



महाराष्ट्र शासन राजपत्र

भाग चार-क

वर्ष ४, अंक ३०]

गुरुवार ते बुधवार, ऑक्टोबर ११-१७, २०१८/आश्विन १९-२५, शके १९४०

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प्राधिकृत प्रकाशन

महाराष्ट्र शासनाव्यतिरिक्त इतर वैधानिक प्राधिका-यांनी तयार केलेले (भाग एक, एक-अ व एक-ल यांमध्ये प्रसिद्ध केलेले वैधानिक नियम व आदेश यांमधील इतर) वैधानिक नियम व आदेश ; यात भारत सरकार, उच्च न्यायालय, पोलीस आयुक्त, आयुक्त (राज्य उत्पादन शुल्क), जिल्हा दंडाधिकारी व निवडणूक आयोग, निवडणूक न्यायाधिकरण, निवडणूक निर्णय अधिकारी व निवडणूक आयोगाखालील इतर प्राधिकारी यांनी तयार केलेले वैधानिक नियम व आदेश यांचा समावेश होतो.

THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

NOTIFICATION

No. B. 1509/2000 (I).— In exercise of the powers conferred by Article 229 and 235 of the Constitution of India, the Honourable the Chief Justice of the High Court of Judicature at Bombay with previous approval of Governor of Maharashtra is hereby pleased to direct that the following Rules shall be made as “Bombay High Court System Officer on Contract Basis (Conditions of Service) Rules, 2016.”

Whereas, the Department of Justice has identified a number of initiatives for improvement of Justice Delivery, one of them being Technical Manpower Support for ICT enabled Courts to create a sustainable Mechanism for continuous smooth operation of ICT System in the Courts ;

And whereas, the 14th Finance Commission, after careful consideration, has agreed to support the proposals made by the Department of Justice by approving the grant of Rupees Five Hundred Crores ;

And whereas, the share of the State of Maharashtra in the allocation of the grant has been ear-marked as Rs. 60.12 Crores for five years 2015-2020, the Bombay High Court is pleased to frame following Rules :—

1. *Short title and Commencement.*—(1) These Rules may be called the “Bombay High Court System Officer on Contract Basis (Conditions of Service) Rules, 2016”.

(2) These Rules shall come into force on the date of its publication in the *Official Gazette*.

2. *Definitions.*— In these Rules, unless the context otherwise requires,—

(a) “*System Officer*” means a person appointed under Rule 3 and includes Senior System Officer (High Court) and Senior System Officers.

(b) “*Government*” means Government of Maharashtra.

(c) “*Governor*” means the Governor of Maharashtra.

(d) “*High Court*” means the High Court of Judicature at Bombay.

(e) “Principal District Judge” means the Principal Judicial Officer posted as head of the Judicial district and includes Principal Judge, City Civil and Sessions Court, Mumbai ; Chief Judge, Small Causes Court, Mumbai ; Chief Metropolitan Magistrate, Mumbai ; President, Industrial Court, Mumbai ; Chief Judge, Family Court, Mumbai ; President, Maharashtra State Co-operative Appellate Court, Mumbai.

(f) “Appointing Authority” means the Registrar General of the High Court.

(g) “Selection Committee” means the Committee constituted by the Chief Justice of the High Court to select System Officer.

3. *Appointment of System Officer.*—In the High Court, at its Principal Seat at Bombay there shall be one Senior System Officer and one System Officer and for each Bench there shall be one System Officer. For each Judicial District there shall be one Senior System Officer and System Officer for a place other than a Judicial District.

(1) The Senior System Officer appointed at the High Court shall be designated “Senior System Officer (High Court)”.

(2) The System Officer appointed at the Judicial Districts, specified in the Schedule ‘A’, shall be designated “Senior System Officer”.

(3) The System Officer appointed in the Districts other than those specified in Schedule ‘A’ shall be designated “System Officer”.

(4) The number of posts shall be as per Schedule ‘A’. The High Court may from time to time add or delete the entry in, Schedule ‘A’.

4. *Recruitment.*—(1) The Selection Committee after holding appropriate examination/Test followed by *viva-voce*, shall prepare in the order of merit, a list of candidates eligible for appointment, and shall recommend the names of selected candidates.

(2) Subject to the provisions of Rule 8, the Appointment Authority shall appoint the candidates recommended by the Selection Committee.

