



Government of Himachal Pradesh

R F D

(Results-Framework Document)
for

Prosecution

(2015-2016)

Section 1: Vision, Mission, Objectives and Functions

Vision

Ensure secured environment through punishment to offenders & protection to the innocent and protecting the interest of the State Government in courts in the State.

Mission

To secure high rate of conviction in Courts

Higher Success rate in Civil Cases.

Ensure better human resource development by enhancing skills of its Prosecutors, offering better access of latest law.

Objectives

- 1 To facilitate the functioning of departments by providing efficient legal advice/ opinion relating to matter referred to by the departments to it as well as examination of proposals as to its legality in order to ensure good governance.
- 2 To render professionally, efficiently legal service in conduct of civil cases on behalf of State in H.P and Union of India in the Courts of law and tribunals.
- 3 To secure conviction/ appropriate punishments to the criminals in the court of law and also compensation to the victim of crime.
- 4 Improve the quality of human resource in the Department
- 5 To provide better infrastructure to empower its employees to discharge their functions effectively.
- 6 To take measure to reduce litigation and encourage settlement of dispute by Alternate Dispute Resolution Methods as spelt out in the H.P. Litigation Policy.
- 7 To provide legal aid to the needy and being part of District Legal Aid Committee.

Functions

- 1 To render legal advice to the Heads of the Departments, District Magistrates and other concerned Departments in respects of threatened and pending litigation affecting the State and its officers.
- 2 To conduct civil, criminal and revenue litigation affecting the State and its officers in the various subordinate courts.
- 3 To scrutinize charge sheets (challans) in criminal cases before their final submission in the court to conduct the Prosecution ably and efficiently and to secure conviction of the criminals to get them appropriately arranged in appropriate situation seek compensation for the victim of crime to balm their sprain reason out of crime.
- 4 To improve the quality of human resource, the department is arranging and providing necessary training to the Prosecutors as well as its officials and Lap tops equipped with software containing latest law on the subject are being provided to the majority of Prosecutors and being provided to the remaining Prosecutors in the phased manner.
- 5 The District Attorneys being Member Secretary to reduce pendency litigation drive of stale cases are doing work to reduce the criminal litigation whereas Director of Prosecution as a Member of Department Level Monitoring Committee created under the ADRS and H.P. State Litigation Policy also is recommending the cases of department which could be settled

Section 1: Vision, Mission, Objectives and Functions

outside the Courts.

Section 2: Inter se Priorities among Key Objectives, Success indicators and Targets

Objective	Weight	Action	Success Indicator	Unit	Weight	Target / Criteria Value				
						Excellent	Very Good	Good	Fair	Poor
						100%	90%	80%	70%	60%
[1] To facilitate the functioning of departments by providing efficient legal advice/ opinion relating to matter referred to by the departments to it as well as examination of proposals as to its legality in order to ensure good governance.	15.00	[1.1] To give legal opinion to the various departments located at District level.	[1.1.1] Success is judged from the fact that whenever departmental action challenged whether stand of department is vindicated	Number	15.00	1000	925	800	775	700
[2] To render professionally, efficiently legal service in conduct of civil cases on behalf of State in H.P and Union of India in the Courts of law and tribunals.	15.00	[2.1] The cases which are decided in favour of the State to recommend filing of appeal to the Administrative Departments and defend civil appeals which are filed by aggrieved party in the trial.	[2.1.1] Numer of cases of decided in favour of the State.(Success rate in Civil cases).	%	12.75	80	75	70	68	65
		[2.2] To give legal opinion in civil and revenue cases.	[2.2.1] It would help the departments in finalizing the cases quickly.	days	2.25	5	6	7	8	9
[3] To secure conviction/ appropriate punishments to the criminals in the court of law and also compensation to the victim of crime.	20.00	[3.1] Enhance conviction rate in criminal cases.	[3.1.1] Conviction rate in Session Trials (henious crimes like murder, rape dacoity, narcotic drugs, etc).	%	6.00	25	21	20	19	18
			[3.1.2] number of criminal appeals decided in favour of the State (Success rate in criminal appeals)	%	6.00	50	49	47	45	42
			[3.1.3] Conviction rate in non-session trials.	%	6.00	32	30	28	25	22

