

The Odisha Gazette



EXTRAORDINARY

PUBLISHED BY AUTHORITY

No. 1913 CUTTACK, FRIDAY, OCTOBER 28, 2016/KARTIKA 6, 1938

THE HIGH COURT OF ORISSA, CUTTACK

NOTIFICATION

The 22nd August 2016

No. 431—XI-38/2010-R—In exercise of the rule making power under Part X of the Code of Civil Procedure, 1908 (Act No.5 of 1908) and Clause (d) of sub-section (2) of Section 89 of the said Code, the High Court of Orissa do hereby make the following rules for amendment of the Civil Procedure Mediation Rules, 2007, namely :—

- (a) These Rules shall be called the Civil Procedure Mediation (Amendment) Rules, 2016.
(b) They shall come into force on the date of their publication in the *Odisha Gazette*.

- The existing Sub-rule (5) of Rule 26 shall be substituted as follows :

“(5) The following consolidated amount shall be paid to the mediators towards their honorarium engaged in mediation centers for mediating the cases as specified in the following structure :—

Sl. No.	Nature of Cases	Honorarium to be paid to the mediators
(1)	(2)	(3)
1.	On settlement through mediation of a matrimonial case (including criminal), custody, guardianship, probate, partition and possession.	Rs. 3,000 per case (with two or more connected cases, the maximum would be Rs. 4,000).
2.	All other matters	Rs. 2,000 per case (with two or more connected cases, the maximum would be Rs. 3,000).
3.	Connected case	Rs. 500 per case subject to a maximum of Rs.1,000 (regardless of the number of connected cases).
4.	In case of no settlement/ unsuccessful mediation.	Rs. 1,000 Provided that the concerned Mediator has held five sittings and put serious efforts to arrive at a settlement of the dispute and to that effect the mediator shall submit a detailed note as regards the efforts put in by him to persuade the parties to settle their dispute.

* The honorarium shall be paid by the Legal Services Authority from State Grant from the date of Notification of honorarium till separate funds is allotted by the State Government for the purpose or till receiving necessary instructions from the Government that such expenses can be met from TFC Grant”.

By order of the High Court
G. SHARMA
Registrar General