

RAJASTHAN HIGH COURT, JODHPUR

CIRCULAR

NO. : 05/P.I./2023

DATE : 28.03.2023

It has come to the notice that Public Prosecutors are being not provided certified copies on the expenses of State as Public Prosecutors are not mentioned in the list of person/ authority entitled to copy (ies) at the cost of State in Appendix B of General Rule (Civil & Criminal), 2018.

I am to state that sub clause No. 7(3) and 8 of Appendix B of General Rules (Civil & Criminal), 2018 provides that :-

- "(7)(3) A copy of the whole or any part of a record, when required for the purpose of conducting any trial or investigation or appeal on the part of the Government in any Criminal Court, shall ordinarily, on application, be supplied free of charge to a Government Law Officer or to any person authorized in this behalf by the District Magistrate, provided that, should the presiding officer be of opinion that the demand made is in excess of what is necessary for the purpose stated in the application for such copy or copies, he may refuse to grant free of charge any or all of the copies applied for."
- "(8) Applications for copies of the documents detailed in this Schedule are not chargeable with fees under Schedule II of the Court Fees Act."

Section 4A of Rajasthan Law & Judicial Department Manual 1952, defines '**Law Officers**' as follows:-

"4. Law Officers.- The Law Officers of Government are-

- A. (1) Advocate General;
(2) One or more Government Advocates;
(3) Deputy Government Advocates;
(4) Assistant Government Advocates;
(5) **Public Prosecutors.**

As per above provisions, all the above Law Officers are entitled to obtain copies at the expenses of State.

Therefore, it is enjoined upon all the Presiding Officer to strictly comply with the above provisions and provide the certified copies to Public Prosecutors/ Additional Public Prosecutors/ Assistant Public Prosecutors etc. at the State expenses and the cost of such copies shall be borne under "Budget object head (08-Professional and Special Services from the voted budget head 2014-00-105-Civil and Sessions Court).

This Circular is issued in continuation of earlier Circular No. 01/P.I./2008 dt. 19.01.2008.

By Order

REGISTRAR (ADMN.)

(Cont....2)

No. Gen/XV/116/2007/SC-I/918

Date : 28.03.2023

Copy forwarded to the following for information and necessary action:-

1. All the District & Sessions Judges with the request to circulate it amongst all the Presiding Officers of Judgeship including Special Courts.
2. Director, Prosecution, Rajasthan, Jaipur with reference to his letter No. 14907 dt. 08.12.2022.


REGISTRAR (ADMN.)