

ANNUAL REPORT AND PERFORMANCE BUDGET

FOR THE YEAR 2011-2012 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.

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- 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 concerned Departments of 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 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 48 Public Prosecutors are representing in 48 Fast

track Courts out of 93 Fast Track Courts, established in the state. 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} of Police is provided with 01 Law Officer(junior) with a supporting staff and also in the offices of the Commissioners of police at Bangalore city, Mysore, 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 31-03-2012)

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	00	03	03	-	-
3)	Law Officers (senior) / Public Prosecutors	199	96	103	199	15	05
4)	Law Officers(Junior)/Sr. Asst. Public Prosecutors	117	79	38	117	16	02
5)	Head Quarters Assistant	01	01	-	01	-	-
6)	Asst. Public Prosecutors-cum-Asst. Government Pleaders	367	235	132	367	40	07

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
7)	Administrative Officers	10	03	07	10	01	-
8)	Accounts Superintendent.	01	-	01	01	-	-
9)	Audit Officer.	01	01	-	01	-	-
	Group 'A' & 'B' Total	700	416	284	700	72	14
10)	Superintendents	36	31	05	36	04	02
9)	First Division Assistants	64	58	06	64	11	02
10)	Assistant Librarian	01	-	01	01	-	-
11)	Stenographers	201	86	115	201	09	03
12)	Senior Typists	37	30	07	37	01	-
13)	Second Division Assistants	65	44	21	65	07	03
14)	Typists cum Assistants	311	165	146	311	31	12
15)	Drivers	04	03	01	04	02	01
16)	Third Division Assistants	01	01	-	01	01	00
17)	Attenders	51	41	10	51	05	02
18)	Dalayats	292	185	107	292	34	07
	Group 'C' & 'D' Total	1063	644	419	1063	105	32
	TOTAL POSTS	1763	1060	703	1763	177	46

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 01.04.2011 to 31.03.2012 are furnished as under:

1.	Total No. of criminal cases disposed off	1,70,792
2.	Total No. of cases that are ended in conviction	43,260
3.	Total No. of judgments and orders that are ended In acquittal/discharge (i.e. otherwise disposed off)	1,27,532

4.	Total No. of cases reviewed by this office from 01.04.2011 to 31.03.2012	24,776
5.	Total No. of cases recommended for appeal	401
6.	Total No. of cases recommended for revision	35
7.	Total No. of cases in which neither appeals nor revisions recommended	24,340

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 01.04.2010 to 31.03.2011	2503
2.	No. of civil cases in which recommendations were made for preferring appeals	43
3.	No. of civil cases in which recommendations were made for preferring revisions	00
4.	No. of cases in which neither appeals nor revisions recommended	2460
5.	Suits dismissed (i.e. no action felt necessary)	801

7. ADMINISTRATION.-

During the year under report, 13 officers from Group 'A', 23 Officers from Group 'B' have been transferred. From Group "C", Superintendents-01, F.DA-01, Stenographers-04, S.D.A-03, Typists-02, Attenders-02, and Dalayaths-08 have been transferred.

During the year, 53- Senior Assistant Public prosecutor have been promoted as Public Prosecutors, 76- Assistant Public Prosecutors have been promoted to the Cadre Of Senior Assistant Public Prosecutors, 06- S.D.A's have been promoted as F.D.A and 06- Typists have been promoted as Senior Typists and 14- Dalayats have been promoted as Attenders.

During the Year 63 posts of Public Prosecutors, 62 posts of Assistant Public Prosecutors, 02 Post of First Division Assistant, 05 posts of Stenographers, 01 post of Second Division Assistant, 66 posts of Typist, 02 post of Attenders and 07 posts of Dalayat have been created.

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.

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 instructions the services of outsourcing candidates have been obtained from January -2009. 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.

fill up 61- Typist posts and 62- Dalayat posts through outsourcing agencies. At present about 232 out sourcing candidates are working in this Department.