Section 2: Inter se Priorities among Key Objectives, Success indicators and Targets

Objective	Weight	Action	Success Indicator	Unit	Weight	Target / Criteria Value				
						Excellent	Very Good	Good	Fair	Poor
						100%	90%	80%	70%	60%
		[3.2] Ensure proper investigation of the criminal cases and secure compensation to the victim under Section 357-A, B.C and 358 etc. victim of crime.	[3.2.1] Number of days taken to scrutinize the challans.	days	2.00	5	6	7	8	9
[4] Improve the quality of human resource in the Department	10.00	[4.1] To enhance the knowledge of its human resources by sponsoring officers/ officials to attend various training programmes, workshops, refresher courses etc. held in various institutes in the State and out of the State	[4.1.1] Number of officers/ officials who attend the trainings, workshops or refresher courses	number	5.00	75	70	60	55	50
		[4.2] Ensure that all the vacancies (61 as on date) are filled up so that shortage manpower does not come in the way of discharging the functions by the Department.	[4.2.1] Number of vacancies filled up	Number	5.00	25	20	19	18	15
[5] To provide better infrastructure to empower its employees to discharge their functions effectively.	10.00	[5.1] Providing Laptops to all the Prosecutors loaded with law software to enable better access to latest law and rulings of the Apex Court and High Courts.	[5.1.1] To enhance the efficiency of Prosecutors in conducting Civil as well as Criminal cases effectively laptops equipped with latest software of law declared by Supreme Court,	Number	10.00	--	--	--	--	--

Section 2: Inter se Priorities among Key Objectives, Success indicators and Targets

Objective	Weight	Action	Success Indicator	Unit	Weight	Target / Criteria Value				
						Excellent	Very Good	Good	Fair	Poor
						100%	90%	80%	70%	60%
			High Courts and revenue cases are being provided to each of the Prosecutors.							
[6] To take measure to reduce litigation and encourage settlement of dispute by Alternate Dispute Resolution Methods as spelt out in the H.P. Litigation Policy.	5.00	[6.1] Under the H.P. State Litigation Policy, the cases which can be settled outside the Court by Alternate Dispute Resolution Mehods are identified in the Department Level Monitoring Committee and also under Section 89 of Code of Civil Procedure.	[6.1.1] Number of cases are decided under ADR method and efforts made therefor.	number	2.50	90	85	70	65	60
		[6.2] At District Level Pendency Reduction of Stale and ineffective criminal cases by filing applications special proceedings under Section 258 and 320 by withdrawal from Prosecution.	[6.2.1] Number of cases decided / withdrawal from prosecution.	Number	2.50	300	280	260	240	230
[7] To provide legal aid to the needy and being part of District Legal Aid Committee.	5.00	[7.1] The District Attorney is a Member of the District Legal Aid Committee and being part thereof render effective service to provide legal aid to the victim discrimination to enforce their legal right.	[7.1.1] No of cases in which legal aid is given	number	5.00	--	--	--	--	--

* Mandatory Objective(s)

Section 2: Inter se Priorities among Key Objectives, Success indicators and Targets

