

Scoutal
1-9-15
Force-1 page

Request-87
PS
01/09/15

From,

Naresh Jain,
District Judge,
Hardoi.

13642
IV / 3604...
89...

To

The Under Secretary,
Appointment Section-4
Government of U.P.
Lucknow.

31/9/15

15-9-15

No.,

Dated

Subject: Resignation of Km. Sonal Pandeya, Judicial Magistrate, Hardoi from U.P. Judicial Services.

Sir,

With reference to your letter No. 10194/IV-3604/Admin(A) Dated 04-08-2015, I have to submit that Km. Sonal Pandeya, Judicial Magistrate, Hardoi has sent his resignation on 03-08-2012. Hon'ble High Court has repeatedly sending direction to me to inform Km. Sonal Pandeya to sent resignation to Hon'ble his Majesty Govern of U.P. But since she has absented herself from the duties after tendering resignation and no oral and written communication could be made with her. Hence no further progress in the matter has been made.

It is, therefore, requested that you please accept her resignation and inform the undersigned.

With regards.

Yours faithfully

Encl. As above.

(Naresh Jain)
District Judge,
Hardoi.

No-1848/E-22-15 Dated-22-8-15

Copy to Registrar General, Hon'ble High Court of Judicature at Allahabad for information and necessary action.

(Naresh Jain),
District Judge,
Hardoi.
District Judge
Hardoi

Sr. Registrar (B)

Km. Pranti
16/09/15

DR(M)

Sr. Registrar (B)
31/8/15

R.G.
20/09/15

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2134
So. Adm M/A

D.R.(M)
01-9-15

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PS to B.L.
✓

27 AUG 2015

NR (m)
This seal is only for
information. May file
Punishment
17/09/15 (RO)...

file
18/9

Bleed
18/09/15

Request-87

CIC

Sonal Pandeya
Judicial Magistrate Ist
Hardoi

The Registrar General
High Court of Judicature at Allahabad
Allahabad

Through: Honorable District Judge,
Hardoi

Subject: Letter of Resignation from the post of Judicial Magistrate Ist Hardoi

Sir,

I wish to submit before you that, I joined Uttar Pradesh Nyayik Sewa in the cadre of Civil Judge (Junior Division) on 24th April 2009 and since then working as Civil Judge (Junior Division) / Judicial Magistrate, presently posted in Hardoi as Judicial Magistrate 1st.

My marriage has recently been fixed and after marriage I have to join my husband for fulfilling my marital obligations. My husband's permanent location being outside of this country, I find it difficult to continue my employment in Uttar Pradesh Nyayik Sewa.

Kindly consider my letter of resignation at the earliest and place it before the concerned authorities for acceptance. My one month notice period, as per government rules starting from today ie 03.08.12, ending which I wish to be relieved from my duties and obligation. I would be highly grateful if all my dues were also cleared pending acceptance of my resignation.

My address for further communication :

C 12 J Road
Mahanagar Extension
Lucknow 226005

Yours sincerely

Sonal

(Sonal Pandeya)
Judicial Magistrate
Hardoi
ID No-1586
Personal No-3604

OFFICE OF THE DISTRICT JUDGE, HARDOI

Encl: 1783/I-27-12 3.8.12
Serv.

District *21/8/12*
Hardoi

9/13

Request-87

Deputy Registrar(M)

May kindly see below placed office note dated 17.08.2015 of Joint Registrar(Selection & Appointment), seeking current status on suspension/resignation of four officers namely Sri Budh Ram Bansal, Sri Satyendra Kumar Lal, Ms. Sonal Pandeya and Sri Madhur Awasthy.

With reference to resignation of Ms. Sonal Pandeya it is submitted that resignation letter of Ms. Sonal Pandeya has already been sent to Government of U.P. Lucknow vide Court's letter No. 8142/IV-3604/Admin(A) dated 05.06.2015 and further clarification also has been sent vide Court's letter No. 10193/IV-3604/Admin(A) dated 04.08.2015. Presently, final order on relieving of officer is awaited from Government's end.

