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புதுச்சேரி மாநில அரசிதழ்

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The Gazette of Puducherry

PART - II

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No.	54 Poudouchéry	Mardi	18		Décembre	2020	
No.	Puducherry	Tuesday	18th		December	2020	

(17 Agrahayana 1942)

GOVERNMENT OF PUDUCHERRY

LAW DEPARTMENT

(G.O. Ms. No. 29/2020-LD., Puducherry, dated 2nd December 2020)

NOTIFICATION

Approval of the Lieutenant-Governor, Puducherry, is conveyed for “the Government of Puducherry Grant of Stipend to Junior Advocates Scheme Rules, 2020”. The details of the Scheme are as appended to this Notification.

2. This issues with the concurrence of the Finance Department, Puducherry *vide* I.D. No. 2232/FC/FD/F5/A3/2019, dated 28-11-2019.

(By order of the Lieutenant-Governor)

J. JULIET PUSHPA,
Secretary to Government (Law).

**Government of Puducherry Grant of Stipend to Junior Advocates
Scheme Rules, 2020**

1. *Short title, extent and commencement.*—(i) These rules may be called “the Government of Puducherry Grant of Stipend to Junior Advocates Scheme Rules, 2020”.

(ii) These rules shall apply to the whole of the Union territory of Puducherry.

(iii) They shall be deemed to have come into force with effect from 01-01-2018.

2. *Definitions.*—In these rules, unless the context otherwise requires;

(a) “Junior Advocate” shall mean, a Law Graduate, who has enrolled in the Bar Council of Tamil Nadu and Puducherry and who has passed the All India Bar Examination (AIBE) conducted by the Bar Council of India, a Statutory Body constituted under the Advocates Act, 1961 (Central Act of 1961) and whose annual family income does not exceed Rupees two lakhs per annum;

(b) “Government” means, the Administrator of the Union territory of Puducherry appointed by the President of India under Article 239 of the Constitution.

(c) “State Level Committee” shall mean, the Committee constituted for the purposes of these rules with the following composition:

(i) Secretary to Government, Law Department, . . . Chairman
Puducherry.

(ii) President, Bar Association, Pondicherry . . . Vice-
Chairman

- (iii) Six Members of Bar Association, Three . . . Members
Members given by Pondicherry Bar
Association and the President of Bar
Association of Karaikal, Mahe and Yanam.
- (iv) Deputy Secretary/Under Secretary, . . . Member
Finance Department, Puducherry.
- (v) Government Pleader, Puducherry . . . Member
- (vi) Director of Prosecution, Law Department, . . . Member-
Puducherry. Secretary.

(d) "Stipend amount" shall be as decided by the Government from time to time and payable every month to the eligible Junior Advocates;

(e) "Union Territory" shall mean, the Union territory of Puducherry.

3. *Object.*—The object of the Scheme is to provide for monthly financial assistance to 25 numbers of young Junior Advocates in the Union territory of Puducherry every year, for a period of two years or till starting independent practice, whichever is earlier, from the date of passing the All India Bar Examination (AIBE).

4. *Eligibility.*—To avail the financial assistance under this Scheme, the applicant shall be:—

- (i) a citizen of India;
- (ii) a native by birth or resident of the Union territory of Puducherry for a continuous period of five years who has pursued Law degree in any Government Law College;
- (iii) a Junior Advocate as defined in 2(a) of these rules and who is not above 30 years of age, and
- (iv) shall comply with rule 6 of these rules during the period of financial assistance.

