

ANNEXURE -A

**COMPARATIVE CHART ON SOME FEATURES IN THE NYAYA PANCHAYAT BILL, 2009
AND EXISITNG STATE LAWS**

S. No.	Key Features	Proposed Central Act	Uttar Pradesh and Uttaranchal	Bihar	West Bengal	Himachal Pradesh	Punjab
1.	The Name of the Law/Act	The Nyaya Panchayat Bill, 2009	Uttar Pradesh Panchayati Raj Act,1947	Bihar Panchayati Raj Act,2006	West Bengal Panchayati Raj Act,1973	Himachal Pradesh Panchayati Raj Act,1994	Punjab Panchayati Raj Act,1994 -----
2.	Name of the Nyaya Panchayat	Nyaya Panchayat	Nyaya Panchayat	Gram Katchahry	Nyaya Panchayat	Gram Panchayat itself will take care of all the judicial functions.	Gram Panchayat itself will take care of all the judicial functions.
3.	Territorial Jurisdiction	Panchayat or a group of Panchayat	At the level of "Circle"	Gram Panchayat	Gram Panchayat	Gram Panchayat	Gram Panchayat
3.	Head of Nyaya Panchayat	Nyaya Panchayat Pramukh	Sarpanch	Sarpanch	Pradhan Vicharak	Sarpanch	Sarpanch
4.	Electing/Choosing head of Nyaya Panchayat	Direct election with minimum qualification being 25 years in age.	Elected panches will elect amongst them.	Sarpanch of the Gram Katchahry shall be directly elected by a majority of votes by the voters enrolled in the voters' list of that Gram Panchayat.	Every Nyaya Panchayat shall elect at such time and in such manner as may be prescribed one of its members to be called	Directly elected Sarpanch	Directly elected Sarpanch

					<i>Pradhan Vicharak</i> to preside over its sittings		
5.	Qualification of the <i>Panchas</i>	Every person who is enrolled as voter in the Nyaya Panchayat area, shall, unless disqualified under this Act or any other law for the time being in force and who has attained 25 years of age shall be qualified to be elected as a Panch.	Panches will be chosen from the members of Gram Panchayat and after their appointment as panch of Nyaya Panchayat they have to resign from their seat in Gram Panchayat.	Every person who is enrolled as voter in the Panchayat area can stand in the elections.	Elected by Gram Panchayat amongst persons whose name appears in the electoral roll of West Bengal legislative assembly for that particular village or gram other than a person who is among the elected member of Gram Panchayat or panchayat samiti..	No provision for separately elected Nyaya Panchayat is there.	No provision for separately elected Nyaya Panchayat is there.
6.	No. of members in Nyaya Panchayat	Every nyaya panchayat shall consist of 5 panchas.	Number of members in the nyaya panchayat will be vary minimum of 10 to maximum of 25, but the number of panches should not be less than two-third of the given	No. of punches as may be notified from time to time by the district magistrate and each panch representing as nearly as five hundred population of the panchayat area.	Nyaya Panchayat consists of five members.	-----	-----

			strength of the gram panchayat.				
7.	Process of election of members of nyaya panchayats	Elected by voters.	Elected by gram panchayat.	Elected by voters.	Elected by voters.	-----	-----
8.	Term of member of nyaya panchayats	5 years	5 years	5 years	5 years	5 years	5 years
9.	Assistance to Nyaya Panchayat	Nyaya sahayak and chowkidar will be appointed.	No such things are given in the act.	Nyaya mitra will be appointed having a law degree from recognized university.	Secretary will be there to help nyaya panchayat.	No provision is there.	No provision is there.
10.	Benches of Nyaya Panchayat	Section 3(6) of Bill says that every dispute brought before the Nyaya Panchayat under the provisions of this Act, shall be heard and determined by a bench of the Nyaya Panchayat, consisting of the Nyaya Panchayat Pramukh and two Panchas selected from amongst the Panchas of the Nyaya Panchayat by rotation and two other persons not otherwise disqualified from being elected as a Panch from amongst a panel of names suggested by the parties to the dispute.	The Sarpanch shall form Benches consisting of five Panches each for the disposal of cases and inquiries coming up before the Nyaya Panchayat.	Every case will be heard by sarpanch and two panches named by the respective parties.	No <i>Nyaya Panchayat</i> shall try any suit, case or other proceeding pending before it unless at least three members of the <i>Nyaya Panchayat</i> are present during such trial.	Not specified in the Act.	Not specified in the Act.