

No. PBW-A(F)1-1/2014.  
Government of Himachal Pradesh,  
Public Works Department.

From

**The Addl. Chief Secretary (PW)  
Govt. of Himachal Pradesh.**

To

The Director of Prosecution,  
Himachal Pradesh, Shimla-9.  
Dated: Shimla- 2,

01-04-2016.

Subject:-

**Instruction for filing of 1<sup>st</sup> Appeal before the Distt. Judge/Addl. Distt. Judge by ADA/DA in civil suits without advice of Govt.**

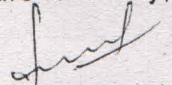
Sir,

I am directed to refer to the subject cited above and to say that based on the deliberations in the Department Litigation Monitoring Committee Meeting, an unanimous view was that the District Attorneys be authorized to file 1<sup>st</sup> appeal within 30 days in cases involving Civil Litigations of PWD where the DA opines that a first appeal is necessary. This view is primarily based on fact that practice of examination at Govt. level after the limitation of 30 days expires.

In cases where Distt. Attorney opines that facts/law do not warrant an appeal, a reference be made to ADA/Distt. Attorney of PW Department at Zonal level to obtain advice of Government (Administrative Department) and Law Department.

It is requested that the necessary directions with regard to above decisions may be conveyed to all ADAs/District Attorneys of your Department under intimation to this Department.

Yours faithfully,

  
( K. R. Saizal )

Deputy Secretary (PW) to the  
Govt. of HP, Ph. No. 2622498.

Endst No. As above.

Dated: Shimla-2.

2016.

Copy forwarded for information and necessary action to:-

1. The Engineer-in-Chief, PWD, Nirman Bhawan, Shimla-2. He is requested to issue necessary directions to all concerned for taking appropriate action as per above mentioned decision.
2. All the Chief Engineers, HPPWD, HP.
3. All the Superintending Engineers, HPPWD
4. The Joint Director(P), O/O Engineer-in-Chief, PWD Shimla-2.
5. The Nodal Officer (IT) O/o Engineer-in-Chief, PWD, Nirman Bhawan, Shimla-2 for uploading in the official website of the Department.

FR  
NOC  
5/4/16

6/4/16

AS Sured.