Objective	Weight	Action	Success Indicator	Unit	Weight	Target / Criteria Value				
						Excellent	Very Good	Good	Fair	Poor
						100%	90%	80%	70%	60%
* Annual Plan Performace	3.00	Achievements made under Plan Schemes.	Financial Achievement made against budget allotted for the year	%age	1.0	100	90	80	70	60
		Achievements made under Flagship Programmes.	Percentage Achievement made against Target fixed for the year	%age	2.0	100	90	80	70	60
* Twenty Point Programme	2.00	Physical Achievements made under Twenty Point Programme	Percentage Achievement made against Target fixed for the year	%age	2.0	100	90	80	70	60
* Budget Assurances	1.00	Progress on Budget Assurances.	Percentage of assurances fulfilled	%age	1.0	100	90	80	70	60
* Receipt of funds under EAP and CSS/ACA	4.00	Increase of funds from the previous year under EAPs	Percentage increase from the previous year	%age	2.0	25	20	15	10	5
		Increase of funds from the previous year under CSS/ACA	Percentage increase from the previous year	%age	2.0	25	20	15	10	5
* Efficient Functioning of the RFD System	10.00	Timely Submission of Final RFDs	On Time Submission of Final RFD	Date	3.0	30/09/2015	10/10/2015	20/10/2015	30/10/2015	05/11/2015
		Timely Submission of Draft RFD.	On Time Submission of Draft RFD	Date	4.0	06/06/2015	10/06/2015	20/06/2015	30/06/2015	05/07/2015
		Timely Submission of Achievements.	On Time Submission of Achievement	Date	3.0	20/05/2016	23/05/2016	25/05/2016	28/05/2016	31/05/2016

* Mandatory Objective(s)

Section 3: Trend Values of the Success Indicators

Objective	Action	Success Indicator	Unit	Actual Value for FY 13/14	Actual Value for FY 14/15	Target Value for FY 15/16	Projected Value for FY 16/17	Projected Value for FY 17/18
[1] To facilitate the functioning of departments by providing efficient legal advice/ opinion relating to matter referred to by the departments to it as well as examination of proposals as to its legality in order to ensure good governance.	[1.1] To give legal opinion to the various departments located at District level.	[1.1.1] Success is judged from the fact that whenever departmental action challenged whether stand of department is vindicated	Number	0	1275	990	1300	1305
[2] To render professionally, efficiently legal service in conduct of civil cases on behalf of State in H.P and Union of India in the Courts of law and tribunals.	[2.1] The cases which are decided in favour of the State to recommend filing of appeal to the Administrative Departments and defend civil appeals which are filed by aggrieved party in the trial.	[2.1.1] Numer of cases of decided in favour of the State.(Sucess rate in Civil cases).	%	80	82	83	83	84
	[2.2] To give legal opinion in civil and revenue cases.	[2.2.1] It would help the departments in finalizing the cases quickly.	days	6	5	5	5	4
[3] To secure conviction/ appropriate punishments to the criminals in the court of law and also compensation to the victim of crime.	[3.1] Enhance conviction rate in criminal cases.	[3.1.1] Conviction rate in Session Trials (henious crimes like murder, rape dacoity, narcotic drugs, etc).	%	34	21	33	22.5	23
		[3.1.2] number of criminal appeals decided in favour of the State (Success rate in criminal appeals)	%	51	54	54	52	53

Section 3: Trend Values of the Success Indicators

Objective	Action	Success Indicator	Unit	Actual Value for FY 13/14	Actual Value for FY 14/15	Target Value for FY 15/16	Projected Value for FY 16/17	Projected Value for FY 17/18
		[3.1.3] Conviction rate in non-session trials.	%	35	34	34	36	37
	[3.2] Ensure proper investigation of the criminal cases and secure compensation to the victim under Section 357-A, B.C and 358 etc. victim of crime.	[3.2.1] Number of days taken to scrutinize the challans.	days	5	5	5	5	4
[4] Improve the quality of human resource in the Department	[4.1] To enhance the knowledge of its human resources by sponsoring officers/ officials to attend various training programmes, workshops, refresher courses etc. held in various institutes in the State and out of the State	[4.1.1] Number of officers/ officials who attend the trainings, workshops or refresher courses	number	80	75	49	85	90
	[4.2] Ensure that all the vacancies (61 as on date) are filled up so that shortage manpower does not come in the way of discharging the functions by the Department.	[4.2.1] Number of vacancies filled up	Number	10	26	4	20	20
[5] To provide better infrastructure to empower its employees to discharge their functions	[5.1] Providing Laptops to all the Prosecutors loaded with law	[5.1.1] To enhance the efficiency of Prosecutors in	Number	34	35	18	0	0

