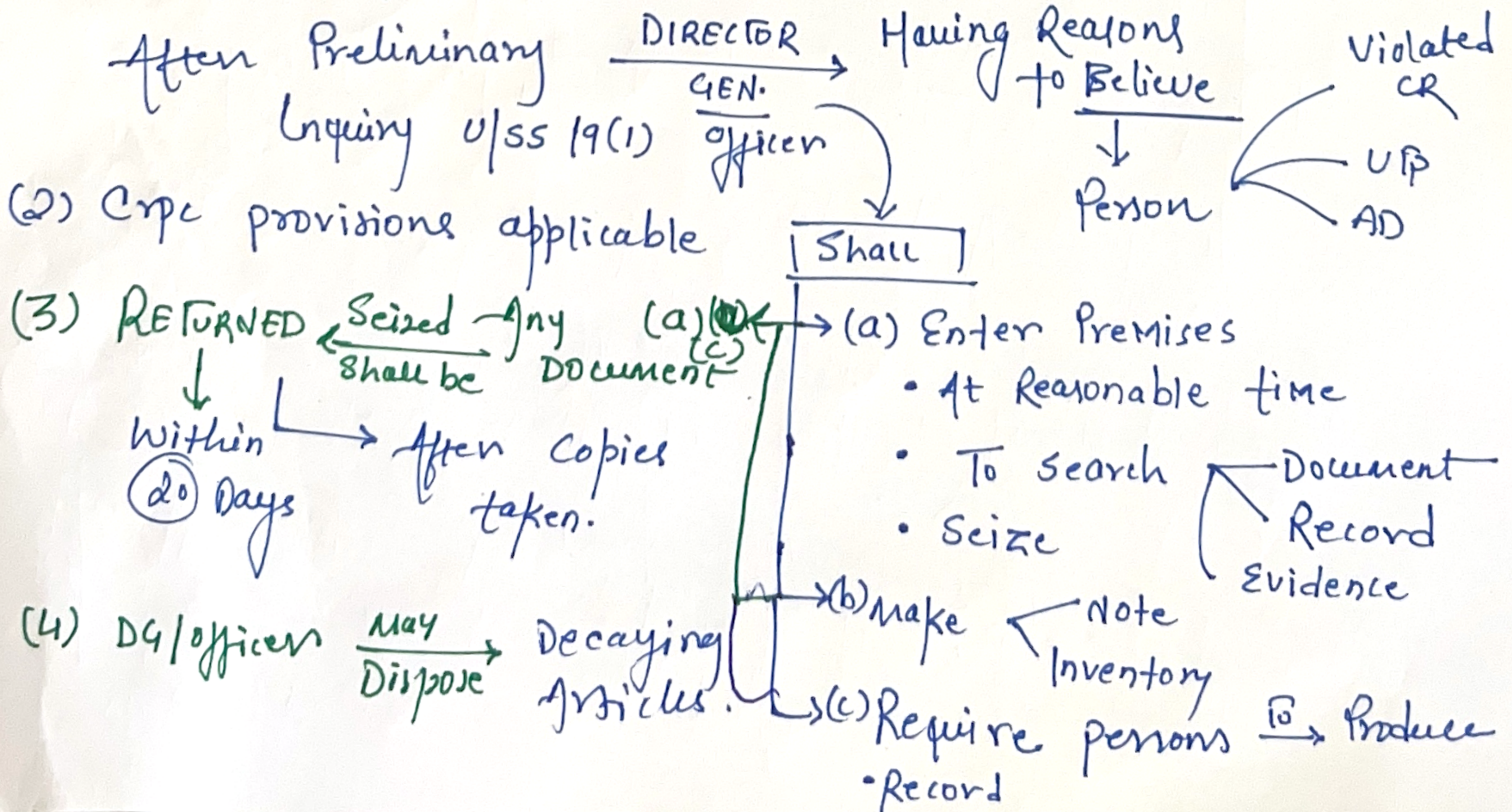


