

ANNUAL REPORT FOR THE YEAR 2012-2013 OF
THE DEPARTMENT OF PROSECUTIONS AND GOVERNMENT
LITIGATION

1. **MAIN OBJECTIVES / RESPONSIBILITIES:-**

The Establishment of a separate and independent Department of Prosecutions is for the effective conduct of Prosecution in Criminal cases.

In addition to that, supervision over the Government Civil Litigation work, pertaining to the courts of Civil Judge (Jr. Dn.) and the combined courts of Civil Judge (Jr. Dn.) and Judicial Magistrate First Class in the entire State is also entrusted to this Department.

As per, Government Order No. DCA/07/ARB/2004, Dated 23-09-2004, this Department is working under the Administrative Control of Home Department.

2. **MAJOR REGULATORY FUNCTIONS:-**

The main functions of the Department of Prosecutions are as under.

- a. Arranging for conduct of prosecution in criminal cases on behalf of the State in the Criminal Courts up to and inclusive of Court Sessions.
- b. To review the judgments and orders in acquittal and discharged cases respectively, rendered by the Courts of Magistrate and Sessions Judge and to recommend to the Government for preferring appeals or revisions as the case might be, in deserving cases against the judgments of acquittal and orders of discharge.
- c. To render advise to the Government of Karnataka, in all matters relating to withdrawal from prosecution when the same are referred to the Department by the Government

- d. Arranging for the conduct of Government Civil Litigation work in Civil Suits on behalf of the State in the Courts of Civil Judge (Jr.Dn.) and Judicial Magistrate First Class in the entire State.
- e. To review the judgments and orders rendered by the Courts of Civil Judge (Jr.Dn.) and Judicial Magistrate First Class Courts in the State and to take further action in the matter of preferring Appeal or Revision as the case might be in deserving cases against the judgments/orders of the courts referred to above.
- f. To scrutinize the charge sheets submitted by the investigating officers in criminal cases.

3. ORGANISATIONAL SET UP:-

The Director of Prosecutions & Government Litigation is the Head of the Department. He is being assisted by 03 Deputy Directors of Prosecutions 02 Law Officers (senior), 06 Law Officers (junior), 01 Head quarters Assistant, 02 Administrative Officers, 01 Audit Officer and other staff members.

There are 07 Divisional Offices situated at Bangalore City, Bangalore Division, Mysore, Davanagere, Mangalore, Belgaum, & Gulbarga. The laws Officers (senior) are functioning in every Divisional Offices assisted by Law Officers (junior), Administrative Officers, & Staff Members.

In the District Level, Public Prosecutors, and Senior Assistant Public prosecutors are functioning. The Public Prosecutors are representing the State in the Sessions Courts and 30 Public Prosecutors are representing in Fast track Courts. Senior Assistant Public Prosecutors are representing the State in the Chief Metropolitan Magistrate & Chief Judicial Magistrate Courts in conducting Criminal Cases.

At the district level, each Superintendent of Police is provided with ^{one} Law Officer(junior) with supporting staff and also in the offices of the Commissioners of police at Bangalore city, Mysore, Mangalore & Hubli to assist the police and also to act as liaison officers between Police and Prosecution.

The Assistant Public Prosecutors cum Assistant Government Pleaders who are working in the Taluk Headquarters are representing the State in the Civil Judge and J.M.F.C. Courts and conduct Prosecution in criminal & civil cases.

The Public Prosecutors, Senior Assistant Public Prosecutors & Assistant Public Prosecutors cum Assistant Government Pleaders have been provided with supporting staff.

