

2013
**High Court, Appellate Side
Calcutta**

No. 1521 -A

Dated, Calcutta, the 16th April, 2013

**From : Sri Debi Prosad Dey,
Registrar (Judicial Service),
High Court, Appellate Side,
Calcutta.**

**To : 1) All the District Judges of West Bengal.
2) Chief Judge, City Civil Court, Calcutta.**

**Sub: Direct filing of Matrimonial Suits and Motor Accident Claim
Cases in the Subordinate Judiciary of West Bengal.**

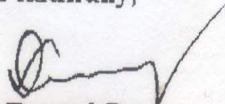
Sir,

In view of the creation of new Courts in the Cadre of District Judge (Entry Level) as Additional District & Sessions Judge either by abolishing the existing Fast Track Courts or by augmentation of the Courts strength in the Cadre, I am directed to re-circulate the direction of the Hon'ble Court as contained in the resolution of the meeting of the Administrative Committee of this Hon'ble Court dated 09.06.1999 & 11.05.2011 duly communicated under Court's letter No. 2393(6)-A dated 08.06.2011. The relevant text of the Resolution of Meeting of the Administrative Committee is reproduced hereinbelow towards necessary clarification and guidance of the matter for sorting out confusion and controversy that has reported by cropped up in some Judgeships regarding direct filing of Matrimonial Suits and Motor Accident Cases in the Courts of Additional District & Sessions Judge in the Sub-divisions under different Districts.

"..... Therefore, it is made clear that in all Districts of the State of West Bengal having Additional District & Sessions Judge in sub-divisions, filing of matrimonial suits and motor accident claims cases shall be allowed, for which the respective District Judges should make necessary provision. It is further made clear that the Resolution of the Administrative Committee June 9, 1999, does not prohibit filing of such applications and suits; on the other hand, it clearly records that Additional District & Sessions Judges located at the sub-divisional headquarters shall have the requisite power of accepting the filing of all appeals, applications etc., which includes matrimonial suits and motor accident claims cases. The only prohibition is in respect of applications and suits which are required to be filed before the District Judge under any statute, to mean, where the statute specifically provides that such applications/ suits will be decided by the District Judges as persona designata".

THIS is for your information and causing further necessary action at your end.

Yours faithfully,


**Debi Prosad Dey
Registrar (Judicial Service)**