



## NYAYA SADAN

Jharkhand State Legal Services Authority (JHALSA), Near A.G. Office, Doranda, Ranchi- 834002

Phone: 0651-2481520 (O), 2482392, Fax: 2482397, E-mail – jhalsaranchi@gmail.com

Ref No: JHALSA/ 1746

Dated : 25-08-18

### **Patron-in-Chief**

Hon'ble the Chief Justice  
Jharkhand High Court

### **SUPREME COURT ORDER-URGENT MATTER**

### **EXECUTIVE CHAIRMAN**

Hon'ble Mr. Justice D.N. Patel  
Acting Chief Justice  
Jharkhand High Court

To,

All the Principal District Judges-cum-Chairpersons  
District Legal Services Authorities  
including the Principal Judicial Commissioner-cum-Chairman  
District Legal Services Authority, Ranchi  
Jharkhand

### **MEMBER SECRETARY**

Arun Kumar Rai  
(Principal District Judge)

Ref: Order of the Hon'ble Supreme Court of India Writ Petition (s) (Civil)  
No. 580/2018

Sir,

Enclosing herewith the order of the Hon'ble Apex Court, undersigned may kindly apprise your goodself that State Legal Services Authority and the District Legal Services Authorities including Sub-Division Legal Services Committee have to educate people with regard to Plea Bargaining and in the process Judicial Magistrates and Law Students are to be involved for visiting the prisons and apprising under-trial prisoners about the benefits of Plea Bargaining.

As directed, your goodself is requested to:

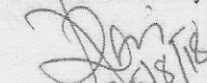
1. Educate all the stakeholders with regard to Plea Bargaining
2. Involve the Judicial Officers and Law Students to visit the prison for apprising the under-trial prisoners about the benefit of Plea Bargaining.
3. Identify cases for Plea Bargaining through those Magistrates/Law Students, who have visited Jail as well through Trial Courts.
4. Initiate Special Drive at regular interval to dispose of cases identified as above through the process of Plea Bargaining.

An Action Taken Report may please be send to this Authority every month.

Top most priority is to be given as this is Hon'ble Supreme Court's Order.

Thanking you.

Yours faithfully

  
(Arun Kumar Rai)  
Member Secretary

All Communications should be  
addressed to the Registrar,  
Supreme Court by designation  
NOT by name. Pin Code -  
110201.  
Pin Code:-"110201"

Delivery Mode: Registered

D. No. 18953/2018 /SEC-PIL-W  
SUPREME COURT OF INDIA  
NEW DELHI  
07th August, 2018

**From:**

The Assistant Registrar,  
Supreme Court of India, New Delhi.

**To,**

- 1 THE MEMBER  
SECRETARY, ANDHRA PRADESH  
STATE LEGAL SERVICES  
AUTHORITY,  
NYAYA SEVA SADAN, 1ST FLOOR,  
CITY CIVIL COURT COMPOUND  
PURANI HAVELI, HYDERABAD -  
500002, ANDHRA PRADESH  
PID: 133352/2018 (SEC  
PIL-W)(W.P.(C)  
NO.580/2018)
- 2 MEMBER SECRETARY,  
ARUNACHAL PRADESH STATE  
LEGAL SERVICES AUTHORITY,,  
CHIEF MINISTER'S OLD OFFICE  
BUILDING,  
NITI VIHAR, ITANAGAR,  
P.O. ITANAGAR, DISTRICT PAPUM  
PARE, ARUNACHAL PRADESH -  
791111.,  
PID: 133353/2018 (SEC  
PIL-W)(W.P.(C)  
NO.580/2018)
- 3 MEMBER SECRETARY ASSAM  
STATE LEGAL SERVICES  
AUTHORITY,  
1ST FLOOR, DISTRICT JUDGES  
NEW COURT BUILDING,  
GAUHATI HIGH COURT,  
GUWAHATI - 781001. ASSAM  
PID: 133354/2018 (SEC  
PIL-W)(W.P.(C)  
NO.580/2018)
- 4 MEMBER SECRETARY, BIHAR  
STATE LEGAL SERVICES  
AUTHORITY,  
OPPOSITE PATNA MUSEUM,  
BUDDHA MARG, PATNA -  
800001, BIHAR  
PID: 133355/2018 (SEC  
PIL-W)(W.P.(C)  
NO.580/2018)
- 5 MEMBER SECRETARY,  
CHATTISGARH STATE LEGAL  
SERVICES AUTHORITY,  
PID: 133356/2018 (SEC  
PIL-W)(W.P.(C)  
NO.580/2018)

24/8/18



ITEM NO.13

COURT NO.1

SECTION PIL-W

S U P R E M E C O U R T O F I N D I A  
R E C O R D O F P R O C E E D I N G S

Writ Petition(s)(Civil) No(s).580/2018

ANIL KABOTRA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(FOR ADMISSION)

672049

Date : 23-07-2018 This petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE  
HON'BLE MR. JUSTICE A.M. KHANWILKAR  
HON'BLE DR. JUSTICE D.Y. CHANDRACHUD

Certified to be true copy

*E. A. 01/08/18*  
Assistant Registrar (Jud.)  
Supreme Court of India

For Petitioner(s) Mr. Anupam Lal Das, Adv.  
Mr. Ashwani Kumar Dubey, Adv. [AOR]

For Respondent(s) --

UPON hearing the counsel the Court made the following  
O R D E R

Heard Mr. Anupam Lal Das, learned counsel for the  
petitioner.

In a similar matter being W.P.(C)No.480/2018, we had  
passed the following order :

"Though we appreciate the concern expressed by the  
petitioner with regard to the pendency of the cases in  
the subordinate judiciary, yet we do not intend to issue  
any mandamus at present as the steps have already been  
taken by the High Courts to fill up the vacancies in the  
subordinate judiciary. Needless to say that is the only  
prayer in the writ petition we have addressed to as  
other prayers do not require any consideration."

At this juncture, Mr. Anupam Lal Das, submitted that Section  
265A of the Code of Criminal Procedure which relates to 'Plea  
Bargaining' has not yet been adequately taken recourse to and  
the trial courts are required to do so to fulfill the statutory  
purpose.

... /2

Be it noted, in certain States, the State Legal Services Authorities and the District Legal Services Authorities have educated people with regard to 'plea bargaining' and involved the Magistracy and the law students to visit the prisons and apprise the undertrial prisoners the benefit of plea bargaining. True it is, the steps taken are to be further accentuated and accordingly it is directed that the Member Secretaries of the respective State Legal Services Authorities shall take effective steps for identifying cases for plea bargaining through the concerned District Legal Services Authorities and the concerned trial courts so that effect of it can be well spread and the requisite result can be achieved.

The writ petition is disposed of accordingly.

*Subhash*  
02/08/18  
(Subhash Chander)  
AR-cum-PS

*H.S. Parasher*  
21/8/18  
(H.S. Parasher)  
Assistant Registrar

2/8