4. CADRE STRENGTH:- (AS ON 31-03-2013)

Sl. No.	Cadre	No.of San. Posts	No. filled Posts	No.of Vacant Posts	Total	S.C	S.T
01	02	03	04	05	06	07	08
1)	Director	01	01	-	01	-	-
2)	Deputy Directors	03	-	03	03	-	-
3)	Law Officers (senior) / Public Prosecutors	200	130	70	200	28	09
4)	Law Officers(Junior)/Sr. Asst. Public Prosecutors	119	66	53	119	14	02
5)	Head Quarters Assistant	01	01	-	01	-	-
6)	Asst. Public Prosecutors-cum-Asst. Government Pleaders	367	235	132	367	27	05
7)	Administrative Officers	10	08	02	10	02	-
8)	Accounts Superintendent.	01	-	01	01	-	-
9)	Audit Officer.	01	01	-	01	-	-
10)	Superintendents	36	26	10	36	04	02
11)	First Division Assistants	64	58	06	64	12	03
12)	Assistant Librarian	01	-	01	01	-	-
13)	Stenographers	203	88	115	203	10	02
14)	Senior Typists	37	29	08	37	02	-
15)	Second Division Assistants	65	52	13	65	06	02
16)	Typists cum Assistants	310	157	153	310	36	08
17)	Drivers	04	03	01	04	01	01

18)	Third Division Assistants	01	01	-	01	01	00
19)	Attenders	51	45	06	51	-	-
20)	Dalayats	292	180	112	292	29	05
	TOTAL POSTS	1767	1081	686	1767	172	39

5. REVIEW OF JUDGEMENTS AND ORDERS IN CRIMINAL CASES:

Statistics relating to the criminal cases disposed off in different courts and also the judgments and orders reviewed and recommended for preferring appeals/revisions as the case may be, for the period from 01.04.2012 to 31.03.2013 are furnished as under:

1.	Total No. of criminal cases disposed off	1,46,552
2.	Total No. of cases that are ended in conviction	24,643
3.	Total No. of judgments and orders that are ended In acquittal/discharge (i.e. otherwise disposed off)	1,21,462
4.	Total No. of cases reviewed by this Department from 01.04.2012 to 31.03.2013	52,090
5.	Total No. of cases recommended for appeal	415
6.	Total No. of cases recommended for revision	32
7.	Total No. of cases in which neither appeals nor revisions recommended	51,643

6. CIVIL LITIGATION:

As in the past, the Department is exercising supervision over the conduct of Government Civil Litigation work relating to the courts of Civil Judge (Jr.Dn) and Judicial Magistrate First Class in the State. The statistics in respect of Government Civil Litigation work is furnished here under

1.	Total No. of judgments and orders in civil cases reviewed by this office from 01.04.2012 to 31.03.2013	4399
2.	No. of civil cases in which recommendations were made for preferring appeals	433
3.	No. of civil cases in which recommendations were made for preferring revisions	10
4.	No. of cases in which neither appeals nor revisions recommended	1753
5.	Suits dismissed (i.e. no action felt necessary)	550

7. ADMINISTRATION:-

During the year under report, 32 officers from Group 'A', 12 Officers from Group 'B' have been transferred. From Group "C", Superintendents-03, Stenographers-02, Sr. Typists-02, Typists-06, and Dalayaths-02 have been transferred.

During the year, 55- Senior Assistant Public prosecutor have been promoted as Public Prosecutors, 20- Assistant Public Prosecutors have been promoted to the Cadre Of Senior Assistant Public Prosecutors, 07- Superintendents have been promoted as Administrative Officers, 06- S.D.A's have been promoted as F.D.A and 23- Dalayats have been promoted as Attenders.

During the Year 01 Post of Law Officer (Junior), 01 post of Stenographer, 03 posts of Dalayats have been created.

01 post of First Division Assistant & 02 posts of Second Division Assistant have been filled up on Compassionate Grounds.

During the year under report, vide G.O. No. HD 486 PPE 2011, DATED 10-01-2012 the selection committee for the recruitment of ASSISTANT PUBLIC PROSECUTORS cum ASSISTANT GOVERNMENT PLEADERS has been reconstituted and applications have been called for, filling up of 197 posts of ASSISTANT PUBLIC PROSECUTORS cum ASSISTANT GOVERNMENT PLEADERS as per the selection committee notification dated 16-05-2012. Preliminary Examination has been conducted on 16-06-2013. Selection process is under progress.