If approved by Learned Senior Registrar(Budget), the aforesaid information may be communicated to Joint Registrar(Selection & Appointment) for further necessary action in instant matter?

'A'

Pratik Singh
27/08/15 (RD)

Sr. Registrar(B)

May please approve as at 'a' above?

[Signature]
27/08/15

[Signature]
28.8.15
DREM

'A' approved

SR(M)

In accordance with approval dt-31/8/15 of Id. Reg(B), an instant note, copy of instant note along with other relevant papers has been sent to Sr. Reg (S & A). May file &

Pratik Singh
01/09/15 (RD)

Sr. Registrar(B)
31/8/15

Sr. (Admin A1)

[Signature]
D.R.(M)
31-8-15

Mr. Praveen ji
[Signature]
01/09/15

[Signature]
02/09/15

Received
300
01-09-2015

476/SRA
10-08-2015

Request-92/294
17-36-4
88

20-8-15
25-8-15

705
H.L.
19-08-15
Total 00

Smt
Registrar (Selection & Appointment)

It is submitted that Hon'ble Selection & Appointment Committee in its meeting dated 15.05.2015 has been pleased to consider the matter related to promotion of officers in the cadre of Civil Judge (Junior Division) to the cadre of Civil Judge (Senior Division).

In this connection it is humbly submitted that in compliance with the direction of Hon'ble Selection & Appointment Committee dated 15.05.2015, a list of officers in the cadre of Civil Judge (Junior Division) who have completed 5 years service as on 01.05.2015 was sought from the Services Section vide office note dated 18.05.2015. The Services Section vide office note dated 19.05.2015 supplied list of 394 officers of Civil Judge (Junior Division). On the basis of which a list of 394 officers in the cadre of Civil Judge (Junior Division) who are being considered for promotion to the Cadre of Civil Judge (Senior Division) has been published by this Hon'ble Court on its official website on 20.05.2015.

In response thereof a list of 4 officers in the cadre of Civil Judge (Junior Division) who have not submitted copy of judgments alongwith the stated reason by concern District Judge, is as under: File-A.

Sl. No.	ID	Name of Officer S/Sri/Smt./Sushri	Place of posting	Reason for not submission of copy of judgments
1	5802	Budh Ram Bansal	Bijnor	22.03.1996 'Suspended' w.e.f. 08.07.2002
2	6474	Satyendra Kumar Lal	Agra	As per Mail dated 09.07.2015 of the Officer concerned sent to the D.J. Agra the officer has resigned from Judicial Service and expecting his reliving. He has requested to consider his last available judgements for the present promotion. The copy of this mail has been annexed by D.J. Agra mentioning therein that the Officer concerned is on leave for long time and his Judgements submitted for the purpose of previous promotion may be considered for the present promotion.
3	1586	Sonal Pandeya	Hardoi	No judgement delivered in last 3 years. Not taken over the charge in Hardoi Judgeship (as per report of DJ, Hardoi)
4	1587	Madhur Avasthy	Barabanki	As per report of D.J., Barabanki Submitted Resignation on 06.07.2015

29/8/15
So Admin. H/A

DR(m)
19-8-15

DR(m)

10
Sr. Regr (B)
18/8/15

The matter of promotion of officers of Civil Judge (Junior Division) to the cadre of Civil Judge (Senior Division) is to be taken up as per the directions of Hon'ble Selection & Appointment Committee.

Am. Praveen

26/08/15

Request - 88

May if approved, the Registrar (J) (Budget)/ Joint Registrar(Judicial) (Services) be requested to direct the Section Officer (Admin- A-I)/ Section Officer (Services) to provide the present status of resignation of the above mentioned Officers at the earliest.

"A"

suspension

"A" Approved

17/8/15
ORCS/A

17.8.2015 A.R
Selection & Appointment Cell
17.08.2015
17-8-15

1269/JRA.

