

HIGH COURT OF DELHI : NEW DELHI

PRACTICE DIRECTION

(Regarding Notice of Motion)

No.1 of 2002 Dated 01.10.2002

1. In accordance with Rule 1-A in Part-II (Civil), Chapter 4-F(b), High Court Rules and Orders, Volume -V, an advance copy of a writ petition proposed to be filed is required to be served on the Nominated Counsel for certain designated authorities. (Notification No.495/Rules/DHC dated 17.11.1995).
2. In addition thereto, a Notice of Motion in the Form Annexure “A” shall be served on the Nominated Counsel stating the proposed date of first hearing of the writ petition. (As per amendment made in the aforesaid Rule 1-A vide Notification No. 119/Rules/DCH dated 01.10.2002).
3. If for any reason the writ petition is not listed for hearing on the specified date or within 3 days of the specified date, a fresh Notice of Motion in the Form Annexure “B” must be served on the Nominated Counsel stating the proposed new date of hearing.
4. Service of Notice of Motion and advance copy :
 - a. Service by UPC will not be accepted by the Registry as adequate proof of service.
 - b. Service on the opposite counsel/party by Registered post A/D, speed post or courier service will be accepted by the Registry as adequate proof of service, effective three clear days after the last date of despatch.

Consequently, if the last date of despatch is, say, the 5th of July, then the writ petition will be listed on or after the 9th of July.
5. An urgent case filed for listing the next day will be accepted only if the Notice of Motion and the advance copy are personally served on the opposite counsel/party.
6. Ordinary listing will be a minimum of 7 clear days after removal of objections, if any. Consequently, if a writ petition is filed on, say, the 5th of July for ordinary listing, then it will be listed on or after the 13th of July.
7. Service of Notice of Motion and advance copy in compliance with these Practice Directions will be deemed to be adequate service for all purposes and no further notice shall be given to the opposite counsel.
8. When a Notice of Motion and advance copy are personally served on a Nominated Counsel, the office of such a Nominated Counsel will clearly acknowledge receipt by giving the date of receipt and a diarised receipt number.

The office of the Nominated Counsel is expected to maintain a register/diary for this purpose.

9. The contents of these Practice Directions will apply, mutatis mutandis to the Original Jurisdiction and the Appellate Jurisdiction of this Court and for all miscellaneous applications in pending or decided cases in relation to Nominated Counsel of designated authorities. (Notices dated 18.7.1994 and 10.1.1995).

The above Practice Directions will come into effect w.e.f. 1st October, 2002.

By Order
Sd/-
(Bharat Bhushan)
Registrar General

IN THE HIGH COURT OF DELHI : NEW DELHI

_____ NO. _____ OF _____

In the matter of:

A.B.C. Plaintiff/Petitioner/Appellant(s)

versus

D.E.F. Defendant/Respondent(s)

NOTICE OF MOTION

Vide Notice of Motion dated _____ 2002 in the aforesaid matter,
you were intimated that the aforesaid matter would be listed on _____2002.

NOW TAKE NOTICE that the matter will be listed on _____2002 at
10.30 O'Clock in the forenoon, or so soon thereafter as may be convenient to the
Court.

New Delhi
Dated:

(Name, Advocate)
Address
Computer Code No.

To

1. (Name)
Advocate for _____
2. (Name)
Advocate for -----
3. (Name)
Advocate for -----