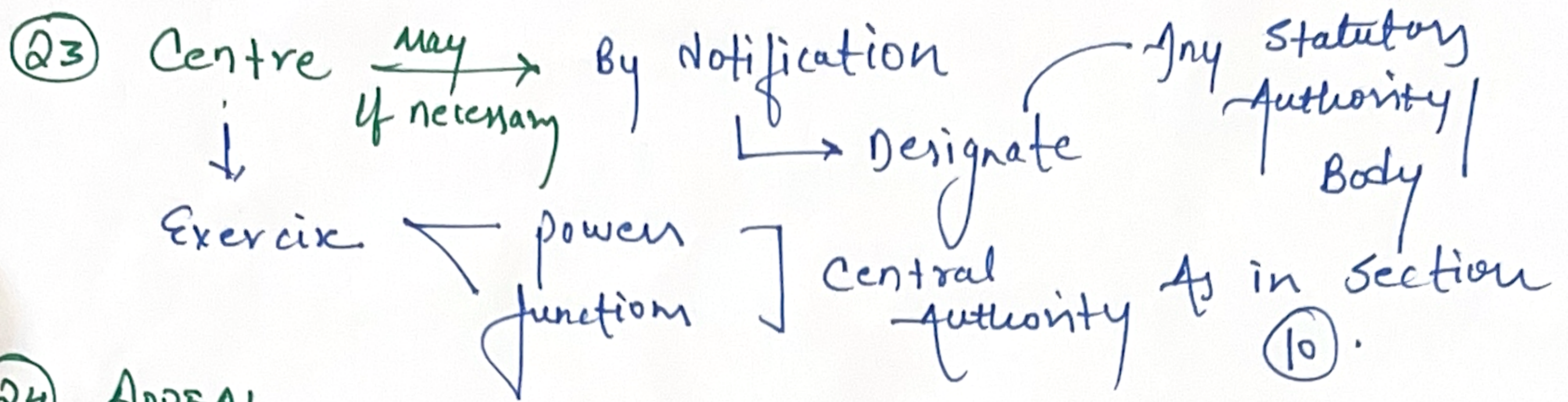
Exercised "DUE DILIGENCE"