15.07.2015

Request-82

Registered

प्रेषक,

नरेश जैन,
जनपद एवं सत्र न्यायाधीश,
हरदोई

सेवा में,

श्री आर0के0 उपाध्याय, एच0जे0एस0,
रजिस्टार (जे)(सेलेक्शन एण्ड एप्वाइंटमेंट)
माननीय उच्च न्यायालय,
इलाहाबाद

पत्रांक-1642/JE-22-15
महोदय,

दिनांक-10.07.2015

आपके पत्र संख्या 501/सेलेक्शन एण्ड एप्वाइंटमेंट/दिनांक: इलाहाबाद जुलाई 09, 2015 के संदर्भ में मुझे यह कहना है कि सुश्री सोनल पांडिया विगत कई वर्षों से लापता हो गयी है तथा कई बार पत्र द्वारा उनसे सम्पर्क करने का प्रयास भी किया गया किन्तु उनके ऊपर पत्र की तामील नही हो सकी है। पूर्व में भी इस तथ्य को माननीय उच्च न्यायालय को सूचित किया जा चुका है।

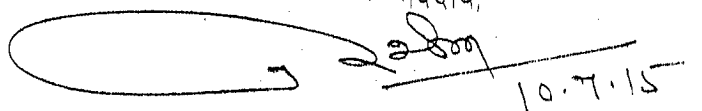
यहां पर यह भी उल्लिखित करना समीचीन होगा कि सुश्री सोनल पांडिया द्वारा त्यागपत्र दिया गया था जिस पर माननीय उच्च न्यायालय द्वारा निर्देशित किया गया कि सुश्री सोनल पांडिया से कहा जाय कि वे अपना त्यागपत्र राज्यपाल महोदय को भेजे किन्तु तब तक सुश्री सोनल पांडिया बिना कोई सूचना दिये अपने न्यायिक पद को छोड़ कर चली गयी थी तथा इस प्रकार उनसे कई बार प्रयास करने के बावजूद भी माननीय इलाहाबाद उच्च न्यायालय के उक्त निर्देश की सूचना उनको नहीं दी जा सकी है।

अतः उपरोक्त परिस्थितियों से यह स्पष्ट है कि विगत लगभग 3 वर्षों से सुश्री सोनल पांडिया ने किसी प्रकार का कोई न्यायिक कार्य नहीं किया तथा न ही उन्होने अपना पदभार ग्रहण कर रखा है, अतः ऐसी स्थिति में उनके निर्णय भेजना असंभव है।

सम्मान सहित।

दिनांक 09.07.2015

भवदीय,

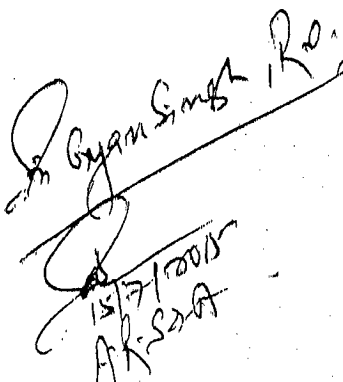


(नरेश जैन)

जनपद एवं सत्र न्यायाधीश,
जनपद हरदोई न्यायाधीश
हरदोई

A-R(U&A)

Registrar (J&A)
14/07/15


15/7/2015
AR-S&A

Request-87

Registered Post

From,
S.S.Gautam,
Deputy Registrar (M),
High Court of Judicature at
Allahabad.

To,
The Under Secretary,
Appointment Section-4,
Government of U.P.,
Lucknow.

86

No. 10193 /IV-3604/Admin.(A)

4-8-2015
Dated: July, 2015.

Subject: Resignation of Km. Sonal Pandeya, Judicial Magistrate, Hardoi from U.P. Judicial Services.

Sir,

With reference to Government letter No. 1020/II-4-2015-15(4)15 dated 26.06.2015, on the above subject, I am desired to inform you that Km. Sonal Pandeya has not resumed her duties, ever since she has tendered her resignation letter dated 03.08.2012. Further, I have to say that vide letter dated 28.02.15, the District Judge, Hardoi informed this Court that Km. Sonal Pandeya has not sent any verbal or written information to the office of Hardoi Judgeship.

