

To,

The Registrar General,  
High Court of Judicature at  
Allahabad

(With a request to kindly place it before the Hon'ble Administrative Judge, Lakhimpur Kheri)

Through,  
Respected District Judge  
Moradabad

Sub: Representation against the remarks made by the then District Judge Lakhimpur Kheri in my Self-Assessment for the period 1/04/2022-31/03/2023.

Hon'ble Administrative Judge, Lakhimpur Kheri

My Lord,

I most respectfully beg to state as under:

In my attempt to dispose of the cases, I've fixed short dates in cases, urged the parties to enter into a compromise where the law permits so, motivated parties and prosecution to ensure production of witness, avoided giving unnecessary adjournments etc. In the given assessment year I was required to achieve 1000 units (without Stenographer) whereas I achieved a total of 1523.02 units that is 267.04% per cent. I have disposed of 566 civil cases which are more than 5 years old of which 27 Civil cases were contested. I have decided 20 civil cases on ex-parte basis. A total number of 3 execution cases were decided out of 5 in my court. As on the very last 2 months criminal jurisdiction came in my court and within that period I have disposed 6 criminal contested cases. A total number of 48 cases/matter decided during national Lok Adalat held in the given assessment year as most of the time I had only civil jurisdiction. I was holding the court of Addl. Civil Judge(JD) where I have disposed 33 injunction(6c) applications on merit, because mostly the files were on mature stage and as a result of which there were few 6c/injunction applications in the said court. In case of Action plan 2022-23 out of 30 original suits marked in the action plan during the given assessment year, 19 original suits were decided by me on civil side. I have decided 3 Execution cases out of 05 cases in my court.

Respected District Judge has given following remarks as-

**1(e)(iii) "Disposal of old cases (give number and year of old cases decided)" is 'The officer has shown disposal of 833 cases old more than 05 years in all, but out of them only 27 civil and 06 criminal cases are uncontested basis, others are disposal by the way of transfer or otherwise. So this figure of 833 cases is not actual figure. The officer has not submitted correct information. The officer 19 out of 30 O.S. and 03 out of 10 execution cases from action plan 2022-2023 decided by the officer. It is not too good.'**

My Lord, with due respect as a matter of fact, as per direction of Hon'ble High Court I have always tried to dispose as much cases as I can with my potential. My Lord, I have nowhere shown the disposal for 833 cases in toto in my court during the said assessment period rather I have shown 566 cases old more than 5 years also I have never claimed any units/quota

from disposal by transfer and otherwise. In addition to this I have decided on contested basis 27 Civil cases and 6 Criminal cases during the assessment year, which are attached here as **Annexure-1**, but respected District judge has shown that I have decided 27 cases on uncontested basis and 6 criminal cases on uncontested basis. Why my contested cases are shown as uncontested it is nowhere explained by respected District Judge.

Respected District judge on his comment has also written that "the officer has not submitted correct information". My Lord, statement made by respected District Judge is not supported by any substantive material nor any reason was given for such a remark. In this regard also I have always prepared the disposal statement as mandated by administrative office of District Judge and also according to the Circulars of Hon'ble High Court as per **General letter no. 11/IV-h/14/2019; Dated:Allahabad: March 05,2019 & General letter no. 11/IV-h/14/2022; Dated:Allahabad: August 18,2022**, attached herewith as **Annexure-2**.

Lordship I have joined his pious service in 15/11 2019 and since then I have always prepared the disposal statement as mandated by administrative office of District Judge and also according to the Circular of Hon'ble High Court. Other senior officers and my colleagues of the station have also prepared their statements in the same manner and the applicant has always sought their guidance in preparing the statements. The respected District judge required the monthly disposal statement by the end of each month which was discussed at length in the monthly meetings and never respected district judge posed any questions or gave any notice/DO to the applicant for submitting incorrect information nor any explanation whether oral or written was called from me in this regard nor any adverse comment was made by respected district judge for other officers in this regard.

