

Sri Anil Kumar Pandey, Judicial Magistrate, Gosakhpur has sent a representation dated 2.8.2001 (flag 'A') duly forwarded by the District Judge, Gosakhpur regarding counting of his previous service with the present service in U.P. Nyayik Sewa.

In this connection it may be recalled that earlier Sri Pandey vide his letter dated 21.9.2000 made a request to the Court for sanction of personal pay equal to one increment under Voluntary Family Planning Programme as he was getting the same in his previous service rendered by him as Assistant Prosecuting Officer under the government of Bihar from 7.8.1996.

Since, in view of the provisions contained in G.O. dated 23.2.1980 benefit of personal pay is to be granted to a eligible government servant once in his entire service, therefore, at present the benefit of personal pay earlier granted to Sri Pandey by the government of Bihar, is to be extended to him in U.P. Nyayik Sewa also, as soon as his previous service is counted with the present service of U.P. Nyayik Sewa, as such Sri Pandey vide his instant representation (flagged 'A') has requested for counting of his previous service.

In his representation Sri Pandey has stated that prior to joining U.P. Nyayik Sewa he rendered his service as Assistant Prosecuting Officer under the government of Bihar w.e.f. 9.10.1990 to 31.10.1999. His services as Assistant Prosecuting Officer in Bihar was confirmed vide order dated 9.6.99 of Bihar government. (Photocopy of the same at flag 'D') He appeared in the interview of U.P. Nyayik Sewa (Tr. Dev.) 1997 after obtaining permission and No objection certificate from the government of Bihar (copy at flag 'E'). In view of

the recommendation of Director General Prosecution, Directorate of Prosecution, Bihar dated 26.X.99 (Photocopy at flag 'F'), notification dated 28.X.99 of GRIH AARAKSHI VIBHAG, Government of Bihar, Patna (Photocopy at flag 'G') and Memorandum dated 29.X.99 of Deputy Commissioner, Koderma, Bihar (Photocopy at flag 'H') he was relieved from the post of Assistant Prosecuting Officer in the afternoon of 31.X.99 (Charge certificate at flag 'I').

He has further stated that in compliance of Hon'ble court's rectification dated 8.X.99 (Photocopy at flag 'J') he took over charge as Additional Civil Judge (Fr. Div.) Gosakhpur in the forenoon of 1.11.99 (Photocopy of Charge Certificate at flag 'K').

He has requested that his previous service rendered by him as Assistant Prosecuting Officer under the Government of Bihar w.e.f. 9.10.1990 to 31.10.1999 may kindly be counted with his present service in U.P. Nyayik Sewa.

In this connection it is submitted that from a perusal of photocopies of documents (flagged 'B' to 'K') furnished by Sri Anil Kumar Pandey, Judicial Magistrate, Gosakhpur alongwith his representation dated 2.8.01 (flag 'A') it is clear that there is no interruption in between his previous service on the post of Assistant Prosecuting Officer, Bihar and present service in U.P. Nyayik Sewa.

It is pertinent to mention here that necessary orders regarding counting of previous service of the officers of U.P.

Nyayek Sewa are being passed by the Government of U.P.

Therefore, if approved by Hon'ble Mr. Justice S.N. Agarwal a copy of representation dated 2.8.2001 (flag 'A') of Sri Anil Kumar Pandey, Judicial Magistrate, Gorakhpur alongwith it's enclosures may be sent to the Joint Secretary, Government of U.P., Appointment Section-4, Lucknow for seeking necessary orders of the Government in the matter and a copy of letters so issued may also be sent to the officers concerned for information?

A.

[Signature]
12/10/2001

DR (M)

As proposed at A. above in the office note?

Repr (B)

[Signature]
15.10.2001
SOADM

May please see the office note regarding granting of his previous service rendered by Sri Anil Kumar Pandey as Assistant Prosecuting Officer under the grade of B1 from 9.10.90 to B1.10.99 with U.P. Nyayek Sewa as he joined at Gorakhpur on 1.11.1988.

If approved, the file be placed before Hon'ble Mr Justice S.N. Agarwal for his Lordship kind favour and orders as proposed at A. above?

[Signature]
12/10/2001
SOADM