5. *Making of application.*—An application for the payment of stipend shall be submitted to the General Secretary, Bar Association, Pondicherry in respect of Puducherry region; in respect of Kariakal,

Mahe and Yanam regions, application shall be submitted to the respective President of the Bar Association concerned. The application shall be submitted alongwith the following documents:—

- (i) Attested copy of the Enrolment Certificate.
- (ii) Attested copy of the Certificate evidencing pass in the All India Bar Examination.
- (iii) Income Certificate issued by an Officer not below the rank of Deputy Tahsildar.
- (iv) Certificate of Nativity by Birth or by continuous residence of five years in the Union Territory issued by an Officer not below the rank of Deputy Tahsildar, Family Ration Card, Electoral Identity Card, Aadhaar Card, Bank Passbook (first page) and PAN Card.
- (v) Attendance Certificate and Conduct Certificate issued by the President/Secretary of the Bar Association and Member-Secretary, Union territory of Puducherry Legal Services Authority.
- (vi) Attendance Certificate issued by the Senior Advocate with whom he is attached.
- (vii) Applications will be called for in the month of April, every year.

6. *Requisite conditions for grant of monthly stipend.*—The Junior Advocate shall:—

- (i) regularly attend the Free Legal Aid Camps conducted by the Union territory of Puducherry Legal Services Authority;
- (ii) conduct the legal aid cases allotted to him / her by the Legal Aid Committee and the respective Courts;
- (iii) assist the Courts as an Intern;
- (iv) shall regularly attend the Chamber of the Senior Advocate with whom he is attached.
- (v) shall obtain regular practice certificate, every three months from the President/Secretary of the Bar Association concerned.
- (vi) shall assist on rotation basis, the Government Pleader/ Public Prosecutor or Additional Government Pleader/Additional Public Prosecutor or Assistant Government Pleader or Assistant Public Prosecutor within the concerned area of practice at least for a period of three months.

(vii) The performance of Junior Advocates shall be reviewed once in six months before further extending the stipend.

7. *Verification and selection of Beneficiaries.*—The Member-Secretary shall cause to verify the credentials of the applicants and shall forward the applications of the eligible applicants to the State Level Committee. The Committee will select the beneficiaries. The marks obtained in the qualifying examination that is, Bachelor's Degree in Law and the marks secured in the 12th Standard Board examination with negative marks for additional attempts will be the criteria for merit. The rule of reservation notified by the Government of Puducherry for Government employment shall be followed and one-third of the beneficiaries shall be women. The decision of the Committee shall be the final.

8. *Award of Stipend.*—The Member-Secretary shall forward the list of the beneficiaries selected by the State Level Committee to the Law Department for obtaining expenditure sanction from the Government.

9. *Mode of Payment.*—The monthly stipend shall be ₹ 3,000 per month from 01-01-2018 to 31-03-2019 and @ ₹ 5,000 per month with effect from 01-04-2019 and shall be disbursed to the selected beneficiaries after obtaining an Undertaking from them to the effect that in the event of the beneficiary leaving the profession within a period of five years from the date of his/her enrolment except those who have entered Government service, the entire stipend received shall be refunded by them with 6% Simple Interest to the Government. The stipend amount shall be released by Direct Benefit Transfer (DBT) method. The performance of the Junior Advocates shall be reviewed once in six months before further extending the period.

10. *Interpretation.*—If, any doubt arises as to the interpretation of the above rules, the same shall be referred to the Secretary to Government (Law), Puducherry and his decision thereon shall be final and binding.

(By order of the Lieutenant-Governor)

J. JULIET PUSHPA,
Secretary to Government (Law).

**APPLICATION FOR GRANT OF STIPEND TO
JUNIOR ADVOCATES**

1. Name of the applicant :
2. Father's Name :
3. Sex : Male / Female
4. Date of Birth :
5. Age :
6. Residential Address :
(Proof to be enclosed)
7. Aadhaar Number :
8. Mobile Number :
9. Caste :
10. Community :
11. Religion :
12. Nationality :
13. Enrolment Number and
Date of Enrolment
14. Date of passing the All India Bar :
Examination
15. Preference of Practice : Civil / Criminal

Self-attested
Passport size
photograph
to be affixed.

UNDERTAKING

I son/daughter/wife of
aged years and residing at
do hereby undertake that the facts stated above are true to the best of
my knowledge, belief and information. In the event of suppression of
any material fact/misrepresentation of any fact or falsehood. I hereby,
undertake to indemnify the Government to the extent of the benefit
received by me under the above Scheme.

Place :

Date :

Signature

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