

NOTIFICATION BY THE HIGH COURT OF JUDICATURE AT BOMBAY

NOTICE

Notice is hereby given that the Hon'ble High Court is contemplating to amend **The Bombay High Court (Appellate Side) Rules, 1960** as detailed herein below. Any person interested in lodging any suggestion may do so only by an e-mail addressed to the Registrar (Judicial-I) at rule-section@bhc.gov.in **on or before 17.12.2025**. Suggestion(s) received till said date shall be taken into consideration by the Hon'ble High Court, thereafter in due course. The proposed amendment rules are as follows:-

DRAFT

The Bombay High Court (Appellate Side) (Amendment) Rules, 2025

In exercise of the powers conferred by the proviso to section 2 of the Maharashtra High Court (Hearing of Writ Petitions by Division Bench and Abolition of Letters Patent Appeals) Act, 1986 and proviso to section 2 of the Goa High Court (Hearing of Writ Petitions by Division Bench and Abolition of Letters Patent Appeals), Act, 2013 read with Article 225 of the Constitution of India and all other enabling powers, the High Court of Bombay, with the previous publication of the draft rules, is hereby pleased to make following rules to amend the Bombay High Court Appellate Side Rules, 1960, namely-

1. Short title, application and commencement.- (1) These rules may be called **the Bombay High Court (Appellate Side) (Amendment) Rules, 2025**.

(2) These rules shall come into force on such date as the Chief Justice, by notification, appoint and different dates may be appointed for different provisions of these rules and any reference in any such provision to the commencement of these rules shall be construed as a reference to the commencement of that provision.

(3) These rules shall apply to the proceedings which are pending on the date of commencement of these rules or filed on or after the said date.

2. Definitions.- Unless the context requires otherwise,

(a) “Goa Amendments” means the amendments to the principal rules vide notification No.P. 1602/2014 dated 29.09.2014 and published in the Official Gazette dated 09.10.2014 of Goa.

(b) “Official Gazette” means the Gazette of the Government of Maharashtra or the Government of Goa, as the case may be.

(c) “principal rules” means the Bombay High Court (Appellate Side) Rules, 1960;

3. Delete sub-clause (ii) of clause (h) of rule 2 (II) of Chapter-I of the principal rules.

4. Delete sub-clause (ii) of clause (h) of rule 2 (II) of Chapter-I of the Goa Amendments.

5. Insert the following as clause **(j)** after the existing clause (i) of rule 2 (II) of Chapter-I of the principal rules:

“(j) All applications for quashing a First Information Report (FIR), Crime Report (CR), Charge-sheet or order directing investigation under sub-section (3) of section 156 of the Criminal Procedure Code or sub-section (3) of section 175 of the Bharatiya Nagrik Suraksha Sanhita, irrespective of whether such applications have been filed under Article 226 of the Constitution of India simpliciter or read with Article 227 of the Constitution of India, or under section 482 of the Code/section 528 of the Sanhita simpliciter or read with Article 226 and/or Article 227 of the Constitution of India, as the case may be.”.

6. Insert the following as clause **(j)** after the existing clause (i) of Rule 2(II) of Chapter I of the Goa Amendments:

“(j) All applications for quashing a First Information Report (FIR), Crime Report (CR), Charge-sheet or order directing investigation under sub-section (3) of section 156 of the Criminal Procedure Code or sub-section (3) of section 175 of the Bharatiya Nagrik Suraksha Sanhita, irrespective of whether such applications have been filed under Article 226 of the Constitution of India simpliciter or read with Article 227 of the Constitution of India, or under section 482 of the Code/section 528 of the Sanhita simpliciter or read with Article 226 and/or Article 227 of the Constitution of India, as the case may be.”.

7. In clause (4) of rule 18 of Chapter-XVII of the principal rules, substitute the word “**except**” with the word “**including**”.

8. In clause (4) of rule 18 of Chapter-XVII of the Goa Amendments, substitute the word “**except**” with the word “**including**”.

Mumbai.

Date: 3rd December, 2025

P. P. Jadhav

Registrar (Judicial-I)

Appellate Side, Bombay High Court.