Section 3: Trend Values of the Success Indicators

Objective	Action	Success Indicator	Unit	Actual Value for FY 13/14	Actual Value for FY 14/15	Target Value for FY 15/16	Projected Value for FY 16/17	Projected Value for FY 17/18
effectively.	software to enable better access to latest law and rulings of the Apex Court and High Courts.	conducting Civil as well as Criminal cases effectively laptops equipped with latest software of law declared by Supreme Court, High Courts and revenue cases are being provided to each of the Prosecutors.						
[6] To take measure to reduce litigation and encourage settlement of dispute by Alternate Dispute Resolution Methods as spelt out in the H.P. Litigation Policy.	[6.1] Under the H.P. State Litigation Policy, the cases which can be settled outside the Court by Alternate Dispute Resolution Methods are identified in the Department Level Monitoring Committee and also under Section 89 of Code of Civil Procedure.	[6.1.1] Number of cases are decided under ADR method and efforts made therefor.	number	0	107	119	108	109
	[6.2] At District Level Pendency Reduction of Stale and ineffective criminal cases by filing applications special proceedings under Section 258 and 320 by withdrawal from Prosecution.	[6.2.1] Number of cases decided / withdrawal from prosecution.	Number	441	372	366	305	310
[7] To provide legal aid to the needy and being part of District	[7.1] The District Attorney is a Member of the	[7.1.1] No of cases in which legal aid is given	number	0	1990	1611	--	--

Section 3: Trend Values of the Success Indicators

Objective	Action	Success Indicator	Unit	Actual Value for FY 13/14	Actual Value for FY 14/15	Target Value for FY 15/16	Projected Value for FY 16/17	Projected Value for FY 17/18
Legal Aid Committee.	District Legal Aid Committee and being part thereof render effective service to provide legal aid to the victim discrimination to enforce their legal right.							
* Annual Plan Performance	Achievements made under Plan Schemes.	Financial Achievement made against budget allotted for the year	%age	--	--	90	--	--
	Achievements made under Flagship Programmes.	Percentage Achievement made against Target fixed for the year	%age	--	--	90	--	--
* Twenty Point Programme	Physical Achievements made under Twenty Point Programme	Percentage Achievement made against Target fixed for the year	%age	--	--	90	--	--
* Budget Assurances	Progress on Budget Assurances.	Percentage of assurances fulfilled	%age	--	--	90	--	--
* Receipt of funds under EAP and CSS/ACA	Increase of funds from the previous year under EAPs	Percentage increase from the previous year	%age	--	--	20	--	--
	Increase of funds from the previous year under CSS/ACA	Percentage increase from the previous year	%age	--	--	20	--	--
* Efficient Functioning of the RFD System	Timely Submission of Final RFDs	On Time Submission of Final RFD	Date	--	--	10/10/2015	--	--
	Timely Submission of Draft RFD.	On Time Submission of Draft RFD	Date	--	--	10/06/2015	--	--
	Timely Submission of Achievements.	On Time Submission of Achievement	Date	--	--	23/05/2016	--	--

* Mandatory Objective(s)

Section 3: Trend Values of the Success Indicators

Objective	Action	Success Indicator	Unit	Actual Value for FY 13/14	Actual Value for FY 14/15	Target Value for FY 15/16	Projected Value for FY 16/17	Projected Value for FY 17/18

* Mandatory Objective(s)

Section 4: Acronym

Sl.No	Acronym	Description
1	C.a., C.r. Cr. App., JMIC, N.S.T. S.T.	Civil Appeal, Conviction Rate, Criminal Appeal, Judicial Magistrate Ist Class, Non-Session Trial, Sessions Trial.

