



Oudh Bar Association

High Court, Lucknow

Estd:1901

Dated : 22-11-2021

Rakesh Kumar Chaudhary
President

Shailendra Singh Rajawat
Vice President (Senior)

Pratul Gupta
Vice President (Middle)

Prabhat Kumar Upadhyay
Vice President (Middle)

Krishna Mohan Srivastava
Vice President (Junior)

Amrendra Nath Tripathi
General Secretary

Pramod Kumar Pandey
Joint Secretary-I

Prakhar Mishra
Joint Secretary-II

Pankaj Dheer Singh Rana
Joint Secretary-III

Suresh Chandra Pandey
Treasurer

Members Governing Council
(Above Fifteen Years)

Ajay Singh

Prem Chandra Rai

Satendra Kumar Singh

Rama Kant Dixit

Nandini Pandey

A.P. Shukla

Members Governing Council
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Bijendra Kumar Mishra

Preeti Srivastava

Monika Singh

Meena Singh

Rakesh Kumar (Yadav)

Abha Srivastava

RESOLUTION

Agenda

An emergent meeting of the Executive Committee of the Oudh Bar Association was convened by its General Secretary Mr. Amrendra Nath Tripathi on 22.11.2021 under the Chairmanship of its President, Mr. Rakesh Kumar Chaudhary, to discuss the proposed move of the Union Government for consideration of the re-determination of Territorial Jurisdiction of the Allahabad High Court and consideration of **Jaswant Singh Commission Report**, as born out from the media report quoting the statement of Hon'ble Union Minister of Law and Justice Mr. Kiran Rijiju :

RESOLUTION

In reference to the aforesaid statement of the Union Minister of Law and Justice Mr. Kiran Rijiju as reported by media, that the **report of Jaswant Singh Commission** (relating to reallocation of districts of state of Uttar Pradesh in the Hon'ble High Court, on the basis of geographical map of the state), **is under active consideration of the Government of India, the Executive Committee unanimously resolve to back the move of the Government of India for considering the reallocation of districts keeping in view the public need, convenience of litigant, availability of infrastructure, connectivity by road and public transport, geographical location and the report submitted by the Jaswant Singh Commission constituted by Government of India on the recommendation of State Government,**

As already evident on the creation of the state of Uttar Pradesh, the two courts namely the Allahabad High Court and the Chief Court of Oudh were proposed to be



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Amalgamated the said amalgamation was necessary in view of the constitutional provision that there should be a High Court for every state and as such that two courts in the state of Uttar Pradesh were amalgamated and one court for the state was constituted having two seats.

In order to avoid any confusion at the outset it was proposed that the existing jurisdiction of the two courts which are being amalgamated should be kept as prior to their amalgamation and thereafter redistribution/reallocation of jurisdiction as per the convenience of the litigating public would be proposed.

In order to avoid any controversy the union government thus constituted the Jaswant Singh commission for making recommendation for reallocation of jurisdiction for the two seats of the High Court of the that is for Allahabad as also for Lucknow.

Even though large-scale recommendations had been made the same were not implemented and subsequently prior to the implementation a new state namely the state of Uttrakhand was carved and a new High Court for the said state was established and part of the jurisdiction of the court stood vested in the Uttrakhand High Court.

The convenience of the litigating public as also the distances, easier and cheaper access to Justice, was the dominant factor with regard to the recommendation for reallocation of jurisdiction for the two seats of the High Court of the state

As from media reports it has come out that the union government is actively considering the reallocation of the jurisdiction of the two seats of the Hon'ble Court as such the Oudh Bar Association in its meeting has since resolved to take up the issue with the Union Government



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for implementation of the report of the Commission which are long overdue and at this juncture as also resolved to point out to the Union Minister that the new High Court which has come up at the Lucknow seat of the High Court of the state was planned and constructed keeping in view the reallocation of jurisdiction of the existing seats of the High Court. The association has resolved to take up the issue with the Union Government so that the reallocation is completed prior to setting up any further seat of the High Court which at present is not the requirement. In view of the existing infrastructure in the Lucknow seat of the High Court of the state which at present has 57 Court rooms with provision of creating an Additional at 25 more court rooms with 'State of Art' Mediation & Concillation Centre, Arbitration Centre, huge Library Campus, Multilevel Car Parking for 5000 vehicles (cars), Auditorium to accommodate more than 3000 persons, two canteen to accommodate more than 1000 person each, full fledged Litigent Centre with all facilities in 7000 sq.ft. area and many other facilities.

