member

Date:

(Seal of the Authority/Committee)