

Indicator: Enforcing Contracts

S. No	Reform Implemented	Comments/Link
1	Commercial benches in High Courts should be dedicated for commercial cases.	http://bombayhighcourt.nic.in/sittinglist/PDF/sitlistbom20160108132501.pdf http://delhihighcourt.nic.in/writereaddata/Upload/PublicNotices/PublicNotice_RECE50FN.PDF
2	Performance measurement reports can now be generated about the competent court to monitor the court's performance, to monitor the progress of cases through the court and to ensure compliance with established time standards. The following reports are available (i) clearance rate report; (ii) age of pending cases report; and (iii) single case progress report	http://ecourts.gov.in/ecourts_home/
3	Initial complaint can be filed and can be served on the defendant electronically before Delhi High Court.	Order V, Rule 9 of CPC specifies that summons may be served either by speed post or courier service or by any other means of transmission of document (including fax or electronic mail service). In pursuance of the aforementioned provision, the Delhi High Court has framed Delhi Courts Service of Processes by Courier, Fax and Electronic Mail Service (Civil Proceedings) Rules, 2010 which were notified on February

		<p>9, 2011. Email service is specifically provided for under Rule 12 of the said Rules. Under Rule 15 of the said Rules, even witnesses may be summoned via emails. Also, any party may request the court to issue service to it via emails so that it may receive the court's communication or communication from the other party to the proceeding via email. High Court of Delhi has also taken an initiative of providing SMS or email alert facility for information of the members of the bar and parties.</p>
4	Provisions for adjournments limited to unforeseen and exceptional circumstance.	<p>As per CPC Order XVII, Rule 2(b) no adjournment shall be granted at the request of a party, except where the circumstances are beyond the control of that party. It specifically provides that in case the illness of the lawyer is the ground on which the adjournment is being sought, the court shall not grant adjournment unless it is satisfied that the party applying for the adjournment could not have engaged another lawyer in time.</p>
5	Electronic case management tools for the use by judges	<ol style="list-style-type: none"> 1. Access laws, regulations and case law- http://www.manupatrafast.com/ 2. To send notifications (for e.g. emails) to lawyers 3. To track the status of a case on the their docket- http://services.ecourts.gov.in/ecourtindia_v5/ 4. To view and manage case documents- http://services.ecourts.gov.in/ecourtindia_v5/ 5. Semi -automatically generate court orders; and 6. To view court orders and judgments in a particular case-

		http://services.ecourts.gov.in/ecourtindia_v5/
6	Electronic case management tools for the use by lawyers	<ol style="list-style-type: none"> 1. To access laws, regulations and case laws- http://www.manupatrafast.com/ 2. To receive notifications 3. To access forms to be submitted to the court- http://delhihighcourt.nic.in/ http://bombayhighcourt.nic.in/ 4. To track the status of a case- http://services.ecourts.gov.in/ecourtindia_v5/ 5. Access court orders and judgments in a particular case- http://services.ecourts.gov.in/ecourtindia_v5/
7	Provision of financial incentives for parties to attempt mediation/conciliation	Section 16 of Court Fee Act, 1870 states that in case the court refers the dispute to any of the modes of settlement provided under Section 89 of the CPC, then the plaintiff shall be entitled to the refund of the full amount of the court fee. The fee will be refunded once the matter is settled through any of the alternate modes of settlement.