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NOTIFICATION

No. A.12018/3/04-LJE, the 23rd June, 2008. In exercise of the powers conferred under the proviso to article 309 read with articles 233 and 234 of the Constitution of India, the Governor of Mizoram, after consultation with the Gauhati High Court and with the Mizoram Public Service Commission, is pleased to make the following rules to amend the Mizoram Judicial Service Rules, 2006 (hereinafter called the Principal Rules) which was notified under this Government's Notification No. A.12018/1/2003-DP&AR(CSW) dated 12th December, 2006 and published in the Mizoram Gazette, Vol. XXXV, Extraordinary Issue No. 312 dated 12th December, 2006, namely: -

1. Short title and commencement:

- (1) These rules may be called 'The Mizoram Judicial Service (Amendment) Rules, 2008'.
- (2) They shall come into force from the date of their publication in the Mizoram Gazette.

2. Amendment of Rule 9 of the Principal Rules:

- (1) In rule 9 of the Principal Rules, in column Sl. No. (2), column (3) under the sub-head 'Method of Recruitment', the following shall be added, as follows: -

"Provided that the High Court may, in consultation with the Government of Mizoram, as a one time measure, recruit such number of persons as may be determined by way of direct recruitment".

- (2) Thereafter, in column (4) under the sub-head 'Qualification, age-limit etc.', the following shall be added, as follows: -

"By direct recruitment:

1. Must be a citizen of India.
2. Must be holder of degree in Law of a recognised University.

3. Must not have completed the age of 45 years in the case of candidates belonging to Scheduled Castes or Scheduled Tribes and 40 years of age in the case of others on the last date fixed for receipt of applications.
4. Must have rendered at least 5 years regular practice as an Advocate in the Courts of Civil and Criminal Jurisdiction.

- OR -

Must be a serving officer in the Grade of Civil Judge who rendered at least two years service in the Grade.

5. Must possess knowledge of Mizo language of at least Middle School standard".

3. Amendment of Rule 11 of the Principal Rules:

- (1) In Rule 11 of the Principal Rules, the existing sub-rule (1) shall stand deleted.
- (2) Thereafter, the existing sub-rule (2)(i) – (2)(vii) of Rule 11 shall be re-numbered as sub-rule (1)(i) – (1)(vii).
- (3) Thereafter, the following new sub-rule (2) shall be added to Rule 11, namely –

“(2) All vacancies in all grades of the Service after its initial constitution, either by promotion or direct recruitment, as the case may be, filled up in accordance with the time-schedule mentioned in Schedule-F”.

4. Amendment of SCHEDULE – A to the Principal Rules:

- (1) In SCHEDULE – A, the Column No. 4 i.e. the remarks column with all its contents in the said column shall stand deleted.
- (2) The number and nomenclature of duty posts under ‘II. Civil Judge (Senior Division) Cadre’ shall be substituted, as follows: -

“1. Chief Judicial Magistrate	-	8
2. Senior Civil Judge	-	8
Total		16 ”

- (3) The number of duty posts at Sl. No. 1 & 2 under ‘III. Civil Judge Cadre’ shall be substituted, as follows: -

“1. Sub-Divisional Judicial Magistrate	-	20
2. Judicial Magistrate	-	10
Total of 1 & 2	-	30
Total of 1-6 of Grade III	-	40
Cadre strength of Grade I, II & III	-	67
1. 1. Training Reserve	10% of 67	-
2. Leave Reserve	10% of 67	-
3. Deputation Reserve	15% of 67	-
(15 % in the cadre)	Total	23.4
	Grand Total	90.4
	Say	90

5. Insertion of a new Schedule in the Principal Rules:

A new Schedule, namely, SCHEDULE – F shall be inserted after the existing SCHEDULE – E, as follows –

“SCHEDULE – F

A. For filling of vacancies in the Cadre of District Judge in respect of :

- (a) twenty five percent vacancies to be filled by direct recruitment from the Bar; and
- (b) twenty five percent by promotion through limited competitive examination of Civil Judges (Senior Division) not having less than five years of qualifying service.

Sl. No.	Description	Date
1.	Number of vacancies to be notified by the High Court [Vacancies to be calculated shall include – (a) existing vacancies, (b) future vacancies that may arise within one year due to retirement, (c) future vacancies that may arise due to elevation to the High Court, death or otherwise, say ten percent of the number of posts, (d) vacancies arising due to deputation of judicial officers to other department, may be considered as temporary vacancy.]	31 st of March
2.	Advertisement inviting applications from eligible candidates	15 th of April
3.	Last date for receipt of application	30 th of April
4.	Publication of list of eligible applicants [List may be put on the website]	15 th May
5.	Despatch/issue of admit cards to the eligible applicants	16 th May to 15 th June
6.	Written examination [Written examination may be (a) objective questions with multiple choice, which can be scrutinized by the computer; and (b) subjective/narrative]	30 th June