I, therefore, request you to kindly obtain necessary orders of the Government, under intimation to this Court, in instant matter.

Enclosures:

Copy of letter No. 433/I-27-12 dt 28.02.15
of the District Judge, Hardoi.

Yours faithfully,

Bansari
29.7.15

Deputy Registrar

87

No. 10194 /IV-3604/Admin.(A)

4-8-2015
Dated: July, 2015.

Copy forwarded for information and necessary action to following :

- (1) The District Judge, Hardoi.
- (2) Km. Sonal Pandeya, Judicial Magistrate, Hardoi through the District Judge, Hardoi.

Bansari
29.7.15

Deputy Registrar

DR (u)

Vide below placed letter, the Court of U.P has sought information on current-status in instant matter of resignation of Km. Sonal Pandeya, JM, Hardoi. May kindly see instant draft and issue.

Punit Dab
28/07/15 (RO)

[Signature]
29/7/15

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OP- OUS9
06-07-15 Santal
13-7-15
W.O. Foid

14-7-15
Request-87
संख्या-1020/दां-4-2015-15(4)15

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Kopi
3604
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प्रेषक,
अशोक कुमार श्रीवास्तव,
विशेष सचिव,
उत्तर प्रदेश शासन।

सेवा में,
महानिबन्धक,
उच्च न्यायालय,
इलाहाबाद।

23/07/15
24-7-15

नियुक्ति अनुभाग-4 लखनऊ: दिनांक 26 जून, 2015

S.O. Adm M/A
13-7-15

विषय:- कु0 सोनल पांड्या ज्यूडिशियल मजिस्ट्रेट, हरदोई का उ0प्र0 न्यायिक सेवा से त्याग-पत्र के सम्बन्ध में।

महोदय,
उपर्युक्त विषयक अपने पत्र संख्या-8142/चार-3604/पेंशन/एडमिन (ए)/इलाहाबाद, दिनांक 05-06-2015 का कृपया संदर्भ ग्रहण करें।

2- इस सम्बन्ध में मुझे यह कहने का निदेश हुआ है कु0 सोनल पांड्या का त्याग-पत्र सम्बन्धी उक्त प्रार्थना-पत्र लगभग 03 वर्ष पूर्व का है। अतः यदि कु0 सोनल पांड्या अभी भी सेवारत हैं तो उनसे 'त्याग-पत्र सम्बन्धी नवीनतम अनुरोध पत्र प्राप्त कर अद्यतन स्थिति सहित सुस्पष्ट प्रस्ताव शासन को उपलब्ध कराने का कष्ट करें। अन्यथा मात्र अद्यतन स्थिति की सूचना उपलब्ध कराने का कष्ट करें।

भवदीय,
(अशोक कुमार श्रीवास्तव)
विशेष सचिव

107 JUL 2015
Senior Registrar (B)

DR(M)
09/7/15

R.C.
21/7/15
Km. Aravind
25/7/15

Request-87

667

12

By Regd. Post/Fax

From, Sheo Kumar Singh, Registrar General, High Court of Judicature at Allahabad.

To, The Special Secretary, Appointment Section-4, Government of U.P., Lucknow.

82 No. 8142 / IV-3604/ Pension / Admin.(A) / Allahabad, Dated 05.06.2015

Subject: Forwarding the application dated 03.08.2012 of Km. Sonal Pandeya, Judicial Magistrate, Hardoi regarding submission of her resignation from U.P. Judicial Service w.e.f. the date of application.

Sir,

I am directed to forward herewith the application dated 03.08.2012 of Km. Sonal Pandeya, Judicial Magistrate, Hardoi, regarding submission of her resignation from U.P. Judicial Service w.e.f. the date of application, on the above subject and to say that as per the record of the Court, no enquiry is pending against Km. Sonal Pandeya at present and the period of notice should be counted as per the rules.

