

## CHAPTER X.

### Application for Review of Judgment.

1. The provisions of Chapter IV shall apply, so far as may be, to every application for review.

2. Every application for review of judgment shall set forth plainly and concisely the ground on which a review is sought, and shall contain a certificate by an Advocate of the Court similar, *mutatis mutandis*, to that prescribed in Appeals from Appellate Decrees or Orders (*see* Chapter V, Rule 7).

3. Every application for review shall be accompanied by a certified copy of the judgment or order complained of, and of the decree, if necessary; and when the application proceeds on the ground of a discovery of fresh evidence, certified copies of the documents, if any, relied upon, shall be annexed to the application, together with an affidavit setting forth the circumstances under which such discovery has been made.

4. Every application for review of judgment shall be presented to the Stamp Reporter, who will certify thereon whether the petition is in due Form, within time and properly stamped, or that it is irregular, and shall return the petition with such certificate.

5. Within seven days of the return of the application by the Stamp Reporter, the applicant, either in person or by an Advocate, shall present the application by way of motion in open Court (to the judge or judges) of whose judgment a review is sought, or if such a Court is a Division Court and if the Judges of such Court be not sitting together, to the senior of such Judges who may be then attached to the Court and present.

6. If an application for review of a judgment cannot be heard in the manner provided in Order XLVII, Rule 5, Civil Procedure Code, such application shall be presented by the applicant or his Advocate with the certificate of the Stamp Reporter, as required by Rule 4 above, to the Chief Justice, who shall provide for the hearing of the application.

7. No copy of a decree or judgment presented or filed with an application for review which has been granted shall be returned. No affidavit accompanying an application for review shall be returned, whether such application has been granted or not.

8. If notice is issued to the other side, the applicant for review shall, before hearing, file a duplicate typed copy of the application, together with two typed copies of each of the following documents:-

(i) The judgment or order complained of, and the decree, if necessary.

(ii) Any affidavit filed with the application.

(iii) Any Affidavit in reply.

(iv) When the application proceeds on the ground of discovery of fresh evidence, the documents if any, relied upon, together with an affidavit setting forth the circumstances under which such discovery has been made.

9. Except with the special leave of the Court no application for review shall be made by any Advocate other than the Advocate who appeared at the hearing of the case in which the Judgment or order, sought to be reviewed, was made.