Government have been pleased to accord permission to appoint 35 Typists and 51 Dalayaths, 42 Stenographers and 22 Typists through outsourcing agencies as per letter No.OE:235:PPE:2007, Dated:23-10-2007 and OE:421:PPE:2006, Dated:28-8-08 respectively. As per Government

ಕರ್ನಾಟಕ ಸರ್ಕಾರ

ಅಭಿಯೋಗ ಮತ್ತು ಸರ್ಕಾರಿ ವ್ಯಾಜ್ಯಗಳ ಇಲಾಖೆ

2013-2014ನೇ ಸಾಲಿನ

ನಿರ್ವಹಣಾ ಮುಂಗಡದ ವಿವರಗಳು

ಅಭಿಯೋಗ ಮತ್ತು ಸರ್ಕಾರಿ ವ್ಯಾಜ್ಯಗಳ ಇಲಾಖೆಗೆ ಸಂಬಂಧಿಸಿದ
2013-2014ನೇ ಸಾಲಿನ ನಿರ್ವಹಣಾ ಮುಂಗಡದ ವಿವರಗಳು

(1) 2012-13ನೇ ಸಾಲಿನಲ್ಲಿ ಪ್ರಗತಿಯ ವರದಿ:-

2012-13ರ ಸಾಲಿನಲ್ಲಿ ಕಛೇರಿಯ ಆಧುನೀಕರಣ ಯೋಜನೆ ಅಡಿಯಲ್ಲಿ ಯಾವುದೇ ಅನುದಾನವನ್ನು ಬಿಡುಗಡೆ ಮಾಡಿರುವುದಿಲ್ಲ. 051-ಸಾಮಾನ್ಯ ವೆಚ್ಚಗಳು ಲೆಕ್ಕ ಶೀರ್ಷಿಕೆಯಲ್ಲಿ ನೀಡಿದ ಅನುದಾನದಿಂದ 05 ಗಣಕಯಂತ್ರಗಳನ್ನು ಮತ್ತು 05 ಪ್ರಿಂಟರ್ ಗಳನ್ನು ಖರೀದಿಸಲಾಗಿದೆ.

13ನೇ ಆರ್ಥಿಕ ಆಯೋಗದಡಿಯಲ್ಲಿ ಸರ್ಕಾರವು ಅಭಿಯೋಜಕರಿಗೆ ತರಬೇತಿ ನೀಡುವ ನಿಟ್ಟಿನಲ್ಲಿ, ಇಲಾಖೆಯು ಸಲ್ಲಿಸಿದ್ದ ಕಾರ್ಯ ಯೋಜನೆಯನ್ನು ಅಂಗೀಕರಿಸಿ, 05 ವರ್ಷಗಳ ಯೋಜನೆಗೆ ರೂ. 8.20 ಕೋಟಿ ನೀಡಲು ಒಪ್ಪಿರುತ್ತದೆ. (ಸರ್ಕಾರದ ಆದೇಶ ಸಂಖ್ಯೆ ಲಾ 231 ಎಲ್‌ಎಸ್‌ 2010, ದಿನಾಂಕ 28.01.2011) ಹಾಗೂ 2010-11ರಿಂದ 2012-13ರ ವರೆಗೆ ರೂ. 5, 34, 00, 000/- ಬಿಡುಗಡೆ ಮಾಡಿದ್ದು ಇಲ್ಲಿಯವರೆಗೆ ರೂ.3,88,53,382/- ವೆಚ್ಚವಾಗಿರುತ್ತದೆ. 45 ದಿನಗಳ ಅವಧಿಯ ತರಬೇತಿಯನ್ನು 143 ಅಭಿಯೋಜಕರುಗಳಿಗೆ ಕರ್ನಾಟಕ ಜುಡಿಷಿಯಲ್ ಅಕಾಡಮಿಯಲ್ಲಿ ನೀಡಲಾಗಿದೆ. ಅಲ್ಲದೆ 02 ದಿನಗಳ 06 ಕಾರ್ಯಾಗಾರಗಳನ್ನು ಬೆಂಗಳೂರು, ದಾವಣಗೆರೆ, ಗುಲಬರ್ಗಾ ಮತ್ತು ಬೆಳಗಾವಿ ವಲಯಗಳಲ್ಲಿ ಆಯೋಜಿಸಿದ್ದು ಇಲಾಖೆಯ ಅಭಿಯೋಜನಾಧಿಕಾರಿಗಳು ಕಾರ್ಯಾಗಾರದ ಲಾಭವನ್ನು ಪಡೆದುಕೊಂಡಿದ್ದಾರೆ. ಇದಲ್ಲದೆ ಒಂದು ದಿನದ 08 ಕಾರ್ಯಾಗಾರಗಳನ್ನು ಆಯೋಜಿಸಿದ್ದು ಅದರಲ್ಲಿ 400ಕ್ಕೂ ಹೆಚ್ಚು ಅಭಿಯೋಜಕರಿಗೆ ಡಿ.ಎನ್.ಎ. ಕುರಿತಂತೆ ಉತ್ತಮ ಮಟ್ಟದ ತರಬೇತಿಯನ್ನು ನೀಡಲಾಗಿರುತ್ತದೆ.