**(22) Search & Seizure**

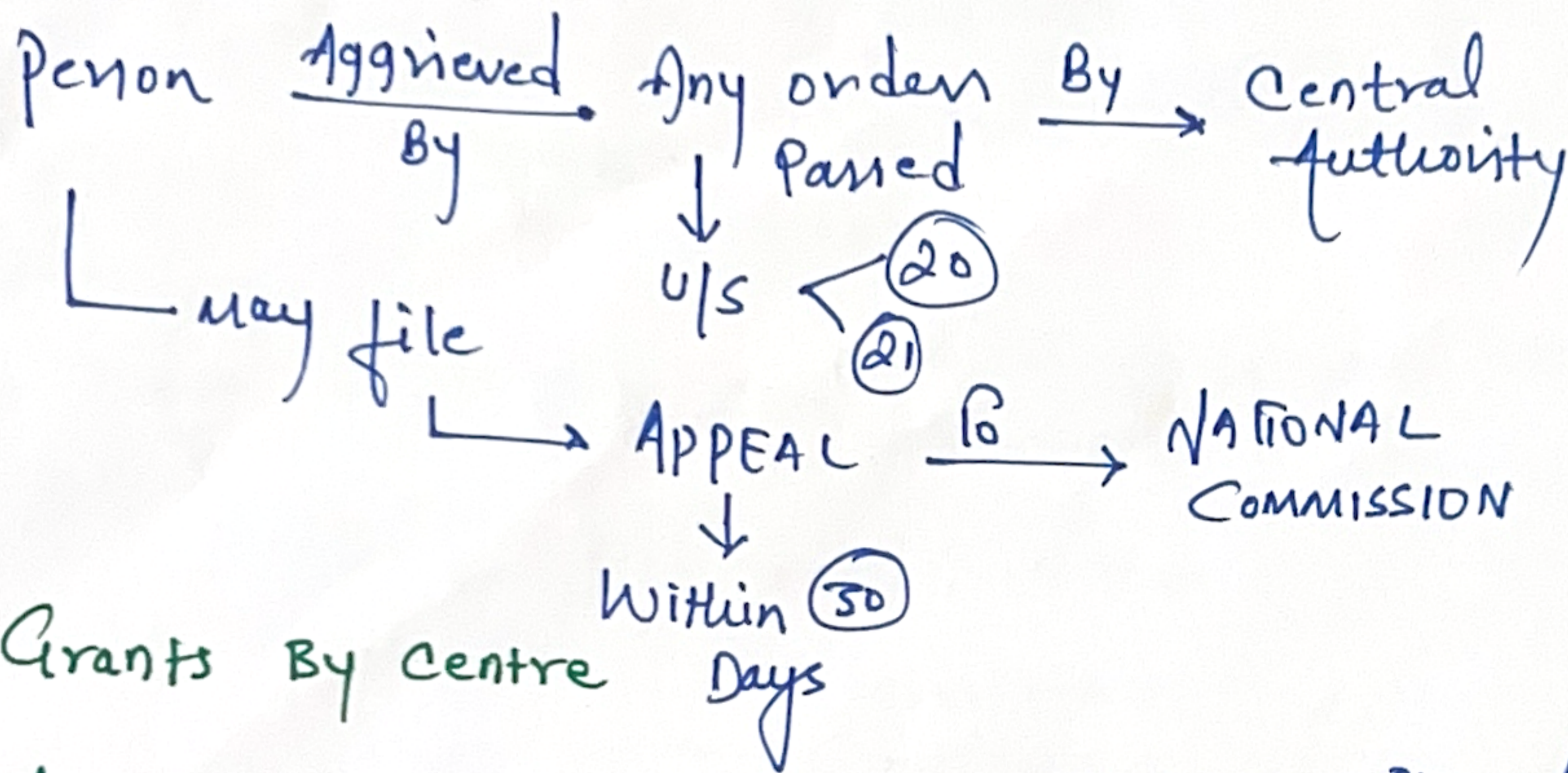




② (5) mutatis mutandis — comparing similar goods.



②4 APPEAL



②5 Grants By Centre

②6 Accounts & Audit.

By Authority  $\xrightarrow{\text{on}}$  Annual Basis

②7 furnishing of Annual Reports — Copy Forwarded to centre.

② parliament  $\xrightarrow{\text{giving}}$  Full A/c of Activities



# CHAPTER IV

## CDRC

28 to 42 - DISTRICT COMMISSION

In each district.



(28) (1) State govt  $\xrightarrow{\text{shall estb.}}$  DCDCRC  $\xrightarrow[\text{As}]{\text{Known}}$  District Commission

Proviso It Comm. in one district

(2) DC  $\xrightarrow{\text{consist}}$  (a) President  
(b) 2/+

(29) Centre  $\xrightarrow{\text{make}}$  Rules  $\rightarrow$  Salaries + oth. Conditions - (30)  
Allowances

Qualification - (29)  
Recruitment Condition

(32) Vacancy - DC

(THEN) St. govt  $\xrightarrow{\text{may}}$  (a) Specify any dist. Comm to exercise jurisdiction over vacant DC.

(33) St. govt  $\xrightarrow{\text{provide}}$  officers  $\downarrow$  (10) DC. Unden  $\rightarrow$  DC President  $\xrightarrow{\text{proviso}}$  Centre may succeed.  
work (b) Pres. Mem.  $\xrightarrow{\text{Discharge}}$  function of vacant Pres. member Post.

(34) DC Jurisdiction  $\rightarrow$  Pecuniary - Not exceed 1 cr.

(2) Territorial - Complaint  $\rightarrow$  Registrar

(a) opposite party/ta reside <sup>where</sup> / carries business  
(b) / has branch office / work for gain

(a) "Ordinarily" Resides...

(b) "Actually & Voluntarily" Resides...

(c) Cause of Action

(d) Complainant Reside / work for gain



(3) Dc shall function @ Dis. HQs may perform functions in District at such other place as st. govt may consult State Comm.