Section 4: Description and Definition of Success Indicators and Proposed Measurement Methodology

Sl.No	Success indicator	Description	Definition	Measurement	General Comments
1	[1.1.1] Success is judged from the fact that whenever departmental action challenged whether stand of department is vindicated	Civil and Revenue cases.	The Law Officers of this Department represent and defend the case in subordinate Courts viz Civil Judge (Junior and Senior Division) Additional District Judges, District Judges in case filed or by or against the State of H.P. which involve government property in the form of land, buildings government money in case land acquisition etc. The cases are conducted by the Attorneys on the basis of record provided by concerned Departments.	The Success rate in civil cases in the year 2014-15 is 82% and all efforts are being undertaken to improve the success rate in civil cases.	No
2	[3.1.1] Conviction rate in Session Trials (heinous crimes like murder, rape dacoity, narcotic drugs, etc).	The percentage of conviction rate in Sessions trials is increasing comparative to previous years	There are some cases which are classified as heinous crimes like murder, rape, attempt to murder dacoity, NDPS offences, against women.	The rate of conviction in such cases is 21 % in the year 2014-15 and instructions are being issued from time to time to improve the conviction rate in such type of cases.	Efforts are being made to improve the conviction rate and necessary directions are being issued to the District Attorneys from time to time.
3	[3.1.2] number of criminal appeals decided in favour of the State (Success rate in criminal appeals)	The success rate in criminal appeals is also increasing comparative to previous years.	Appeals in the Court of District and Sessions judge are filed in Criminal cases which ended in acquittal or inadequate	Percentage of appeals decided in favour of the State is 54 % and efforts are being taken to improve the this year also.	Punishments to the offenders.

Section 4: Description and Definition of Success Indicators and Proposed Measurement Methodology

Sl.No	Success indicator	Description	Definition	Measurement	General Comments
3	[3.1.2] number of criminal appeals decided in favour of the State (Success rate in criminal appeals)	The success rate in criminal appeals is also increasing comparative to previous years.	sentence is passed.	Percentage of appeals decided in favour of the State is 54 % and efforts are being taken to improve the this year also.	Punishments to the offenders.
4	[3.1.3] Conviction rate in non-session trials.	-	These case are not in heinous nature or as classified in the IPC and tried by the lower Courts like Judicial Magistrates.	The conviction rate in such cases is 34% in the the year 2014-15 and efforts are being unertaken to improve the same this year also.	NA

Section 5 : Specific Performance Requirements from other Departments

Location Type	State	Organisation Type	Organisation Name	Relevant Success Indicator	What is your requirement from this organisation	Justification for this requirement	Please quantify your requirement from this Organisation	What happens if your requirement is not met.
State Government	HP	Departments	Himachal Pradesh Forest Department	[1.1.1] Success is judged from the fact that whenever departmental action challenged whether stand of department is vindicated	Demarcation of forest should be done strictly as per the Forest Manual and Land Record Manual in Chapter 10.2. and the judgemnt of the High Cout of H.P. in (i) 2011(2) Shimla law cases. P317 tiled Prithi Chand Vs. Shakti Chand and (ii) in 1992(2) shimla Law cases P.307 titled as State of H.P. Laxmi Nand and others may also be kept in mind while making said demarcation. 2. The forest produce seized during investigation which is liable for confiscation should be auctioned at the earliest so that there may not be loss to the State Exchequre and the action money may be deposited in the Government. 3. The Forest	To protect forest wealth and punish the forest offenders.	We requires that assistance from the Forest Depatment in prosecuting every forest cases should be there.	Case will fail will be demoralizing for the public at large.

