

**JUSTICE ADMINISTRATION:  
'CASE AND COURT MANAGEMENT'**

**ADVANCE COURSE ON CIVIL PROCESS INCLUDING RECENT  
TRENDS IN JUDGMENT WRITING  
- 27TH TO 31ST JULY, 2006**

**NATIONAL JUDICIAL ACADEMY, BHOPAL**

**REVISED AND DELIVERED**

**AT**

**IJTR, 31<sup>st</sup> January, 2009**

By Justice Sunil Ambwani,  
Judge, Allahabad High Court,  
Allahabad

1. Indian judiciary is doing a commendable job. It is still enjoying the public faith and confidence, much to the envy of other organs of states. The pendency of 3.5 million cases in the High Courts and 32.2 million in subordinate Courts has not deterred the people from filing more and more cases, which proves their faith in the system. The administration of justice, however, in the words of Justice V.R. Krishna Iyer is still, *"the judicial process wrapped in a mystery inside an enigma what with its baffling legalese, lottery techniques, habitual somnolencies, extensive proclivities, multi-decked inconsistencies, tyranny of technicalities and interference in everything with a touch of authoritarian incompetency."*

2. Within the system the judiciary has realised and it is frankly admitted in the successive speeches delivered by the Chief Justices of India on Law Day Celebrations that **Indian judiciary is in a management crisis**. It is with great resilience and untiring efforts of the Judges and Court staffs, that the system is holding itself in its place, and managing the affairs.

3. The Constitution of India vests extraordinary powers in the High Courts in the matters of the rules of the court and conditions of service of its employees. **The High Courts have administrative powers of superintendence over all the Courts in the State**. The appointment of officers and servants of the High Court are made by the Chief Justice or the designated Judge or officer of the Court. **The administrative expenses are charged upon consolidated fund of the State. The Chief Justice of the High Court along with his brother Judges sitting in Full Court or such Committees as may be constituted by him, exercise complete administrative control over High Court and Subordinate Courts**. The Judges, however, do not have the required expertise in the Court management.

