

High Court of Gujarat at Sola, Ahmedabad

No.RC/0719/2009

ADVERTISEMENT

The High Court of Gujarat invites online applications from the eligible Candidates, by way of Competitive Examination, for filling up approximately **121** vacancies (existing and future) in the cadre of Civil Judges in the pay-scale of Rs.27700-770-33090-930-40530-1080-44850 plus other allowances as admissible under the Rules. The last date of receipt of Online Application is 05/10/2009 (till office hours). The High Court reserves the right to fill up lesser number of posts than notified. **8** posts are reserved for Scheduled Castes, **18** posts are reserved for Scheduled Tribes, **33** posts are reserved for Socially & Educationally Backward Classes Candidates and **01** post is reserved for Physically Disabled candidates with locomotor disability of not less than 40 percent. However, if, suitable candidates of any Reserved Category will not be available then the posts will be filled up by other candidates according to the merits.

Competitive Examination shall consists (i) Elimination Test (to be held on Sunday, 1st November, 2009) (ii) Main Written Examination (to be held on Sunday, 13th December, 2009) and (iii) Oral Interview.

1. Essential Qualifications :

- (1) Candidate must possess a degree in law (special) from a University recognized by law in India.
- (2) Candidate must be practicing as an Advocate in Courts of Civil and / or Criminal Jurisdiction on the last date fixed for receipt of application. OR must have worked in Courts or other allied departments for at least five years as an employee.

2. Age Limit :-

A candidate must not have attained the age of 35 years and must not have completed as **on the last date fixed** for receipt of applications, 38 years of age in the case of candidates belonging to Scheduled Castes or Scheduled Tribes or Socially & Educationally Backward Classes, declared as such by the State Government of Gujarat, Physically Disabled Persons & Ex-Service-men.

However, relaxation of 5 years shall be granted in case of members of staff of the High Court of Gujarat or any Court subordinate to it, staff of the Office of the Government Pleader, High Court of Gujarat, and City Civil Court, Ahmedabad and staff working in the Legal Section of Legal Department of the State of Gujarat.

3. Fees and Mode of Payment :-

The candidates belonging to General Category are required to pay fees of **Rs.500/-** plus Rs.30/- Bank Charges and the candidates belonging to Scheduled Caste, Scheduled Tribes, Socially & Educationally Backward Class or Physically Disabled are required to pay fees of **Rs.250/-** plus Rs.30/- Bank Charges. The candidates making payment of fees, shall remit the fees in **Current Bank Account No.30725811785**, with State Bank of India, High Court Complex Branch, Ahmedabad, in the name of Registrar General, High Court of Gujarat, Sola, Ahmedabad, through any of the Core Banking Service branches of the State Bank of India using the Cash Voucher in the special format appended to this Advertisement, from **19/09/2009 to 05/10/2009 during 10:30 a.m. to 4:30 p.m. on working days of the Bank. (For details see instruction no.3 in 'How to Apply')**

