



## NYAYA SADAN

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

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Ref No: JHALSA/ 1704

Dated : 18-8-2019

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

Hon'ble the Chief Justice  
Jharkhand High Court

### **EXECUTIVE CHAIRMAN**

Hon'ble Mr. Justice D.N. Patel  
Judge, Jharkhand High Court

### **MEMBER SECRETARY**

Arun Kumar Rai  
(Principal District Judge)

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

Sub: Regarding streamlining the legal services administration in the DLSAs  
of Jharkhand

Sir,

As your goodself is well aware about the constitutional mandate to ensure easy access to justice for the women, children, differently abled persons, prisoners, SC, ST, persons suffering from undeserved want and marginalized sections of the society, the duty is cast upon Legal Services Authorities to implement the aforesaid constitutional mandate.

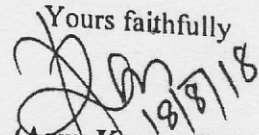
The Legal Services Authorities at District or State Level function with the help of Panel Lawyers, Remand Advocates, Retainers and PLVs. Under the NALSA (Free and Competent Legal Services) Regulations 2010, every DLSA is required to constitute a Panel of Legal Services Lawyers. Selection of highly dedicated Legal Services Lawyer with strong orientation towards providing legal services to the poor and needy is highly appreciable. Number of Legal Services Lawyer in the Panel should not be too small or too large. An Objective Assessment should be made to fix the no. of legal services lawyer in the DLSA/SDLSC.

Hon'ble Executive Chairman, JHALSA has been pleased to view that revamping of existing panel of advocates as well as panel of remand advocates is the need of the hour and the number of remand Advocates should be reasonable. It should not be less than requirement nor it should be more than requirement. An Objective Assessment should immediately be made as to fixing the no. of Remand Advocate for the District/Sub-Division. Thereafter, a Panel of Legal Services Lawyers and Remand Advocates would be reconstituted by keeping the number of Remand Advocate strictly upto requirement level only.

Similarly, the Retainer Advocates should also be appointed keeping in view the requirement. Having too many Retainers for DLSA/SDLSC does not *ipso facto* increase the effectiveness of Legal services. It certainly drains out the resources from the DLSA. That money could have been utilized for better purposes. Basically, the work of Retainer is to man the Front Office round the clock and provide legal advice to legal services seekers. It is not possible for a practicing Lawyer to sit at the Front Office whole day. Therefore, roster system is advisable. A minimum of 2 Retainer is essential so that one may sit in first half and another sit in second half. An Objective Assessment is required to be made as to more than two Retainer is required and further as to whether how many more than 2 Retainer is required for the DLSA. The balance between the cost incurred in keeping the Retainer and the corresponding benefit arising from that is to be carefully weighed.

As directed, undersigned requests your goodself to:

- 1) Reconstitute panel of Advocates with highly dedicated legal services oriented Advocate keeping in view the need of the DLSA/SDLSC. In constitution of legal services lawyers, strict adherence to the Regulation should be ensured and the opinion of all the stake holders should also be taken care of and objective assessment should be made as to (i) Suitability of the person based on criteria to become Legal Services Lawyer and (ii) number of legal services panel lawyers for the DLSA/SDLSC. Number of legal services lawyers must be only up to requirement level.
- 2) Reconstitute the panel of Remand Advocates of the DLSA with highly dedicated and learned legal services lawyer with strong orientation towards legal aid and services to the poor. An objective assessment must be made as to (i) Suitability of the person based on criteria to become Remand Advocate and (ii) number of Remand Advocate for the DLSA/SDLSC. Number of Remand Advocate should only be up to requirement level.
- 3) Keep the number of Retainer strictly on need basis -which is sufficient to take care of legal services need of the visitors. An objective assessment must be made as to (i) Suitability of the person based on criteria to become Retainer Advocate and (ii) number of Retainer Advocate for the DLSA/SDLSC
- 4) Complete the exercise of this reconstitution/revamping by or before 7<sup>th</sup> of October, 2018 positively.

Yours faithfully  
  
(Arun Kumar Rai)  
Member Secretary