

Government of Kerala
Abstract

Forest Department--conducting of O.S. cases in Kothamangalam Division--Absence of Government pleader in Munsiff Court, Idukki--payment of fees to Shri A.M. Michael, Private Advocate--sanctioned orders issued.

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Forest and Wild Life (C) Department.

G.O.Rt.395/91/F&WLD

Dated, Thiruvananthapuram 28.10.91.

Read: Letters No.L5-53765/88 dt. 21.1.1989 and do.Li-26493/89 dt.

7-5-1991 and dated 16.9.1991 from the Chief Conservator of Forests,
Thiruvananthapuram.

ORDER

The Chief Conservator of Forests in his first letter read above had informed Government that under certain special circumstances he had to direct the Divisional Forest officer, Kothamangalam to engage a private advocate in the Painavu Munsiff Court for appearing for the state to deal with forest cases. Accordingly Shri A.K. Michael, Advocate was engaged. He has now presented a bill for Rs.3775/- (Rupees Three thousand seven hundred and seventy five only) for handling in cases. The Chief Conservator of Forests has requested Government to sanction the amount.

As per the provisions of Rule 10 of the Kerala Government Law Officers (Appointment and conditions of service) and conduct of cases Rules 1975, the District Collector is responsible for the conduct of Government cases and it is the copy of the Collector is appoint Law officers in Munsiff Courts wherever necessary. As such the action of the chief conservator of Forests in having directed the Divisional Forest officer, Kothamangalam to appoint a private advocate is irregular.

However, considering the fact that the private advocate was already appointed and he had appeared before the Court on behalf of Government and won the cases, Government are pleased to sanction an amount of Rs 3775/- (Rupees Three thousand seven hundred and seventy five only) to Shri A.M.Michael, Private advocate as fees.

The chief Conservator of Forests will strictly adhere to the provisions of the Kerala Government Law Officers (appointment and condition of service) and conduct of cases Rules 1978 in future.

By order of the Governor,
R RAMACHANDRAN NAIR
COMMISSIONER & SECRETARY TO GOVT.

Endt. on L1-26493/89 dt . 20.11.1991

Copy to all Conservators and Divisional Forest Officers for information and strict attention.

for CHIEF CONSERVATOR OF FORESTS.