

**National Judicial Academy (Recruitment, Salary,
Allowances and Other Conditions of Service of Director)
Rules, 2015**

*(Amended rules as approved by the Competent Authority and communicated by the
Department of Justice, Ministry of Law & Justice, Government of India vide letter
No. 19020/09/2014-Jus-II/5498 dated 12/02/2024*

In exercise of powers conferred by rule 18 of the Rules of the National Judicial Academy and in supersession of the National Judicial Academy (Recruitment, Salary, Allowances and Conditions of Service of Director) Rules, 2001, except as respect things done or omitted to be done before such supersession, the Chairman of the Society, with the approval of the Central Government, hereby makes the following rules prescribing the terms and conditions of service for the post of Director of the National Judicial Academy, namely:-

1. Short Title and Commencement.- (1) These rules may be called National Judicial Academy (Recruitment, Salary, Allowances and other Conditions of Service of Director) Rules, 2015.

(2) They shall come into force on such date as the Governing Council of the Society may appoint in this behalf.

2. Definitions.- (1) In these rules, unless the context otherwise requires,-

- (a) 'Society' means the National Judicial Academy;
- (b) 'Rules' means Rules of the National Judicial Academy as amended from time to time by the society;
- (c) 'Selection Committee' means the committee constituted by the Chairman of the society under these rules;
- (d) 'Post' means post of Director in National Judicial Academy;
- (e) 'Director' means person appointed as Director under rule 18 of the rules of the National Judicial Academy.

(2) Words and expressions used in these rules and not defined, but defined in the Rules of the National Judicial Academy shall have the same meanings respectively assigned to them in the said rules.

3. Qualifications for Appointment.- “A person shall not be qualified for appointment as Director, unless he-

- (a) has been a Judge of the Supreme Court or the Chief Justice of a High Court; or
- (b) has been for at least five years or more, a Judge of High Court; or
- (c) has been a Judge of a High Court with a combined experience of seven years or more as a Judge of the High Court and as a District Judge in Super Time Scale and who has comprehensive knowledge of the functioning of the judiciary, its needs and methods for improving the quality of justice delivery. However in the computation of combined seven years experience, the person should have served as a Judge of the High Court for a minimum period of not less than three years; or
- (d) an eminent academician in the field of law-education and well versed in administration of educational institutions with at least twenty years of experience in the legal field/law-education.

*Explanation.-*For the purpose of clause (c), in computing the period during which a person has been a Judge of a High Court, there shall be included any period during which such person has held office as a member of the tribunal, constituted under the Central or a State Act, after his appointment as a judge of a High Court.”

4. Method of Appointment.- (1) Recruitment to the post of Director shall be made by a Search-cum-Selection Committee, comprising two senior most Judges of Supreme Court and Chief Justice of a High Court, to be nominated by the Chairman of the Society.

(2) The Search-cum-Selection Committee shall determine its own procedure for recommending a suitable person under sub-section (1), to the Chairman of the society who shall appoint such person as Director of the Society after obtaining approval of the Central Government.

(3) The Chairman and so also the Central Government may return the name so recommended for re-consideration by the Committee.

5. Term.- A person shall hold the post of Director for a period of three years from the date on which he joins the post, which may be extended by the Chairman for a further period of three years with the approval of the Central Government:

Provided that no person shall hold the post of Director after he has attained the age of seventy years.

6. Resignation and termination.- (1) The Director shall give three months prior notice in writing to the Chairman, if he intends to resign from the post:

Provided that the Director shall, unless he is permitted by the Chairman to relinquish the post sooner, continue to hold the post until the expiry of the period of notice or until the time a person duly appointed as his successor joins or until the expiry of his term, whichever is earlier.

(2) The Chairman may, after consultation with Central Government, remove a person from the post of Director,-

- (a) who has been adjudged an insolvent; or
- (b) who has been convicted of an offence which, in the opinion of the Central Government, involves moral turpitude; or
- (c) who has become physically or mentally incapable of acting as such Director; or
- (d) who has acquired such financial or other interest as is likely to affect prejudicially his functions as such Director; or
- (e) who has so abused his position as to render his continuance in the post prejudicial to the public interest, or
- (f) on ground of misconduct, misbehavior or incapacity:

Provided that the Director shall not be removed on any of the grounds specified in clauses (b) to (f) without giving him a reasonable opportunity of being heard and holding an enquiry in this regard by a Committee constituted by the Chairman.