4. **General Instructions :-**

- (1) The decision of the High Court as to the eligibility or otherwise of a candidate for admission to the elimination test, written examination and/or viva-voce shall be final. No candidate to whom certificate of admission has not been issued by the recruiting authority shall be admitted for the examination.
- (2) The candidates shall appear at their own cost for elimination test, Written Examination and Viva-Voce, at the place and time that may be decided by the High Court.
- (3) Benefit of reservation will be granted to the candidates belonging to Scheduled Castes / Scheduled Tribes / Socially & Educationally Backward Classes provided that certificate in respect of reservation/non creamy layer certificate (for SEBC candidates) has been issued by the Competent Authority of the State of Gujarat.
- (4) A candidate who is found indulging in unfair practices, viz. copying or misconduct during the course of examination, using electronic gadgets or Mobile Phones etc., tempering with question paper, influencing any person concerned with the elimination test or written examination or oral interview will be debarred from appearing for elimination test or written examination or oral interview, as the case may be, for that examination or any number of years or permanently, as may be decided by the High Court.
- (5) Merely on being qualified in the competitive examination, no one shall get right to be selected.
- (6) One percent reservation is available in favour of Physically Disabled candidates with locomotor disability of not less than 40 percent. However, such a candidate shall have to produce (a) a certificate from a Competent Authority to the effect that he has a locomotor disability of not less than 40% and (b) a certificate from the Standing Medical Board at Ahmedabad, to the effect that he would be able to perform the duties of the post in question.
- (7) Candidate fulfilling all the requirements as per the Rules and advertisement, will be issued individual call letter for appearing at the examination. Also the list of eligible candidates will be declared on the High Court website. However, in case of non-receipt of call-letter, candidate can contact the High Court Authority prior to one week of examination.
- (8) Candidate shall produce, at the time of appearing for the Elimination Test / Main Written Examination, identity proof i.e. Pan Card/Card issued by Election Commission/Driving License, in original, alongwith the Call Letter.
- (9) Result of all examinations will be made available on the High Court website and/or by any other mode that may be decided by the High Court.

- (10) Candidates **succeeding in Elimination Test**, shall send to the Registrar (Recruitment), High Court of Gujarat, Sola, Ahmedabad – 60, by post or any other mode within 10 days from the date of publication of result, specifying their **Seat Number, the true copies of following documents :-**
- (i) Third LL.B. (Special) or Final Year LL.B (5 years course) Mark-sheet / Degree Certificate.
 - (ii) Certificates possessing basic knowledge of Computer Application / operation issued by Government or private Institute as set out by Government in General Administrative Department Resolution No.CRR-10-2007-120320-G.5 dtd.13/08/2008 (copy attached herewith).
 - (iii) Government Gazette, showing change in name / surname etc, if any.
 - (iv) Certificate to the effect that he/she has worked in the Office/Department continuously for five years or more, issued by the Head of the Department of the respective Office in the case of the Ministerial staff.
 - (v) Character Certificate from two referees who should be respectable persons, unconnected with his/her, School/University and not related to the candidate.
 - (vi) Language Certificate in the manner as prescribed as Point No.4 (12) (ix) of the Advertisement.
 - (vii) In case of practicing Advocate, practice certificate in the manner as prescribed at Point No.4 (12) (x) of the Advertisement.
 - (viii) Certificates in respect candidates belonging to Reserved Category and in case of those belonging to Socially & Educationally Backward Classes, non-creamy layer certificate, issued by the Competent Authority of the State of Gujarat.
- (11) Mere success in the examination shall not confer any right to appointment and no candidate shall be appointed to the post unless the Government is satisfied, after such inquiries as may be considered necessary that the candidate is suitable in all respects for appointment to the post.
- (12) Candidate should produce following original documents at the time of Viva voce to be conducted by the High Court.
- (i) School Leaving Certificate or Birth Certificate issued under Birth & Death Registration Act.
 - (ii) Educational qualifications i.e mark-sheet and certificates of SSCE/HSCE/Final Year of Graduation/ LL.B./LL.B.(Special) or Final Year LL.B (5 years course) Post Graduation etc.

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- (iii) Certificates possessing basic knowledge of Computer Application / operation issued by Government or private Institute as set out by Government in General Administrative Department Resolution No.CRR-10-2007-120320-G.5 dtd.13/08/2008 (copy attached herewith).
- (iv) Certificates in respect candidates belonging to Reserved Category and in case of those belonging to Socially & Educationally Backward Classes, non-creamy layer certificate, issued by the Competent Authority of the State of Gujarat.
- (v) Government Gazette, showing change in name / surname etc, if any;
- (vi) Sanad, issued by the Bar Council.
- (vii) Certificate in Original to the effect that he/she has worked in the Office/Department continuously for five years or more, issued by the Head of the Department of the respective Office in the case of the Ministerial staff.
- (viii) Character Certificate from two referees who should be respectable persons, unconnected with his/her, School/University and not related to the candidate.
- (ix) Language Certificate issued by (i) the Registrar General, High Court of Gujarat in case of Advocate practicing in High Court (ii) in case of Advocate practicing in District Court or Taluka Court or City Courts at Ahmedabad, by the Principal District Judge of the District concerned or Principal Judicial Officer of Courts in the City of Ahmedabad (iii) in case of staff members by the Head of the Department of the Office concerned, as may be applicable in the following manner.

