



कर्मचारी राज्य बीमा निगम
(श्रम एवं रोजगार मंत्रालय, भारत सरकार)
EMPLOYEES' STATE INSURANCE CORPORATION
(Ministry of Labour & Employment, Govt. of India)



मुख्यालय

Headquarters'

पंचदीप भवन सी०आई०जी रोड, नई दिल्ली-110002

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Circular

To,

All Regional Offices/Sub Regional Offices

All ESI Hospital/Medical College

All branches of Hqrs office

Sub:- Guidelines regarding the certified copy of judgement to file any appeal in the Supreme Court.

Sir,

Attention of all concerned is drawn to the Hon'ble Supreme Court Judgement dated 05/08/2024 in SLP (CrI) Diary No. 3045612024 titled Harsh Bhuwalka & Ors vs. Sanjay Kumar Bajoria wherein the Hon'ble Supreme Court has ordered that:

"If any special leave petition, arising out of civil proceedings as well as criminal proceedings, is accompanied by an application for exemption from filing certified copy of the judgment and/or order under challenge, such application must have, as an annexure, the receipt that has been generated/provided by the concerned Section/Department of the high court as acknowledgment of receipt of an application from the applicant for certified copy of the impugned judgment and/or order and the reason for seeking exemption; further, it must have an averment that the application for certified copy has not lapsed owing to non-filing of requisites or otherwise; also, the application must contain an undertaking of the applicant to place the certified copy of the impugned judgment and/or order on record as soon as possible after the same is furnished to him by the concerned Section/Department of the high court.

This practice direction has to be observed by all litigants who propose to file special leave petitions both on the civil side as well as on the criminal side with effect from 20th August, 2024."

In view of the aforesaid directions issued by the Hon'ble Supreme Court and the consequent instructions of Ministry of Law and Justice, henceforth **all the offices are directed to ensure that the certified copy of the judgement of the Hon'ble High Court against which the appeal is being preferred or the receipt generated by the Division concerned of the respective High Court that certified copy has been applied for, is enclosed with the proposal to file an appeal in the Hon'ble Supreme Court when the case is forwarded to Headquarters Office.** This is for strict compliance by all the offices in order to avoid delays in successful filing of the case in the Hon'ble Supreme Court.

This issues with the approval of the Insurance Commissioner (Legal).

Yours sincerely,

(Lokesh Kumar)

Assistant Director (Legal)

Encl: As above

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