

PREFACE

The High Courts (Bengal) Order, 1947, establishing this High Court, in paragraphs 6 and 7 thereof, vested it with such powers to make rules and orders in relation to practice and procedure, with respect to the approval, admission, enrolment, removal and suspension of Advocates, Vakils and Attorneys as were, under the law in force immediately before the Appointed day (15th Day of August, 1974) exercisable by the High Court in Calcutta and provided that, until varied or revoked by rules or orders made by the High Court of East Bengal (now East Pakistan), the rules and orders in respect of these matters in force immediately before the Appointed Day shall continue to apply, with any necessary modifications, in relation to practice and procedure to this Court as if made by this Court.

By virtue of the above provisions of the High Court (Bengal) Order, 1947 the Rules of the Calcutta High Court, Appellate or Original Sides, as amended from time to time by this Court, have been in force in this Court. This was obviously a temporary measure meant for a transitional period to be replaced by Rules framed by this Court. Many of the Rules moreover have become, out of date or unsuitable to the conditions now prevailing in East Pakistan. Accordingly the Court has, for some time past, been considering the framing of rules to govern the practice and procedure in matters coming before it and it has at a Full Court meeting held on the 18th July, 1958 promulgated the rules contained in this volume. They have been published in the *Dacca Gazette* as shown below and have come into force from the dates of publication-

- (1) Chapters I to IV- *Dacca Gazette, Extraordinary*, dated 7th October, 1958.
- (2) Chapters V and VI- *Dacca Gazette, Extraordinary*, dated 3rd November, 1958.
- (3) Chapters VII to XIII- *Dacca Gazette, Extraordinary*, dated 25th November, 1958.
- (4) Chapters XIV to XVI- *Dacca Gazette, Extraordinary*, dated 18th December, 1958.
- (5) Appendices I to IV- *Dacca Gazette, Extraordinary*, dated 23rd December, 1958.

The Original Side Rules of the Calcutta High Court and the other rules e.g., admission of Advocates contained in Chapter XIV of the Appellate Side Rules of the Calcutta High Court, as amended from time to time by this Court, or by the Bar Council with the previous sanction of this Court, since its establishment in 1947, will continue to be in force by virtue of the High Courts (Bengal) Order, 1947 until repealed, revised or amended by this Court.

HIGH COURT, DACCA;
The 22nd May, 1959.

S. ALI,
Registrar.