CERTIFICATE

This is to certify that Mr./Ms _____ (mention name & designation)/Advocate, has sufficient knowledge of Gujarati, Hindi and English so as to enable him/her to speak in the said languages, to write and read the said languages and to translate with ease, from any of the said languages into English and from English into any of the said languages.

This certificate is issued on the basis of Test taken/ Documents verified by the undersigned for submitting before the High Court for applying for the post of Civil Judge pursuant to the Advertisement published on _____ (mention date) .

Head of the Department

Date

(Seal)

Note:- Such Certificate shall be issued on taking test or on the basis of any valid educational documents.

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- (x) Experience Certificate / Practice Certificate issued by (i) the Registrar General, High Court of Gujarat in case of Advocate practicing in High Court (ii) in case of Advocate practicing in District Court or Taluka Court or City Courts at Ahmedabad, by the Principal District Judge of the District concerned or Principal Judicial Officer of Courts in the City of Ahmedabad (iii) in case of staff members by the Head of the Department of the Office concerned, as may be applicable in the following manner.

CERTIFICATE

This is to certify that Mr./Ms _____ (mention name & designation)/Advocate has been working / practicing advocate since _____ (mention date). As such he has completed _____ (mention No. of years) years in the Department / practice, on the date of advertisement.

This certificate is issued on the basis of the record available with the office of the undersigned for submitting before the High Court for applying for the post of Civil Judge pursuant to the Advertisement published on _____ (mention date).

Date :

Head of the Department

(Seal)

5. Examination & its syllabus :-

The Competitive Examination consists of

- (I) (a) Preliminary Examination (Elimination Test)
(b) Main Written Examination
(c) Viva-voce

(II) Preliminary Examination :- (Scheduled on Sunday 1st November, 2009)

- (1) The Preliminary Examination shall be of **100 marks** consisting of Multiple Choice Questions (MCQs) each of **1 mark** with the duration of **2 hours** based on following syllabus :-

Part – A

- (a) Code of Civil Procedure
(b) Limitation Act
(c) Negotiable Instruments Act
(d) Transfer of Property Act
(e) Indian Contract Act
(f) Specific Relief Act
(g) Bombay Prohibition Act,
(h) Right to Information Act, 2005

Part – B

- (i) Code of Criminal Procedure
- (j) Indian Penal Code
- (k) Indian Evidence Act
- (l) Constitution of India (**Part –III** – Fundamental Rights (Articles 12 to 35A)

Part-IV – Directive Principles of State Policy

Part-IVA – Fundamental Duties

Part-V – Chapter-IV The Indian Judiciary, Articles 124 to 147

Part-VI – Chapter-V High Court in the State and Chapter-VI-Subordinate Courts

Part-XIV --Chapter-I & II Service under the Union & the State

Part-XIVA -- Tribunal

Part - C

General Knowledge, Test of Reasoning, Numerical & Mental Ability and English Language

- (2) The language of Question Paper of Preliminary Examination will be English.
 - (3) The candidates who will secure Grade – ‘B’ (50%) in the Preliminary Examination shall be eligible for being called for Main Written Examination. However, the marks obtained in Preliminary Examination shall not be taken into consideration for determining the Final merits of the candidates.
 - (4) In the event of a large number of candidates qualifying in Preliminary Examination, it will be open to the High Court to decide and restrict the number of candidates that may be called for Main Written Examination.
- (III) **Main Written Examination :- (Scheduled on Sunday, 13th December, 2009)**
- (1) The main written examination shall consist of **two papers**, each of **100 Marks with 3 hours duration**, based on the **syllabus** given below :-

