

NOTICE

**APPLICATION FOR EMPANELMENT OF COMMISSIONERS
IN THE OFFICE OF THE REGISTRAR (O.S.)/
PROTHONOTARY AND SENIOR MASTER,
HIGH COURT, BOMBAY**

Applications are invited to form a Panel of Commissioners in the Office of the Prothonotary and Senior Master, High Court, Bombay, of Retired Judges and from the Members of the Bar, who are willing to be appointed on the Panel, in view of the amendment to Rule 174 of High Court Original Side Rules, 1980 (Reprint 1997). The amended Rule 174 interalia reads as under :

[Rule 174-A : On receipt of the examination in Chief, of the witnesses on affidavit with documents under Order 18, Rule 4 (Amendment Act, 2002 of the Code of Civil Procedure), the Court may appoint a Commissioner from the Panel of Advocates prepared by the High Court of Judicature at Bombay for recording cross- examination or re-examination of the witnesses, as the case may be.

Rule 174-B(i) : The Panel of the Commissioners shall be formed of Retired Judges and from the Members of the Bar, practising in the High Court at Bombay having minimum 3 years practice as an Advocate, having ability to record the evidence and willing to be appointed on the Panel.

(ii): The Panel of the Commissioners shall be prepared by the Prothonotary and Senior Master, in the month of April, after every 2 years or as per the directions of the Hon'ble the Chief Justice .

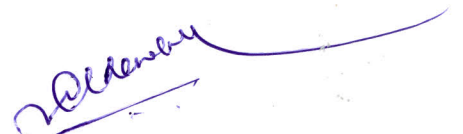
(iii): Where the Commissioner appointed under Rule 174-A dies or retires, leaving commission work incomplete, the Court may appoint another person from the Panel of Advocates, to carry out incomplete commission work.

- Rule 174-C : The Commissioner appointed under Rule 174-A would be entitled to remuneration at the rate of Rs.200/- per hour, subject to minimum of Rs.200/- a day or such other rate as the Hon'ble Court may direct.
- Rule 174-D : If the remuneration of the Commissioner is fixed on per hour basis, after evaluating probably hours to be consumed for recording evidence and the approximate remuneration of the Commissioner, the parties to the proceeding shall deposit, it in the Court. Both the parties shall deposit the amount of remuneration 50 per cent each within a week from the date of order.
- Rule 174-E : The Commission charges deposited by the parties as per the order of the Court under Rule 174-D shall be the costs in the cause.
- Rule 174-F : The Commissioner appointed as per Rule 174-A shall have power to administer Oath and all the other powers under Order XVIII of the Code of Civil Procedure.
- Rule 174-G : The Commissioner to fix date, time and place of the Commission work in consultation with parties to the proceedings or as per the order of the Court]

The Retired Judges and the Members of the Bar are hereby requested to furnish their application in prescribed format attached herewith, so as to reach this Registry not later than 5th February 2020.

Incomplete applications will not be considered.

By the Order of the Hon'ble the Chief Justice



21st January 2020.

Prothonotary and Senior Master
High Court, Original Side, Bombay.

ON THE LETTERHEAD OF RETIRED JUDGE /MEMBER OF BAR

Date :

To,
Prothonotary and Senior Master
High Court, Original Side,
Bombay.

Sub : Application for empanelment on Panel of Commissioners
as per amended Rule 174 of Bombay High Court (Original
Side) Rules, 1980

With reference to the notice inviting application on the above subject, I hereby apply for the same. I submit hereunder information for the same.

1. Full Name :
2. Address for Correspondence :
3. E-mail address and Mobile No. :
4. Date of Birth :
5. Educational/Professional Qualifications :
6. Name of State Bar Council :
7. Registration Number :
8. Date of Registration :
9. Total period of practice :
10. In case of Retired Judge :
 - (i) Details of Post/s held as Judicial Officer/Judge.
 - (ii) Total period of Judicial Service
 - (iii) Date of Retirement
11. Any other information Applicant wishes :
to state for empanelment.

I am willing to be appointed on the Panel of Commissioners. I hereby apply for empanelment on Panel of Commissioner.

(Name & Signature)

Encl. : True Copies of Documents in support of information stated above.