35 Manner of making complaint

Complaint OR who alleges UFP Good Service may be filed with DC By

PROVISO

↳ E complaint.

- (a) The consumer goods services UFP.
- (b) Consumer Assocn
- (c) One or more consumers
- (d) Central govt.

Explanation:

Under Any LAW.

(2) Fee of Payable.

36 Proceedings to DC shall be conducted by 1 President + 1 member

(2) DC may accept or reject

Complaint Decide within 21 Days.

Not unless opportunity of hearing is given.

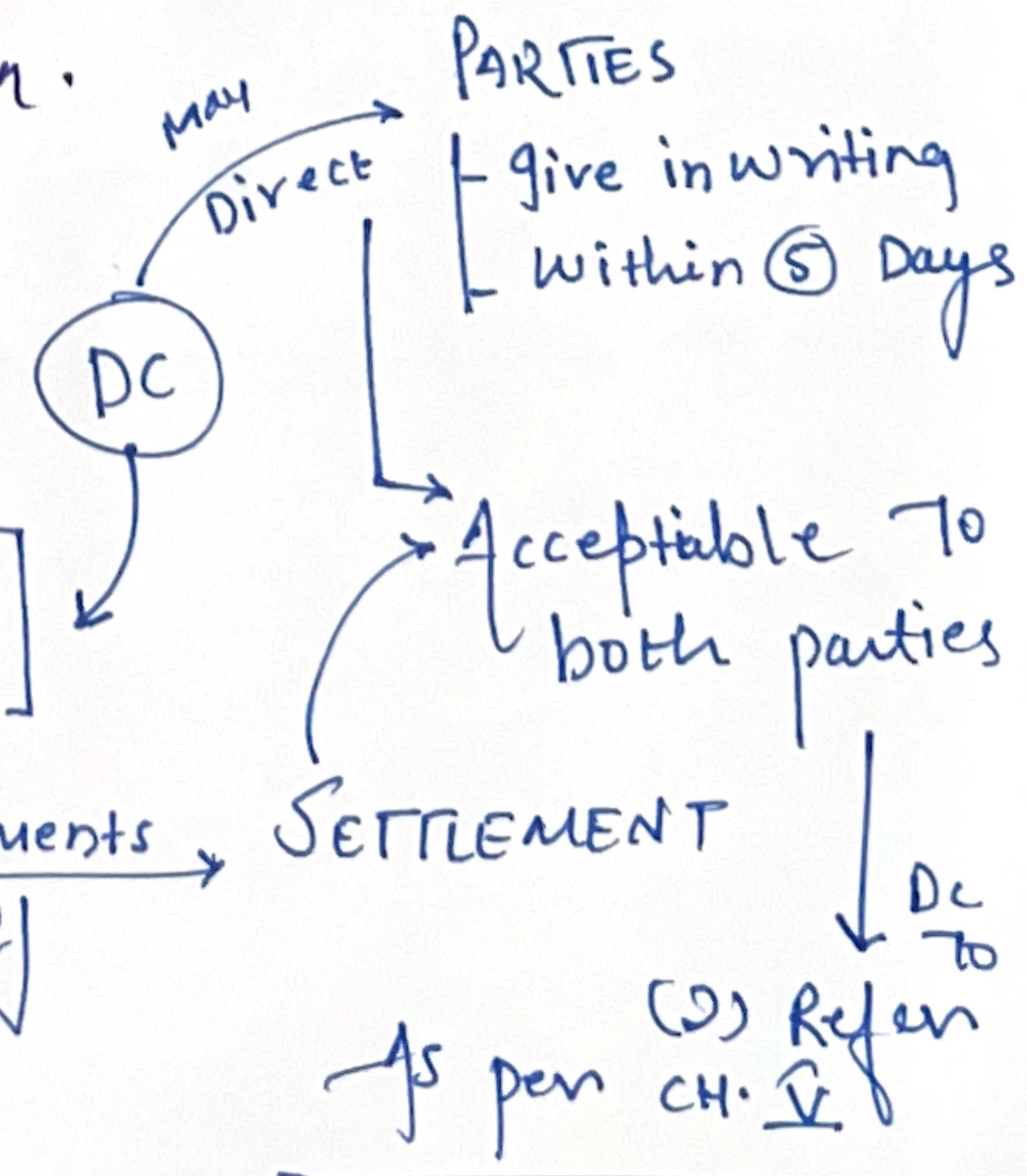
PROVISO: when 1 member absent the other may continue.