(2) 2013-14ನೇ ಸಾಲಿನ ಆಯವ್ಯಯ ನಿರ್ವಹಣಾ ಮುಂಗಡದ ವಿವರಗಳು:-

ಈ ಇಲಾಖೆಯ ಅಧಿಕಾರಿಗಳ, ಸಿಬ್ಬಂದಿವರ್ಗದವರ ವೇತನ ಮತ್ತು ಭತ್ಯೆ ಹಾಗೂ ಕಛೇರಿ ನಿರ್ವಹಣಾ ವೆಚ್ಚ ಮತ್ತು ಇತರೆ ವೆಚ್ಚಗಳನ್ನು ಈ ಕೆಳಕಂಡ ಲೆಕ್ಕಶೀರ್ಷಿಕೆಯಿಂದ ಭರಿಸಲಾಗುತ್ತಿದೆ.

2014- ನ್ಯಾಯ ಪರಿಪಾಲನೆ

114- ಕಾನೂನು ಸಲಹೆಗಾರರು ಹಾಗೂ ಸಮೂಪದೇಶಕರು

02- ಅಭಿಯೋಗ ಮತ್ತು ಸರ್ಕಾರಿ ವ್ಯಾಜ್ಯಗಳ ನಿರ್ದೇಶಕರು.

ಯೋಜನೇತರ

ಕ್ರಮ ಸಂಖ್ಯೆ	ಲೆಕ್ಕ ಶೀರ್ಷಿಕೆ 2014-114-0-02	2012-13ನೇ ಸಾಲಿನ ಆಯವ್ಯಯದಲ್ಲಿ ಮಾಡಿರುವ ಅವಕಾಶ	2012-13ರ ಸಾಲಿನಲ್ಲಿ ವೆಚ್ಚ ಮಾಡಿದ ಮೊತ್ತ
01	02	03	04
1.	002- ಅಧಿಕಾರಿಗಳ ವೇತನ	10,71,09,000	15,01,27,176
2.	003- ಸಿಬ್ಬಂದಿ ವೇತನ	9,23,70,000	15,11,70,428
3.	004 ಮಧ್ಯಂತರ ಪರಿಹಾರ	2,99,21,000	63,28,352
4.	011- ತುಟ್ಟಭತ್ಯೆ	16,75,62,000	4,21,23,226
5.	014- ಇತರೇ ಭತ್ಯೆ	7,88,22,000	7,72,49,747
6.	020- ವೈದ್ಯಕೀಯ ಭತ್ಯೆ	9,94,000	7,61,770
7.	021- ವೈದ್ಯಕೀಯ ವೆಚ್ಚ ಮರು ಪಾವತಿ	60,82,000	25,92,741
8.	041- ಪ್ರಯಾಣ ವೆಚ್ಚಗಳು	20,00,000	19,84,107
9.	051- ಸಾಮಾನ್ಯ ವೆಚ್ಚಗಳು	1,50,00,000	1,12,40,356
10.	052- ದೂರವಾಣಿ ವೆಚ್ಚಗಳು	7,96,000	3,90,914
11.	053- ಪಿರೋಪಕರಣ ಖರೀದಿ	2,00,000	-
12.	059- ಇತರ ಖರ್ಚು	1,45,00,000	1,43,73,533
13.	071- ಕಟ್ಟಡ ವೆಚ್ಚಗಳು	1,36,82,000	1,33,58,357
14.	101- ಸಹಾಯ ಅನುದಾನ	5,63,000	5,63,000
15.	180- ಯಂತ್ರೋಪಕರಣಗಳು ಮತ್ತು ಸಾಧನ ಸಾಮಗ್ರಿಗಳು	1,000	-
16.	195- ಸಾರಿಗೆ ವೆಚ್ಚಗಳು	8,82,000	5,84,149
	ಒಟ್ಟು	53,04,84,000	47,28,47,856

