

Rules on Judicial Management System
by King Rajendra Bir Bickram Shah
on 1883 B.S.

Whereas, Mr. Dalabhanjan Panday, we are issuing these Rules to conduct judicial activities comprising a bench by you in the palace; you will dispense justice with all your effort and efficiency and without any favour, greed and love.....

First Rule: In case, anybody, from all the Four castes and Thirty Six Creeds, either general public or a person in a bigger post, either rich or poor; whosoever comes with a complaint, against the *Shreeguru, Purohit, Chautara, Kazi, Sardar, Subba* (political and administrative posts), court, *Daftarkhana, Shree Kumarichowk, (offices), Subedar, Jamdar, Amali, Ijaradar, Rakami, Sipahi* (army and civil posts) for causing exploitation or injustice by them,
You shall, also, hear the opposite party and decide upon the litigation with an aim to render total justice. If you could not dare to decide upon a case, refer such a case before me (King) and do in accordance with our command.....

Second Rule: Hear both the parties to the case; even then if you could not reach to any conclusion discuss the matter with the General; reach to a conclusion; refer the case to us and decide as per our command.

Third Rule: Hear the plaintiff first, issue Notice to the defendant whosoever, either a general public or a person in the big post one may be; hear the defendant as well; find out what type of injustice is done by whom; issue an order to recover if anything is to be so recovered,

in case someone delays or denies to pay back as per your decision; refer the case to us and do accordingly what we command.

Fourth Rule: The people, who do not have any other resources for survival, except the land or money given by the Palace are suffering from not getting opportunity to use such a property; report such a matter to us; and do according to our command.

Fifth Rule: If the common people (*Garib, Gurua, Fakir, Fakada*) from any area of the country are not getting passport and waiting for it for their movement, listen them and you find that they will not cause any harm; recommend for their passport to the *Bhardar* wherever he/she want to travel, and issue a passport.

Sixth Rule: In a case some enters into or tries to cheat upon absconding and if such a person is found to be an approver in the course of proceeding, report it to us; punish accordingly what we command.

Seventh Rule: In the course of hearing the plaintiff, if the case is found to have been decided prematurely (without holding *Bidi, Karpan* and in the absence of *Pani Karahi*), take confession (*Kayalnama*) of the party to a case, ask him/her to put *Chardam*, impose penalty, take winning amount (*Jitauri*) and then decide the case; if the party to the case is ready to take an oath (*Bhaknu*) ask him/her for the same; if the case is found to have been decided without *Pani Karahi*, forward him/her to the court along with your person.

Eighth Rule: If, an offender of an incest whose entire property may be confiscated for committing such a crime, comes to you to divorce (*Pachuki*) his wife; forward him to the *Dittha Arjabegi* of *Itachapali* (court) along with your person.

Ninth Rule: If someone files a petition blaming that the authority Bench (*Kachahari*) delayed in deciding a case and they could not get

justice in time and therefore they are suffering due to delays; order to forward that case before you and dispense justice as soon as possible.

Tenth Rule: In the course of conducting your job pursuant to these Rules put an Orderly along with you and order him/her to do the job accordingly; collect revenue (*Dastur*) or any other income and deposit such an amount to the Palace and collect receipt for the same.

Eleventh Rule: The human resource for this job shall be- *Bichari-2, Bahidar-2, Tahabildar-2, Tahaluwa-1* all together Seven people, the yearly *Khangi* (salary) for them shall be Rupees One Thousand Three Hundred and Twenty Four Rupees;

The breakdown of the amount shall be -

For Two *Bichari* - Rs.700.00

For Two *Bahidar* - Rs. 288.00

For Two *Tahabildar* - Rs. 300.00

For a *Tahaluwa* - Rs 36.00

You shall provide their *Khangi* from the income of your office.

Except the *Khangi*, Ten percent of the income you have made and *Mamuli Jadawar* fee or the amount equal to the facility to be given to the *Sardar, Bichari, Nausinda, Thalbidar* and *Tahaluwa* of the *Shree Kumari Chowk* may be collected as an extra facility from the income you make in your office, such an amount shall be discounted (*Mojara*).

Done on 1983 Falgoon Sudi 7, Thursday.

Courtesy: *Law Related Some Historical Documents (in Nepali) Lawyer's Club, 2063, P 110-112)*