(3) No decision leads to Admissibility.

37 Reference to Mediation.

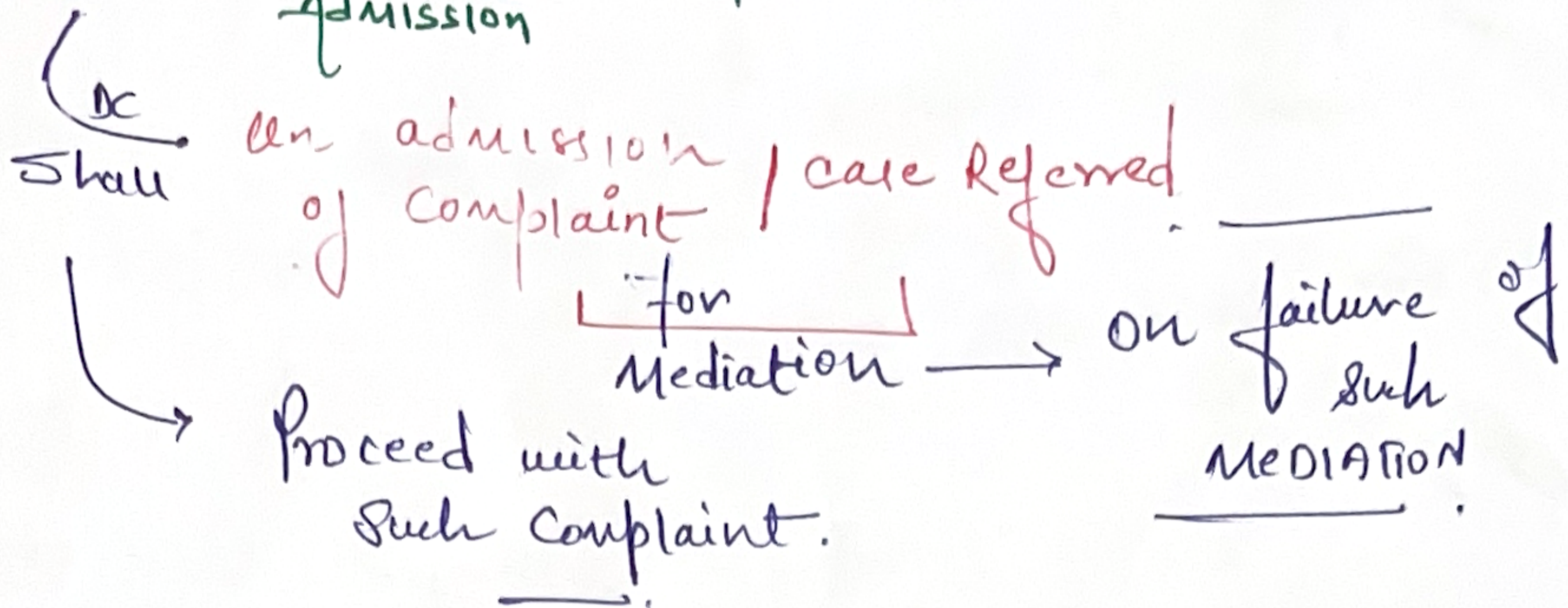
(1) [First Hearing / Later Stage]