2013-2014ನೇ ಸಾಲಿನ ಆಯವ್ಯಯಗಳ ವಿವರಗಳು

ಕ್ರಮ ಸಂಖ್ಯೆ	ಲೆಕ್ಕ ಶೀರ್ಷಿಕೆ 2014-114-0-02	2013-14ನೇ ಸಾಲಿನ ಆಯವ್ಯಯದಲ್ಲಿ ಮಾಡಿರುವ ಅವಕಾಶ
01	02	03
1.	002- ಅಧಿಕಾರಿಗಳ ವೇತನ	19,93,55,000
2.	003- ಸಿಬ್ಬಂದಿ ವೇತನ	16,47,39,000
3.	004 ಮಧ್ಯಂತರ ಪರಿಹಾರ	-
4.	011- ತುಟ್ಟಭತ್ಯೆ	5,09,73,000
5.	014- ಇತರೇ ಭತ್ಯೆ	10,77,55,000
6.	020- ವೈದ್ಯಕೀಯ ಭತ್ಯೆ	7,59,000
7.	021- ವೈದ್ಯಕೀಯ ವೆಚ್ಚ ಮರು ಪಾವತಿ	67,26,000
8.	041- ಪ್ರಯಾಣ ವೆಚ್ಚಗಳು	15,60,000
9.	051- ಸಾಮಾನ್ಯ ವೆಚ್ಚಗಳು	1,56,00,000
10.	052- ದೂರವಾಣಿ ವೆಚ್ಚಗಳು	7,96,000
11.	053- ಪಿರೋಪಕರಣ ಖರೀದಿ	2,00,000
12.	059- ಇತರ ಖರ್ಚು	1,50,00,000
13.	071- ಕಟ್ಟಡ ವೆಚ್ಚಗಳು	1,47,49,000
14.	101- ಸಹಾಯ ಅನುದಾನ	1,000
15.	180- ಯಂತ್ರೋಪಕರಣಗಳು ಮತ್ತು ಸಾಧನ ಸಾಮಗ್ರಿಗಳು	1,000
16.	195- ಸಾರಿಗೆ ವೆಚ್ಚಗಳು	7,44,000
	ಒಟ್ಟು	57,89,58,000

ದಿನಾಂಕ: 01-07-2013

ಸ್ಥಳ: ಬೆಂಗಳೂರು

ಆಶಾಪುಷ್ಪ
(ಚಂದ್ರಶೇಖರ್ ಜಿ. ಹಿರೇಮಠ) 11/07/2013

ಅಭಿಯೋಗ ಮತ್ತು ಸರ್ಕಾರಿ ವ್ಯಾಜ್ಯಗಳ ನಿರ್ದೇಶಕರು (ಪ್ರ)

ಬೆಂಗಳೂರು 01/07/2013.

