

8hb Januari, 1981.

All Senior Assistant Registrars/Assistant Registrars
Federal Court/High Court, Peninsular Malaysia;

Registrar, High Court, Kuching.

Deputy Registrar, High Court, Kuala Lumpur;

Deputy Registrar, High Court, Kota Kinabalu.


REGISTRAR'S CIRCULAR NO. (U) 2 OF 1981

CIVIL APPEALS TO THE FEDERAL COURT

It has come to light that there is a lack of co-ordination between the High Court Registries and the Federal Court Registry on matters concerning disposal of pending appeals.

Notices of Withdrawals filed at the respective High Court Registries were not forwarded to the Federal Court Registry for action. This has contributed to the backlog of cases. In one case the Notice of Withdrawal was sent to this Registry for action after one year when the trial judge was requested to supply the Grounds of Judgment. Rules of the Federal Court, 1980 must be complied with and Rule 53(2) makes it mandatory for the SAR/AR High Court to transmit a copy of the Notice to this Registry as soon as reasonable.

It is also observed that the non-supply of Grounds of Judgment may be sometimes due to the Secretary's delay in typing the already written grounds of the trial Judge. In one case in Kuala Lumpur there was a delay of 17 months by the Secretary to a Judge. This may be avoided if the Senior Assistant Registrars or Assistant Registrars concerned could make periodical check on the Secretaries and invite His Lordship's attention where Grounds of Judgment are delayed.


(SITI NORMA YAAKOB)
CHIEF REGISTRAR

c.c.

Secretary to Hon'ble the Lord President;

Secretary to Hon'ble the Chief Justice, Malaya;

Secretaries to All High Court Judges..