There exist Elements of



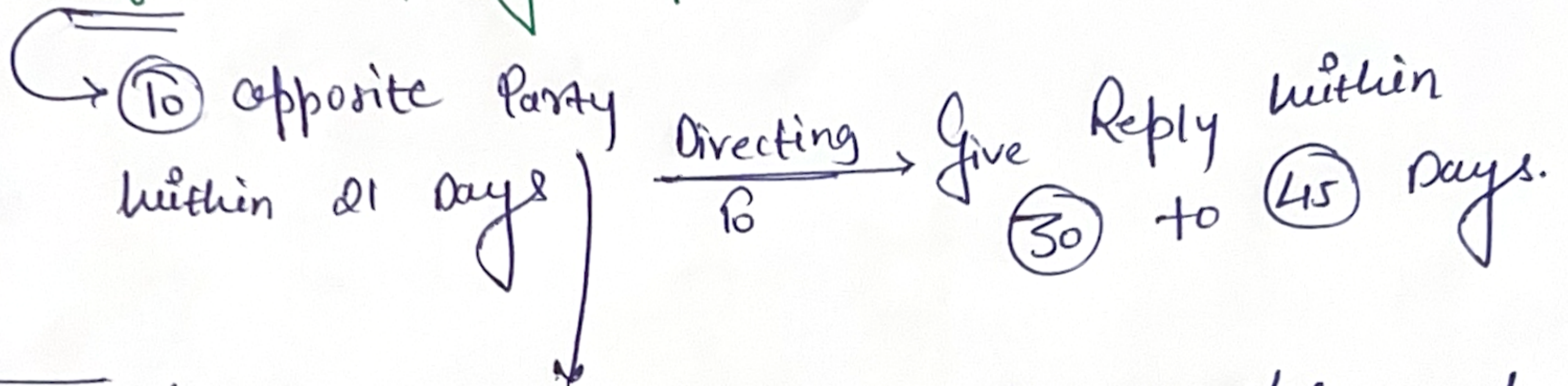


(38) Procedure  $\xrightarrow{\text{on Admission}}$  Complaint.



(2) Complaint  $\xrightarrow{\text{Related To}}$  Goods  $\xrightarrow{\text{DC}}$  shall —

(a) Refer a copy of complaint



Proceed as in (c) to (g).  $\xrightarrow{\text{Then DC}}$  (b) Denies the Complaint / Disputes the allegations / Fail to take action

(c) Sample obtaining for Defected goods  $\xrightarrow{\text{Analysis in laboratory}}$  within (45) days + Extension.

(d) Complainant  $\xrightarrow{\text{to Deposit}}$  fees (Laboratory charges)  $\xrightarrow{\text{To Commission}}$  (e) to Lab.

(f) Submit written objections  $\xrightarrow{\text{Against}}$  Report made by such laboratory

(g) opportunity of hearing for both parties  $\xrightarrow{\text{on correctness of Report}}$   $\Rightarrow$  Then make orders up (39).



38 (3) The DC shall  $\downarrow$  Complaint Admitted  $\leftarrow$  U/s 36 (2)  
 Related  $\leftarrow$  Goods / Services

(a) Refer a copy to opposite party  $\downarrow$  within 21 days  $\rightarrow$  Reply within 30/15 days.

(b) Denies / Disputes allegations / fails to take action  
 $\downarrow$  DC shall  $\rightarrow$  Proceed to "SETTLE THE DISPUTE" on:  
 i) Basis of evidence by both the parties.  
 ii) Ex - Parte

(c) Decide on merit  $\rightarrow$  Complainant fails to appear on the date of hearing.

(4) Electronic Service Provider

(5) No challenge on basis of natural Justice

(6) Affidavit + Documentary evidence on record.

(7) Disposal  $\leftarrow$  3 months general / 5 months where testing required

(8) DC can pass Interim orders

(9) DC = Civil Court Powers  $\leftarrow$  Summons / Discovery of production

(10) DC  $\leftarrow$  Criminal Court  $\leftarrow$  195 CrPC CH. XXVI  $\rightarrow$  False evidence offences affecting the adm. of Justice  
 $\leftarrow$  Judicial Proceeding  $\leftarrow$  193 / 228  $\rightarrow$  IPC  $\rightarrow$  Interrupting Public Servants.



# 39 Findings of DC.