Respected District Judge has also written that **'The officer 19 out of 30 O.S. and 03 out of 10 execution cases from action plan 2022-2023 decided by the officer. It is not too good.'**

My Lord, with respect to the Action plan 2022-23 I have tried to dispose maximum number of Civil cases and could dispose 19 cases out of 30 as most of the remaining files were on the last stage but due to change in my court which shifted to Civil Judge (JD)FTC in 04/07/2022, due to which oldest cases disposal was hampered. In addition to this also due to some legal requirement/impediments subject to death of the parties in suit minimum required time and principle of natural justice I could not dispose the remaining cases. Lordship I have made all my best affords to dispose the remaining cases but due to above mentioned reason I could not dispose the remaining cases. In case of Execution cases although the target was of 10 cases but in my court only 5 execution cases were pending of which I have disposed 3 cases. I assure the Hon'ble Court that in future I will make all possible efforts to dispose of more and more matters in the administration of justice.

**The remarks given by the then District Judge, Lakhimpur kheri in column 1(g) "Whether disposal of work is adequate. (Give percentage and reasons for short disposal, of any)" is 'The officer has achieved 1413.02 units against actual target of 641.93 units, which is 220%. The officer has achieved 491.32 units from final disposal during September 01, 2022 to March 31, 2023 against required units 350 as per G.L. No. 11/IV-h-14/2022 Dated: Allahabad: August 18,2022. Which is 140.37% of target.'**

My Lord, I have neither shown the figure of 1413.02 units achieved nor the 641.93 units as actual target as shown by District Judge rather I have shown 1523.02 Units as Actual

Achievement Units as against Actual target 570.32 Units. The reduction/variation in the units shown by District Judge is not supported by any substantive material nor any reason. With respect to final disposal of cases, respected District judge has written 'The officer has achieved 491.32 units from final disposal during September 01, 2022 to March 31, 2023 against required units 350 as per G.L. No. 11/IV-h-14/2022 Dated: Allahabad: August 18,2022. Which is 140.37% of target.' Whereas I have achieved the 491.32 units but the required units shown by District Judge is 350 Units during September 01, 2022 to March 31, 2023. As per the Circular of Hon'ble High Court Allahabad 500 units are required without stenographer for whole year. From 01/09/2022 to 31/03/2023 the required units from final disposal are 292 and after adjusting holidays total target units from final disposal was about 196 Units which is about 250%. The reduction/variation in the units shown by District Judge is not supported by any substantive material nor any reason. In this regard also I have always prepared the disposal statement as mandated by administrative office of District Judge and also according to the Circular of Hon'ble High Court. Other senior officers and my colleagues of the station have also prepared their statements in the same manner and the applicant has always sought their guidance in preparing the statements. The respected District judge required the monthly disposal statement by the end of each month which was discussed at length in the monthly meetings and never respected district judge posed any questions or gave any notice/ DO to the applicant for not providing correct information nor any explanation whether oral or written was called from me in this regard nor any adverse comment was made by respected district judge for other officers in this regard.

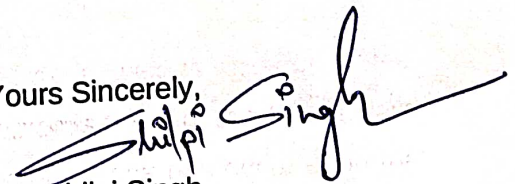
My Lord, in my attempt to dispose of maximum cases I have tried to fix short dates, discouraged adjournment, motivated parties to enter into a compromise where the law permits so, but If unknowingly and by honest mistake/ignorance any inconvenience has occurred in the administration of judicial work, I most humbly apologize for the same and assure you My Lord to improve myself and not to repeat such irregularities if any in future. My intentions were never malafied.

Thanking you in anticipation of your Lordships empathetic view in this matter.

Date: 30.06.2023

Yours Sincerely,

Shilpi Singh



Civil Judge (JD)/FTC Crime against Women

Moradabad

J.O Code- UP3734