8. PROGRESS REPORT DURING THE YEAR 2011-12

During the year 2011-2012 under the Office Modernization Scheme no grants have been sanctioned. However under the budget provisions for the year 2011-2012. 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 provide a total grant of ₹8.2 Crore for the 05 year plan. During the year 2011-12, 93 Prosecutors have been trained at the State Judicial Academy, Bangalore for a period of 45 days. 06 Workshops have been organized at different places and over 300 Prosecutors have been benefited with the knowledge of latest developments in "FORENSIC SCIENCE & MEDICAL JURISPRUDENCE" and other special laws. During the year 2011-12, Rs.1, 14, 00,000/- has been spent.

9. BUDGET. -

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 2014-00-114-02	Budget provision For the year 2011-2012	Total Expenditure for the year 2011- 12
01	02	03	04
1.	002-Officers Salary	10,75,31,000-00	8,42,83,714-00
2.	003-Staff Salary	9,28,94,000-00	8,47,73,250-00
3.	004-Interim Relief	00-00	76,59,888-00
4.	011-Dearness Allowance	14,02,97,000-00	11,27,85,226-00
5.	014-Other Allowance	3,57,72,000-00	3,79,29,319-00
6.	015-Subsidiary Expenses	4,07,000-00	00
7.	020- Medical Allowance	4,08,000-00	4,72,807-00
8.	021- Medical re-imburement	21,00,000-00	27,66,217-00
9.	041-Travel Expenses	17,57,000-00	17,35,278-00
10.	051-General Expenses	1,35,00,000-00	1,27,28,090-00
11.	052-Telephone Charges	7,96,000-00	3,90,573-00
12.	059-Other Expenditure	79,60,000-00	77,58,493-00
13.	071-Building Expenses	1,32,27,000-00	35,89,375-00
14.	101-Grants in Aid	5,41,000-00	5,41,000-00
15.	180-Machiner and Equipments	1000-00	
16.	195-Transport Expenses	7,86,000-00	5,94,363-00
TOTAL		41,79,77,000-00	35,80,07,593-00

PLACE BANGALORE

DATE 24-07-2012

H. R. Renuka
(H.R. RENUKA)

DIRECTOR OF PROSECUTIONS
& GOVT. LITIGATION,
BANGALORE

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

Non-Plan

Sl. No.	Head of Account 2014-00-114-02	Budget provision made by the Govt. For the year 2012-2013 (in lakhs)
01	02	03
1.	002-Officers Salary	1071.09
2.	003-Staff Salary	923.70
3.	004-Interim Relief	299.21
4.	011-Dearness Allowance	1675.62
5.	014-Other Allowance	788.22
6.	015-Subsidiary Expenses	----
7.	020- Medical Allowance	3.94
8.	021- Medical re-imburement	60.82
9.	041-Travel Expenses	15.00
10.	051-General Expenses	150.00
11.	052-Telephone Charges	7.96
12.	059-Other Expenditure	100.00
13.	071-Building Expenses	141.82
14.	101-Grants in Aid	5.63
15.	180-Machiner and Equipments	0.01
16.	195-Transport Expenses	8.82
17.	Purchase of Furniture and fixture	2.00
TOTAL		5253.84

PLACE: BANGALORE

DATE: 27-07-2012

H. R. Renuka
 (H.R. RENUKA)

DIRECTOR OF PROSECUTIONS
 & GOVT. LITIGATION,
 BANGALORE

27/7/12

2014-Administration of Justice
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 Government Litigation,

Non-Plan

Sl. No.	Head of Account <u>2014-00-114-02</u>	Budget provision made by the Govt. For the year 2012-2013 (in lakhs)
01	02	03
1.	002-Officers Salary	1071.09
2.	003-Staff Salary	923.70
3.	004-Interim Relief	299.21
4.	011-Dearness Allowance	1675.62
5.	014-Other Allowance	788.22
6.	015-Subsidiary Expenses	----
7.	020- Medical Allowance	3.94
8.	021- Medical re-imbusement	60.82
9.	041-Travel Expenses	15.00
10.	051-General Expenses	150.00
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27/7/12

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02-Director of Prosecutions and
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Non-Plan

Sl. No.	Head of Account <u>2014-00-114-02</u>	Budget provision made by the Govt. For the year 2012-2013 (in lakhs)
01	02	03
1.	002-Officers Salary	1071.09
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27/7/12