Paper No. I

- (1) Code of Civil Procedure,
- (2) Limitation Act,
- (3) Indian Contract Act,
- (4) Indian Partnership Act,
- (5) Specific Relief Act,
- (6) Gujarat Court Fees Act,
- (7) Provisions relating to Alternative Disputes Resolution (ADR) Mechanism.
- (8) Transfer of Property Act,
- (9) Panchayat Raj Act,
- (10) BPMC Act,
- (11) Negotiable Instruments Act (except Ch.XVII),
- (12) Registration Act,
- (13) Registration of Births and Deaths Act,
- (14) Information Technology Act, 2000,
- (15) Maintenance of Parents Act-2007,
- (16) Legal service Authority Act.
- (17) Test of English and Gujarati Language.

Paper – II

- (1) Probation of Offenders' Act,
- (2) Code of Criminal Procedure,
- (3) Indian Penal Code,
- (4) Indian Evidence Act,
- (5) Juvenile Justice (Care and Protection of Children) Act,
- (6) Prevention of Domestic Violence Against Women Act, 2005,
- (7) Gujarat Police Act
- (8) Forest Act,
- (9) Prevention of Gambling Act,
- (10) Prevention of Immoral Traffic Act,
- (11) Wild Life Protection Act,
- (12) Pre-Natal Diagnostic Techniques (Regulation and Prevention of Misuse), Act

- (2) Language of Question Papers of Main Written Examination shall be English. Answers to Question Papers of Main Written Examination shall be given either in English or Gujarati, if otherwise not instructed.
- (3) The candidates belonging to Scheduled Castes /Scheduled Tribes / Socially & Educationally Backward Classes / Physically Handicapped, who obtain minimum **Grade – 'B' (50%)** and all other candidates who obtain minimum **Grade – 'A' (60%)** in the main written examination shall be eligible for being called for viva-voce, provided the candidates have secured minimum **Grade – 'C' (40%) in each individual paper.**
- (4) In the event of a large number of candidates qualifying in Main Written Examination, it will be open to the High Court to decide and restrict the number of candidates that may be called for Viva-voce.

(IV) Viva-voce :-

50 Marks

- (1) The object of the Viva-voce under sub-rules (1) and (2) is to assess the suitability of the candidate for the cadre by judging the mental alertness, knowledge of law, clear and logical exposition, balance of judgment, skills, attitude, ethics, power of assimilation, power of communication, character and intellectual depth and the like, of the candidate.
- (2) for being eligible to be included in the Select-List, the candidates must obtain minimum **Grade – 'C' (40%)** in Viva-voce.

(V) Preparation of Select-List :-

- (1) Selection of candidates shall be made on the basis of Cumulative Grade Value obtained in the Main Written Examination & Viva-voce, in proportion to the marks assigned to them.
- (2) The mode of evaluating the percentage & grading in the Main Written Examination & Viva-voce shall be as specified hereinabove as also in **Schedule – 'A'** of the Gujarat State Judicial Service Rules, 2005.

6. **Disqualification for appointment :-**

No person shall be eligible for appointment to the service –

- (a) unless he is a citizen of India
- (b) if he is dismissed from service by Central Government or any State Government or U.Ts. or any High Court or Statutory or Local Authority.
- (c) If he has been convicted of an offence involving moral turpitude or who is or has been permanently debarred or disqualified by the High Court or the Union Public Service Commission or by any recruiting or examination conducting authority from appearing in examinations or selections.
- (d) If he directly or indirectly influences the recruiting authority by any means for his candidature.
- (e) If he is a man, has more than one wife living. And, if a woman, has married a man already having another wife.

**High Court of Gujarat,
Sola, Ahmedabad**
Date :- September 16, 2009

Sd/-
Registrar (Recruitment)