



वैज्ञानिक तथा औद्योगिक अनुसंधान परिषद्
COUNCIL OF SCIENTIFIC & INDUSTRIAL RESEARCH
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36-2(230)/2015-Law (Mitigation)

13.08.2015

No. _____

Dated _____

From

संयुक्त सचिव (प्रशासन)
Joint Secretary (Admn.)

To

Heads of all National Labs./Instts.
of CSIR.

Sub: **Mitigation in Litigation**

Sir,

The matter regarding mitigation in litigation has been under consideration for quite some time. A study of the lists of pending litigation has revealed that some of the cases have been pending for more than a decade. The Joint Secretary (Admn.), CSIR has taken it seriously and observed that efforts should be made to reduce the litigation within the frame work of rules and applicable laws.

It is accordingly suggested that the cases should be examined in consultation with the advocates and efforts be made to bring it to a conclusion at an early date. Courts may be approached for early hearing wherever it is felt desirable. COA/AO must ensure that adjournments are not sought as a matter of routine. There must be a review of all cases at the Laboratory level and such review be conducted by the COA/AO in consultation with other concerned officers, if required. The COA/AO should be in regular touch with advocates dealing with the court cases of the Laboratory.

With a view to avoid the avoidable litigation, it would be desirable to handle the grievances in an efficient manner. The representations/applications containing grievances of applicant must be meticulously examined in light of the applicable rules/instructions and if the grievance is likely to be settled, necessary action should be taken to resolve the issue and allow the relief if permissible under the rules and instructions. On the contrary if it is not possible/practical to allow the relief being sought, the representationist must be replied to by way of issuing a reasoned and speaking communication without delay.

Yours faithfully,


(Jayesh K. Unnikrishnan)
Legal Adviser

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(From pre-page)

CC:

1. US to DG, CSIR
2. US to J.S.(Admn.), CSIR
3. PS to FA, CSIR
4. PS to CVO, CSIR
5. PA to Sr. DS(HR), CSIR
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