7. Head Quarter or place of posting.- The headquarter of the Director shall be at Bhopal, Madhya Pradesh.

8. Salary, allowances, etc. of the Director.- (1) When a person who has been a Judge of the Supreme Court, is appointed as Director, he shall be entitled to a monthly salary, and to such allowances and other benefits, as are admissible to a serving Judge of the Supreme Court, except for the allowances and benefits for which specific provisions have been made under these rule.

(2) When a person who has been a Chief Justice or a Judge of a High Court, is appointed as Director, he shall be entitled to a monthly salary and to such allowances and other benefits as are admissible to a serving Chief Justice or, as the case may be, Judge of the High Court of the Headquarter station of the National Judicial Academy, except for the allowances and benefits for which specific provisions have been made under these rules.

Provided that in case a person appointed as a Director, is in receipt of, or has received or has become entitled to receive any retirement benefits by way of pension, gratuity, employers contribution to the Contributory Provident Fund or other forms of retirement benefits, the pay of such Director shall be reduced by the gross amount of pension or employers contribution to the Contributory Provident Fund or any other form of retirement benefits, if any (except pension equivalent of gratuity), drawn or to be drawn by him.

Provided further that neither the salary and allowances nor the other terms and conditions of service of the Director shall be varied to the disadvantage after his appointment.

9. Travelling Allowances.- (1) A person appointed as a Director while on tour or on transfer (including the journey undertaken to join National Judicial Academy or on the expiry of his term with the National Judicial Academy to proceed to his home town) shall be entitled to travelling allowance, daily allowances, transportation of personal effects and other similar matters at the same scale and at the same rates as are applicable to a Supreme Court Judge or a Chief Justice or, as the case may be, Judge of High Court of the Headquarter station of the National Judicial Academy.

10. Leave Sanctioning Authority.- The Chairman shall be the leave sanctioning authority of Director.

11. Official visits abroad.- Official visits abroad by the Director shall be undertaken only in accordance with orders issued by the Chairman with approval of Central Government, and he shall be entitled to draw such allowances in respect of such visits as may be determined by the Chairman with approval of Central Government.

12. Facility for medical treatment.- The Director shall be entitled to medical treatment and hospital facilities as provided in the Contributory Health Services Rules, 1954 and in places where Central Health Services Scheme is not in operation, the said Director shall be entitled to the facilities as provided in the Central Services (Medical Attendance) Rules, 1944.

13. Accommodation.- (1) The Director shall be entitled to the use of a furnished residential accommodation without payment of rent throughout his term or extended term and for a period of one month immediately thereafter. Such accommodation shall be maintained by the society. This concession shall also be admissible to the members of the family of the Director, who dies while in service, for a period of one month immediately thereafter.

(2) When the Director does not avail of the rent free furnished residential accommodation provided by the Society, he may be paid every month house rent allowance as was applicable prior to appointment as Director.

(3) Where the Director occupies the official residential accommodation provided by the Society beyond the permissible period he shall be liable to pay license fee or penal rent as prescribed by the Governing Council, and also liable to be evicted.

14. Facility of conveyance.- The Director shall be entitled for conveyance facilities as admissible to serving Judge of a Supreme Court or Chief Justice or, as the case may be, Judge of a High Court of the Headquarter station of the National Judicial Academy.

15. Other conditions of Service of Director.- Matters relating to the conditions of service of Director for which no provision is made in these rules shall be governed by the Supreme Court Judges (Conditions of Service) Act, 1958 (41 of 1958), and any other rules made under the Act, or the High Court Judges Act, 1954 (28 of 1954), and any other rule made under the Act, as the case may be.

16. Powers to relax.- The Chairman of the Society may, with the approval of the Central Government relax any of the provision of these rules.