Section 5 : Specific Performance Requirements from other Departments

Location Type	State	Organisation Type	Organisation Name	Relevant Success Indicator	What is your requirement from this organisation	Justification for this requirement	Please quantify your requirement from this Organisation	What happens if your requirement is not met.
State Government	HP	Departments	Himachal Pradesh Forest Department	[1.1.1] Success is judged from the fact that whenever departmental action challenged whether stand of department is vindicated	Department should also be responsible for negligence wherever forest land is found to be misused by the criminals for growing narcotic plants. IN these places, the Forest Department should regular patrolling of the Forest Areas.	To protect forest wealth and punish the forest offenders.	We requires that assistance from the Forest Depatment in prosecuting every forest cases should be there.	Case will fail will be demoralizing for the public at large.
			Revenue	[2.1.1] Numer of cases of decided in favour of the State.(Sucess rate in Civil cases).	We need proper assistance from the staff of the Revenue Department. During the pendency of the civil suits all documentary evidence available should be produced in the Court.	To save the Government land from the encroachers.	We required that assistance from the Forest Department in prosecuting every forest cases should be there.	if the cases fail, it will effect the Government Exchequer and will also lose the prime Government land which will have demoralizing effect on the public at large.
			State Forensic Science Lab		The report should contain all relevant details as per orders of the Hon'ble High Court in ND&PS cases and excise case. 2. We also expect the Forensic Experts to visit the scene of	For providing the case prosecution so that accused persons are convicted.	We expect the Forensic Department to supply report well in time so that there should not be any delay in decision of the case	IN absence of FSL reports there is liklihood of failure of the criminal cases.

Section 5 : Specific Performance Requirements from other Departments

Location Type	State	Organisation Type	Organisation Name	Relevant Success Indicator	What is your requirement from this organisation	Justification for this requirement	Please quantify your requirement from this Organisation	What happens if your requirement is not met.
			State Forensic Science Lab		occurrence along with Police so that no valuable evidence should be lost sight of investigation agency.	For providing the case prosecution so that accused persons are convicted.	We expect the Forensic Department to supply report well in time so that there should not be any delay in decision of the case	IN absence of FSL reports there is likelihood of failure of the criminal cases.
			Police	[3.1.1] Conviction rate in Session Trials (heinous crimes like murder, rape dacoity, narcotic drugs, etc).	The collection of relevant oral as well as scientific evidence in all cases and if not possible at least in heinous crimes. Videography of witnesses be also made during the interrogation so as to confront witnesses in casse teh turn hostile during trial int he court. 2. The age of the prosecutrix in rape case be proved strictly as per the record i.e. death and birth and school record. The person who got the entry made in the relevant record be cited and examined prosecution witnesses. 3. Site plan especially in heinous crimes	For Effective prosecution of criminal cases so that there should be no lacuna/ lapse during the trial due to which conviction rate may improve.	We need assistance from the Police for successful prosecution of the cases as pointed out earlier	Cases will fail and conviction rate may fall.

Section 5 : Specific Performance Requirements from other Departments

Location Type	State	Organisation Type	Organisation Name	Relevant Success Indicator	What is your requirement from this organisation	Justification for this requirement	Please quantify your requirement from this Organisation	What happens if your requirement is not met.
			Police	[3.1.1] Conviction rate in Session Trials (heinous crimes like murder, rape dacoity, narcotic drugs, etc).	and in accident cases be prepared strictly as per conditions prevalent on the spot and the minute details of the facts observed on the scene of occurrence be highlighted in the spot map and the marginal notes to this effect be also recorded correctly. 4. In heinous crimes the prosecutor who is conducting the trial be also taken to the spot where the occurrence had taken place. 5. All the challans should be presented for scrutiny to the concerned.	For Effective prosecution of criminal cases so that there should be no lacuna/ lapse during the trial due to which conviction rate may improve.	We need assistance from the Police for successful prosecution of the cases as pointed out earlier	Cases will fail and conviction rate may fall.

Section 6: Outcome/Impact of Department/Ministry

Outcome/Impact of Department/Ministry	Jointly responsible for influencing this outcome / impact with the following department (s) / ministry(ies)	Success Indicator	Unit	FY 13/14	FY 14/15	FY 15/16	FY 16/17	FY 17/18
1 Drop in crime rate.	Police, FSL, Excise & Taxation, Social Justice and Empowerment, Forest, Health etc.	Increase in conviction rate and decrease in crime rate in the society should be taken as a success indicator.	%	34	21	25	26	28
2 Ensuring protection of the interest of the State in Civil Cases.	All the Department who are interlinked with the Prosecution and defending of civil cases for the State on behalf of state should be held responsible for the outcome of the Department.	Increase in percentage of success rate.	%	80	82	83	85	86