The **Jaswant Singh Commission** had made a recommendation keeping in view the public utility infrastructure available at that point of time. However during past around 8 years under the dynamic leadership of Hon'ble Prime Minister of India Sri Narendra Modi Ji, rapid strides in the connectivity had been made and the Meerut Express Way, Poorvanchal Express Way, Agra Express Way has since short and the distance of most of the cities from Lucknow and therefore the proximity of the cities with the two seats of High Court i.e. Allahabad and Lucknow should be the criteria for re-allocation of the Jurisdiction to seats of the Court.

Keeping in view the long standing and consistent demand of the Oudh Bar Association, as well as the large population of state of Uttar Pradesh, the **Jaswant Singh**



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Commission, had recommended for inclusion of divisions of Bareilly and Moradabad within the territorial jurisdiction of **Allahabad High Court at Lucknow**.

The demand of inclusion of areas of Kanpur, Basti, Azamgarh and Gorakhpur Division is also logical for the reason of close proximity and connectivity with Lucknow High Court, which was also supported by local Bar Associations of Kanpur, Basti, Azamgarh and Gorakhpur region, time and again as per aspiration of local people.

It is a matter of immense concern and great satisfaction that majority of local Bar Associations of majority of the districts, too are raising their demand since long for inclusion of their areas of Bareilly, Moradabad, Kanpur, Basti, Azamgarh and Gorakhpur divisions in the Jurisdiction of the Lucknow seat of the High Court at Lucknow, in order to have quick, easier and cheaper access to justice.

On one hand huge and "State of Art" infrastructure is available in the Allahabad High Court at Lucknow which was created by investing thousands of crores of public tax payers money and left unutilized and about half of the court rooms and infrastructure, available in ready to use condition, remained in locked condition and on the other hand Allahabad High Court at Allahabad is already struggling hard to find even a little space to cope up with the burden burgeoning piling of cases.

For ready reference the geographical map of state depicting the current geographical position of state is given as under:



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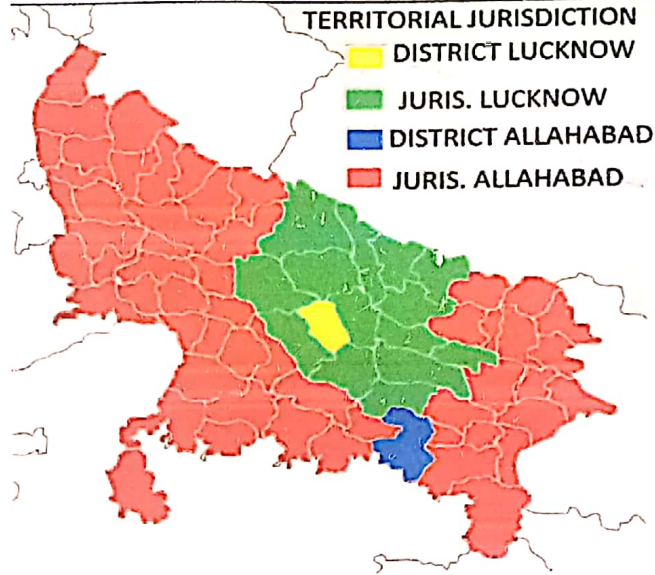
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Therefore Oudh Bar Association resolves and places its demand for urgent consideration for reallocation of the Jurisdiction of the two seats of the High Court i.e. Lucknow and Allahabad.

It has been further resolved to authorize the President and General Secretary to constitute a delegation of Senior and responsible member of the Bar to meet the Hon'ble Union Defence Minister Sri Raj Nath Singh, Member of Parliament to lead the delegation of the Bar to meet the Hon'ble Union Minister of Law and Justice to persuade him and expedite the reallocation of Jurisdiction of the two seats of the Hon'ble High Court.

Amrendra Nath Tripathi

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