

Right to Information Handbook, 2022-2023

Of

Law & Judicial Department

Chakma Autonomous District Council

Kamalanagar, Mizoram

Published by

Law & Judicial Department

Chakma Autonomous District Council

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Preface

In an effort to promote transparency and accountability in the working of the Public Authorities the Right to Information Act, 2005 was enacted by the Parliament of India. The Act provides the citizens, the right to access information held by Public Authorities.

For democracy to be successful it is accepted that citizens must be informed. An informed citizen is important in the functioning of democracy to contain practices of corruption and to hold the government accountable.

To carry out the provisions of RTI Act, 2005 as mandated under section 28 of the Act, Chakma Autonomous District Council enacted its own RTI rule, “Chakma Autonomous District Council Right to Information Rule, 2006 ” on may 14, 2009.

Sl No	Name	Designation as RTI Officers
1	Pronit Bkash Chakma, Executive Secretary, CADC	Appellate Authority
2	Inglon Chakma, i/c Court President & Recorder, CADC	State Public Information Officer

Section 4 of the RTI Act, 2005 makes it mandatory for public authorities to disclose information held by them on suo motu initiative. This Handbook is an endeavour towards this end. it shall provide information in respect of Law & Judicial Department, Chakma Autonomous District Council as required under the section mentioned above.

(INGLON CHAKMA)
State Public Information Officer
Law & Judicial Department
Chakma Autonomous District Council,
Kamalanagar

LAW & JUDICIAL DEPARTMENT CADC, KAMALANAGAR

About

The Law & Judicial Department under the Chakma Autonomous District Council (CADC) was constituted in 1972 under the Provisions of Pawi-Lakher Autonomous Region (Administration of Justice) Rules, 1954. The Judicial Courts in the District Councils are set up under Paragraph 4 (1) of the Sixth Schedule to try cases between tribes of the local area of Customary, civil and criminal nature where punishment is less than 5 (five) years of imprisonment in a normal circumstances. The Governor may also empower the District Council Court with the power of Session Judge under Paragraph 5(1) of the Sixth Schedule as done to Khashi and Garo Hills District Council Court. An appeal against the judgment of a District Council Court lies only in the High Court. But in Mizoram the criminal cases are not yet sent to the District Council Courts. The Judiciary in the Chakma Autonomous District Council is a three tier institution viz.(a) Village Council Courts, the lowest court, (b) the Subordinate District Council Court, the intermediate court and (c) the District Council Court (appellate court).

The Village Court try suits and cases within its jurisdiction, Cases of civil and miscellaneous nature falling within the purview of village or tribal laws and customs and Criminal cases falling within the purview of tribal laws and customs and offences of petty nature such as theft and pilfering, mischief, trespass of petty nature, simple assault and hurt, drunkenness and disorderly brewing, public nuisance and simple case of wrongful restraint etc.

The Subordinate District Council Court have both original and appellate jurisdictions in all suits and cases in which both the parties do not fall within the legal jurisdiction of the same village, but within the areas under the jurisdiction of Subordinate District Council Court and also in suits and cases referred to it by a Village Court.

The District Council Court have both original and appellate jurisdiction of all nature of suits and cases within the Chakma Autonomous District Council..The District Council Court may, pass any order, an appeal authorized by any law for the time being in force. The District Council Court may call for examination of the records of any proceedings of a Subordinate District Council Court or of a village Court and may enhance, reduce, cancel or modify any sentence or fine passed by such Court or demand a case for retrial.

Functions and Duties

1. Trial of Customary, civil and criminal cases.
2. Hearing of appeal against the judgment of lower courts,
3. Maintenance of case records.
4. Issue of certificates like, Heirship, Succession, Caste, adoption, Marriage, Residential etc.
5. Affidavit
6. Agreement/Deeds
7. Other legal documents.

Power and duties of Officers and employees

The Court President & Recorder and the Judicial officers try cases of Customary, Civil and Criminal nature as triable by the Magistrate of First Class as provided under the CrPC, 1973 and pronounced judgment apart from issue of certificates and other legal documents. The other staff maintained the office by maintaining records and execution of Courts Orders, issue of court process, notification and maintenance of departmental accounts and properties.

