

**Right to Information Handbook, 2021-2022**

**Of**

**Law & Judicial Department**

**Chakma Autonomous District Council**

**Kamalanagar, Mizoram**

**Published by**

**Law & Judicial Department**

**Chakma Autonomous District Council**

**Kamalanagar, Mizoram**

## 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	Hriday 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.

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 jurisdiction 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. Selling of Customary Law books
6. Affidavit
7. Agreement/Deeds
8. 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 extends 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.	Hriday Chakma	i/c CP&R	208190	
2.	Jyostna Chakma	JO	116400	
3	Jagat Shanta Chakma	JO	95850	
4	Mrinal Kanti Chakma	OS	119688	
5	Biro Sankar Chakma,	Assistant	88348	
6	Pinky Chakma	Assistant	79717	
7	Sunil Kanti Chakma	UDC	55605	
8	Zokawtlina	LDC	55605	
9	Biro Bahu Chakma	LDC	47385	
10	Adar Bikash Tongchangya	LDC	43823	
11	Tutti Chakma	LDC	43823	
12	Pijush Chakma	O/P	39576	
13	Bimaleshwar Chakma	Chowkider	31720	
14	Bipesh Chakma	Chowkider	31720	
15	Sona Dhan Chakma	O/P(MR) @ 520	16120	

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

Sl No	Name of scheme	Sector	Proposed amount (in Rs)	Amount sanctioned on 2021 – 2022
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](http://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
Pronit Bkash Chakma	Executive Secretary, CADC & Departmental Appellate Authority	7085948784	pronitbikashchakma@gmail.com
Hriday Chakma	i/c Court President & Recorder, CADC and State Public Information Officer	7085654648	hridaychakma360@gmail.com