5. *Qualification.*—(I) *System Officer.*—(1) A person to be appointed as “System Officer”,—

(a) must hold a degree of B.E./B.Tech. in Computer Science/Engineering or Information Technology or Electronics Engineering or Equivalent qualification from recognized University with one year experience.

OR

(a) must hold a degree of B.E./B.Tech. in Computer Science/Engineering or Electronic Engineering or MCA or equivalent qualification from recognized University with one year experience.

AND

(b) must possess network certifications.

OR

Must possess additional certifications like MCSE (Microsoft Certified Systems Engineer)/RHCE (Red Hat Certified Engineer) or equivalent qualification and RHEL (Red Hat Enterprise Linux).

(2) Preference will be given to the candidates who have relevant working experience.

(II) *Senior System Officer and Senior System Officer (High Court).*—Same as System Officer with at least 5 years work experience in Government Organization or reputed Institution / Industry at the level of System Officer.

6. *Age.*—A person who is not more than 40 years of age, as on the date of publication of Advertisement shall be eligible for appointment as System Officer :

Provided that, the upper age limit in the case of the candidates belonging to SC/ST and communities recognized as backward by the Government for the purpose of recruitment shall be 45 years.

7. *Disqualification for appointment.*—No person shall be eligible for appointment as System Officer,—

(a) if he is not a citizen of India ;

(b) if he has been convicted of an offence involving moral turpitude or he is or has been permanently debarred or disqualified by the High Court or the Union Public Service Commission or any State Public Service Commission from appearing for examinations or selections conducted by it; or

(c) if he directly or indirectly influences the 'Selection Committee' by any means for his candidature; or

(d) if he is a man, has more than one wife living and if a woman has married a man already having another wife ; or

(e) if he has more than two children.

Explanation.— For the purpose of this clause, where a couple has only one child, any number of children born out of a single subsequent delivery shall be deemed to be one child.

8. *Condition relating to suitability, fitness and Character.*—No person selected by the Selection Committee shall be appointed,

(i) unless the Appointing Authority is satisfied that he is of good character and is in all respects suitable for appointment to the service ;

(ii) unless he is certified by the medical authority specified by the High Court that he is medically fit to discharge the duties of the post for which he is selected.

9. *Tenure.*—(i) All appointments to the post of System Officer shall be on contract basis;

(ii) The System Officer may be appointed for a period of one year and it may be extended upto 5 years.

10. (I) *Duty.*—The System Officer shall assist the Registrar General in the High Court and the Principal District Judge, in the District, in the ICT enablement of the Courts to enhance the efficiency of the Case Information System.

(II) *Without prejudice to the generality of the foregoing sub-rules.*—(1)The High Court and the Principal District Judge, with the prior approval of the High Court, may prescribe the duties of the System Officer, by general or special order, from time to time and likewise, may provide for the subordination of, and internal relativity amongst, the staff of the district court, *viz-a-viz*, System Officer.

(2) The High Court and the Principal District Judge may further specify, modify, add to or delete from, the duties of the System Officer from time to time.

(3) The System Officer will perform the following functions :—

(i) Daily uploading data to the national Judicial Data Grid.

(ii) Resolving day to day technology related issues.

(iii) Facilitate the Principal District Judge in monitoring and analysing of the data uploaded on the National Judicial Data Grid in order to generate Reports required to improve the Court/Cases Management.

(iv) Training of Officers and Staff.

(III) *Remuneration.*—Remuneration shall be as per orders issued by the State Government from time to time.

11. *Termination.*—(1) The Appointing Authority may terminate the services of System Officer at any time and without assigning any reason, with one month's notice or one month's pay in lieu thereof and upon such termination the System Officer shall immediately cease to hold such office.

(2) The System Officer may also seek termination of service with one month's notice or by depositing one month's pay in lieu thereof.

12. *Transfer.*—(1) The post of System Officer shall be transferable throughout the State of Maharashtra.

(2) The appointing authority shall have the prerogative to transfer a System Officer at any time.

13. *Training.*—Every person appointed as a System Officer shall, undergo such training as may be prescribed by the High Court from time to time.

14. *Leave.*—The System Officer shall work on all office working days and office hours and shall be entitled to eight days leave in one calender year.

15. *Residuary Provision.*—The condition of the service of the System Officer for which no express provision is made in these rules shall be determined by the Committee of Judges of Bombay High Court constituted by the Chief Justice of Bombay High Court, for such purpose when need arises.

High Court of Judicature at Bombay,
dated 25th September 2018.

SHRINIVAS B. AGRAWAL,
Registrar General.