I am, therefore, to request you kindly to obtain necessary orders of the Government in the matter of resignation of Km. Sonal Pandeya, Judicial Magistrate, Hardoi from U.P. Judicial Service w.e.f. the date of application after counting the period of notice as per rules under the provision contained in U.P. Government Servants' Resignation Rules, 2000 and communicate to this Court immediately, under intimation to all the authorities concerned.

Encl:-1) Copy of application dated 03.08.2012.

Yours faithfully,

Registrar General

83

No. 8143 / IV-3604/ Misc./ Admin.(A) / Allahabad, Dated 05.06.2015

Copy forwarded for information and necessary action to:-The District Judge, Hardoi with reference to the endorsement letter no.1783/I-27-12, dated 03.08.12.

S.O. (Adm. 2-1) D.R. (M)

The order dated 28.05.15 of Honble the chief Justice is placed below. May like to issue?

Registrar General

Senior Registrar (Judicial(Budget)

If approved, the file may kindly be laid before Learned Registrar General for issuance?

File 30-5-15 I/C D. R. (Misc.)

29.05.15 30/05/15

Registrar General

May like to issue?

Sr. Regr (DIB) 04/06/15

Request-87

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The U.P. Government Servants Resignation Rules, 2000

In exercise of the powers conferred by the proviso to Article 309 of the Constitution, the Governor is pleased to make the following rules :

1. **Short title and commencement.**—(1) These rules may be called "The Uttar Pradesh Government Servants Resignation Rules, 2000".

(2) They shall come into force at once.

2. **Overriding effect.**—These rules shall have effect notwithstanding anything to the contrary contained in any other rules made by the Governor under the proviso to Article 309 of the Constitution or executive order issued in this behalf.

3. **Definitions.**—In these rules, unless there is anything repugnant in the subject or context, the expression—

- (a) "Appointing Authority" in relation to any service means the authority empowered to make appointments to such service under the relevant service rules;
- (b) "Constitution" means the Constitution of India;
- (c) "Government" means the State Government of Uttar Pradesh;
- (d) "Government Servant" means a person substantively appointed to a post under the relevant service rules made under Article 309 of the Constitution;
- (e) "Governor" means the Governor of Uttar Pradesh;
- (f) "Substantive appointment" means an appointment, not being an *ad hoc* appointment, on a post in the cadre of the service, made after selection in accordance with the service rules relating to that service.

4. **Notice of Resignation.**—(1) A Government servant may resign from his service by giving three months notice in writing.

(2) The notice of resignation shall be—

- (i) voluntary and unconditional;
- (ii) addressed to the appointing authority under intimation to the authority under whom the said Government servant is working at the time of tendering resignation :

1. Vide Noti. No. 13/3/99-Ka-1-2000, dated 26th June, 2000.

Provided that it shall be open to the appointing authority to allow a Government servant to resign without any notice or by a shorter notice.

5. Acceptance or Refusal of Resignation.—(1) The resignation of the Government servant shall not be effective unless it is accepted by the appointing authority and formal order is issued thereof. The appointing authority may, in his discretion, refuse to accept the resignation, if—

- (i) the Government servant owes to the Government any sum of money and/or any other liability unless the amount due has been paid or the liability discharged; or
- (ii) the Government servant is under suspension; or
- (iii) any inquiry is contemplated or pending against him; or
- (iv) investigation, inquiry or trial relating to criminal charge is pending and such charge is connected with his official position as the Government servant.

(2) The appointing authority shall, as far as possible, take decision on the request of resignation before the expiry of the period of notice.

6. Termination of Service.—The services of the said Government servant shall stand terminated with effect from the date of issue of order of the acceptance of his resignation or from such future date as mentioned therein.

7. Withdrawal of Resignation.—The Government servant may withdraw his resignation by making a request in writing to the appointing authority only before the date of termination of his services as provided in rule 6 of these rules.