Procedure followed in decision making process including channels of supervision and accountability.

Trial of cases is conducted independently as per the Pawi-Lakher Autonomous Regions (Administration of Justice) Rules, 1994. An appeal against a judgment is entertained in the Honourable Guwahati High Court, Aizawl Bench. General and financial administration is carried out as per the decision of the Executive Committee of the Chakma Autonomous District Council. Accountability on execution of Executive decision lies with the Court President and Recorder.

Rules, Regulation, instructions, manuals and records, held by it or under its control or used by its employees for discharging of its function;

The District Council Court follows the Pawi-Lakher Autonomous Regions (Administration of Justice) Rules, 1994 in the trial of cases. It also follows the Chakma Customary Law Code, 1997 and to some extent the Civil Procedure Code, 1908 and the Criminal Procedure Code, 1973. Financial matters are being supervised by the Finance and Accounts Department

Categories of documents that are held by it or under its control

- (1) Preservation of Case records.
- (2) Preservation of certificates and documents issued.
- (3) Record of utilization of fund.

Particulars of any arrangement that exists for consultation with or representation by the members of the public in relation to the formulation of its policy or implementation thereof

Nil.

Statements of the boards, councils, committees and other bodies consisting of two or more persons constituted as its part or for the purpose of its advice, and as to whether meetings of those boards, councils, committees and other bodies are open to the public, or the minutes of such meetings are accessible for public.

Nil.

A directory of its officers and employees

Sl No	Name	Designation	Montly Remuneration (in Rs)	Remarks
1.	Inglon Chakma	i/c CP&R	156119	
2	Jagat Shanta Chakma	JO	104090	
3	Mrinal Kanti Chakma	OS	135251	
4	Biro Bahu Chakma	Comp. Operator	69473	
5	Satesh Chakma	Assistant	62423	
6	Uttam Kumar Chakma	Assistant	62423	
7	Pinky Chakma	Assistant	84137	
8	K. Lalrintluanga	UDC	57065	
9	Sunil Kanti Chakma	UDC	58616	
10	A.Amar Shanti Tongchangya	LDC	10000	
11	David Tongchngya	LDC	10000	
12	Julica Chakma	LDC	42683	
13	Tutti Chakma	LDC	46067	
14	Bishad Chakma	LDC	42683	
15	Royal Chakma	LDC	42683	
16	Manabendra Chakma	LDC	15000	
17	Sonadhan Chakma	C/S-I	17087	
18	Ashish Chakma	OP	31028	
19	Bipesh Chakma	P/S	33272	
20	Bimaleshwar Chakma	O/P	33272	
21	Zakawtliana	LDC	58616	
22	Adar Bikash tong.	LDC	46067	
23	Minti Chakma	H/H staff	13020	
24	Mirinda Chakma	H/H staff	13020	
25	Anurupa Chakma	H/H staff	13020	
26	Isha Chakma	H/H staff	13020	

Budget allocated, plans, proposed expenditures and reports on disbursement made:

Sl No	Name of scheme	Sector	Proposed amount (in Rs)	Amount sanctioned on 2022 – 2023
1	Office Expenses	Non-Salary		50,000.00
2	Maintenance of Machineries	Non-Salary		50,000.00
	Total			100000.00

The manner of execution of subsidy programmes, including the amounts allocated and the details of beneficiaries of such programme.

Nil

Particulars of recipients of concessions, permits or authorizations granted by it :

Nil

Details in respect of the information, available to or held by it, reduced in an electronic form:

Nil

Facilities available to citizens for obtaining information, including the working hours of a library or reading room:

CADC website: www.cadc.gov.in

Such other information as may be prescribed.

Nil

Name Designations and other particulars of the Public Information Officers:

Name	Designation	Contact Number	Email
PronitBkash Chakma	Executive Secretary, CADC & Departmental Appellate Authority	7085948784	pronitbikashchakma@gmail.com
Inglon Chakma	i/c Court President & Recorder, CADC and State Public Information Officer	7085606956	inglonchakma01@gmail.com