**PREFORMANCE REPORT FOR THE YEAR 2013-2014 PERTAINING TO
DEPARTMENT OF PROSECUTIONS AND GOVERNMENT LITIGATION**

1. **PROGRESS REPORT DURING THE YEAR 2012-13**

During the year 2012-2013 under the Office Modernization Scheme no grants have been sanctioned. However under the budget provisions for the year 2012-2013. Under the head, 051 - General Expenses 05 computers and 05 printers have been purchased.

Under the 13th Finance Commission recommendations, to train the Prosecutors in Karnataka the Government have approved the Action Plan submitted by the department and has agreed to provide a total grant of Rupees `8.2 Crores for the 05 year plan. 143 Prosecutors have been trained at the State Judicial Academy, Bangalore for a period of 45 days each in 3 Batches. During the period 2010-2011 to 2012-2013 a sum of Rupees 5,34,00,000/- has been released and so far, Rupees 3,88,53,382/- has been spent. 06 Workshops have been organized at Bangalore, Davangere, Gulbarga & Belgaum Divisions and over 400 Prosecutors have been benefited with the knowledge of latest developments in DNA FINGER PRINT PROFILING.

2. **PARTICULARS RELATING TO PERFORMANCE BUDGET FOR
THE YEAR 2013-2014:-**

There is no Plan Scheme in this Department. The pay and allowances of officers/staff and office expenditure and other allowances are being drawn under the following Head of Account.

2014-Administration of Justice
114-Legal Advisors & Counsels
02-Director of Prosecutions and
Government Litigation,

Non-Plan

Sl.No.	Head of Account <u>2014-00-114-02</u>	Budget provision For the year 2012-2013	Total Expenditure for the year 2012-13
01	02	03	04
1.	002-Officers Salary	10,71,09,000	15,01,27,176
2.	003-Staff Salary	9,23,70,000	15,11,70,428
3.	004-Interim Relief	2,99,21,000	63,28,352
4.	011-Dearness Allowance	16,75,62,000	4,21,23,226
5.	014-Other Allowance	7,88,22,000	7,72,49,747
6.	020- Medical Allowance	9,94,000	7,61,770
7.	021- Medical re-imbusement	60,82,000	25,92,741
8.	041-Travel Expenses	20,00,000	19,84,107
9.	051-General Expenses	1,50,00,000	1,12,40,356
10.	052-Telephone Charges	7,96,000	3,90,914
11.	053- Purchase of Furniture	2,00,000	-
12.	059-Other Expenditure	1,45,00,000	1,43,73,533
13.	071-Building Expenses	1,36,82,000	1,33,58,357
14.	101-Grants in Aid	5,63,000	5,63,000
15.	180-Machiner and Equipments	1,000	-
16.	195-Transport Expenses	8,82,000	5,84,149
TOTAL		53,04,84,000	47,28,47,856

2014-Administration of Justice
114-Legal Advisors & Counsels
02-Director of Prosecutions and
Government Litigation,
Non-Plan

Sl. No.	Head of Account <u>2014-00-114-02</u>	Budget provision made by the Govt. For the year 2013-2014 2013-2014 (in lakhs)
01	02	03
1.	002-Officers Salary	19,93,55,000
2.	003-Staff Salary	16,47,39,000
3.	004-Interim Relief	-
4.	011-Dearness Allowance	5,09,73,000
5.	014-Other Allowance	10,77,55,000
6.	020- Medical Allowance	7,59,000
7.	021- Medical re-imbusement	67,26,000
8.	041-Travel Expenses	15,60,000
9.	051-General Expenses	1,56,00,000
10.	052-Telephone Charges	7,96,000
11.	053- Purchase of Furniture	2,00,000
12.	059-Other Expenditure	1,50,00,000
13.	071-Building Expenses	1,47,49,000
14.	101-Grants in Aid	1,000
15.	180-Machiner and Equipments	1,000
16.	195-Transport Expenses	7,44,000
TOTAL		57,89,58,000

Date: 01-07-2013
Bangalore

Chandrashekar G Hiremath
11/07/2013
(Chandrashekar G Hiremath)
Director of Prosecutions & Govt.
Litigation (I/c) *Dr. A/E/02*
Bangalore