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| 7. | Declaration of result of written examination
[(a) Result may be put on the website and also published in the newspaper.
(b) The ratio of 1:3 of the available vacancies to the successful candidates be maintained.] | 16 th August |
| 8. | Viva Voce | 1 st September to
7 th September |
| 9. | Declaration of final select list and communication to the appointing authority.
[(a) Result may be put on the website and also published in the newspaper.
(b) Select list be published in order of merit and should be double the number of vacancies notified.
(c) Select list shall be valid till the next select list is published.] | 15 th September |
| 10. | Issue of appointment letter by the competent authority for all existing vacant posts as on date. | 30 th September |
| 11. | Last date for joining. | 31 st October |

B. For filling of vacancies in the cadre of District Judge in respect of fifty percent vacancies to be filled by promotion.

Sl. No.	Description	Date
1.	Number of vacancies to be notified by the High Court [Vacancies to be calculated shall include (a) existing vacancies, (b) future vacancies that may arise within one year due to retirement. (c) future vacancies that may arise due to elevation to the High Court, death or otherwise, say, ten percent of the number of posts.]	31 st March
2.	Publication of list of eligible officers. [(a) The list may be put on the website. (b) Zone of consideration should be 1:3 of the number of vacancies.]	15 th May
3.	Receipt of judgments from the eligible officers.	30 th May

4. Viva Voce. 15th to 31st July
[Criteria:
(a) ACR for last five years;
(b) Evaluation of judgments furnished, and
(c) Performance in the oral interview.]

5. Declaration of final select list and communication to the appointing authority 31st August
[(a) Result may be put on the website and also published in the newspaper.
(b) Select list be published in order of merit and should be double the number of vacancies notified.]

6. Issue of appointment letter by the competent authority for all existing vacant posts as on date. 30th September

7. Last date for joining. 31st October

C. For filling of vacancies in the cadre of Civil Judge (Senior Division) to be filled by promotion.

Sl. No.	Description	Date
1.	Number of vacancies to be notified by the High Court [Vacancies to be calculated shall include (a) existing vacancies, (b) future vacancies that may arise within one year due to retirement. (c) future vacancies that may arise due to elevation to the High Court, death or otherwise, say ten percent of the number of posts.]	31 st of March
2.	Publication of list of eligible officers. [(a) The list may be put on the website. (b) Zone of consideration should be 1:3 of the number of vacancies.]	15 th May
3.	Receipt of judgments from the eligible officers.	30 th May
4.	Viva Voce. [Criteria: (d) ACR for last five years; (e) Evaluation of judgments furnished, and (f) Performance in the oral interview.]	1 st to 6 th August

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| 5. | Declaration of final selection list and communication to the appointing authority
[(a) Result may be put on the website and also published in the newspaper.
(b) Select list be published in order of merit and should be double the number of vacancies notified.] | 15 th September |
| 6. | Issue of appointment letter by the competent authority for all existing vacant posts as on date. | 30 th September |
| 7. | Last date for joining. | 31 st October |

D. For appointment to the posts in the cadre of Civil Judge direct recruitment.

Sl. No.	Description	Date
1.	Number of vacancies to be notified by the High Court [Vacancies to be calculated which shall include - (a) existing vacancies, (b) future vacancies that may arise within one year due to retirement. (c) future vacancies that may arise due to elevation to the High Court, death or otherwise, say ten percent of the number of posts.]	15 th January
2.	Advertisement inviting applications from eligible candidates	1 st February
3.	Last date for receipt of application	1 st March
4.	Publication of list of eligible applicants. [The list may be put on the website.]	2 nd April
5.	Despatch/issue of admit cards to the eligible applicants.	2 nd to 30 th April
6.	Preliminary written examination. [Objective questions with multiple choice which can be scrutinized by the computer.]	15 th March
7.	Declaration of result of preliminary written examination. [(a) result may be put on the website and also published in the newspaper. (b) The ratio of 1:10 of the available vacancies to the successful candidates be maintained.]	5 th June

8. Final written examination. 15th July
[Subjective/narrative.]
9. Declaration of result of final written examination. 30th August
[(a) Result may be put on the website and also published in the newspaper.
(b) The ratio of 1:3 of the available vacancies to the successful candidates be maintained.
(c) Dates of interviews of the successful candidates may be put on the internet which can be printed by the candidates and no separate intimation of the date of interview need be sent.]
10. Viva Voce. 1st to 15th October
11. Declaration of final selection list and communication to the appointing authority 1st November
[(a) Result may be put on the website and also published in the newspaper.
(b) Select list be published in order of merit and should be double the number of vacancies notified.]
8. Issue of appointment letter by the competent authority for all existing vacant posts as on date. 1st December
9. Last date for joining. 2nd January of the following year."

Sd/-
(P. CHAKRABORTY)
Secretary to the Govt. of Mizoram,
Law & Judicial Department.