

**Representation against the Adverse Remarks and “Poor” entry in Annual Confidential Report 2022-23.**

Hon’ble Lordship,

The Respected District Judge Has been pleased to grant me a “poor” entry along with some adverse remarks. This is to represent against the same.

**Entry under 1(b) - She is not fair and impartial.**

It is humbly stated that under column 1(b) The Respected District Judge has remarked that “*She is not fair and impartial*”. The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to in which case or matter I have been partial or unfair. It is humbly stated that the assessment year ended on 31.03.23. I have not received any communication whatsoever from The Respected District Judge in the assessment year or even thereafter till today.

I have always acted with utmost impartiality and fairness. It is humbly stated the entry is unsupported by facts or reasons and is malafide.

**Entry under 1(c) – “She is not cool minded and loose temper in the court”.**

It is humbly stated that under column 1(c) The Respected District Judge has remarked that “*She is not cool minded and loose temper in the court*”. The Respected District Judge has not revealed in the ACR as to on which day, case or matter I have lost my cool. The Respected District Judge has not made any reference of any specific incidence.

The annexures that have been attached by The Respected District Judge also do not reveal any specific incident of my losing cool or any complaint whatsoever. It is humbly stated the entry is unsupported by facts or reasons and is malafide.

**Entry under 01 (f)- Whether Judgment on facts and on law are on the whole sound, well-reasoned and expressed in good language?**

It is humbly stated that under column 1(b) The Respected District Judge has remarked that “*Judgments are not well reasoned, sound in law and on facts.*” The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to which judgment of mine has been not upto the

mark. It is humbly stated that the assessment year ended on 31.03.23. I have not received any communication whatsoever from The Respected District Judge in the assessment year or even thereafter till today. The District Judge has not provided me any guidance, advice or warning during the year in respect of quality of my work.

Reference may be had to the circular below:

**G.L. No. 3/IVf-80 dated 1st April,1953**

When an officer, particularly a junior one, is deficient in his work, it is not always enough to make an entry to that effect in his character roll and to communicate it to him. Efforts should rather be made to give such officer an opportunity of learning and for effective improvement in his work. A District Judge should, therefore, take more personal interest in the work of Judicial Officers subordinate to him and in case the work of any one is not up to the mark, he should point out to him his failings and defects at a personal interview and either help him with personal advice or put him in touch with one of the more experienced Officers at the station. Junior Officers should also be encouraged to take advantage of any help and guidance that senior Officers in the judgeship may be able and willing to give them and should not hesitate to consult them and seek their guidance.

The Respected District Judge has not communicated to me any such shortcoming in the year. He has not given me any opportunity whatsoever nor has referred me to a senior officer. It is humbly stated the entry is grossly malafide.

Similarly under Entry **01 (f) (i) and (ii)** it has been reported that my marshaling of facts and evidences in the assessment year has been average. The Respected District Judge has not revealed in the ACR as to appreciation of which judgment of mine has been not upto the mark. The Respected District Judge has not communicated to me any such shortcoming in the year. He has not given me any opportunity whatsoever nor has referred me to a senior officer. I have always consulted my senior officers at the station. It is humbly stated the entry is grossly malafide.

**Entry under 01 (h)- Entry under 01 h Control over the Office and Administrative capacity and tact.**

It is humbly stated that under column 1(h) The Respected District Judge has remarked that "*Officer has no effective control over his office*"

**Control of office.**

It has been mentioned that "*Officer has no effective control over his office*" in the ACR. It has not been mentioned that on what aspects the office work has been found deficient and why in his opinion my control has been found ineffective.

It is pertinent to note that the “Annual District Judge Inspection” carried out on 21.02.23, it has been mentioned that all work has been duly carried out and that the office is running smoothly (**Copy attached**). **Thus the entry is contradictory to the notes mentioned in “Annual District Judge inspection”.** No other communication was made in this regard. . It is humbly stated the entry is grossly malafide.

**Several mistakes were found in the year wise break up for the period 02.07.2022 to 31.03.2023**

The Respected District Judge has raised an objection that several mistakes were found in the consolidated year wise breakup. I had duly informed him that I had been transferred from the station and that it was beyond my powers and capacity to get them corrected. I also informed him that the suit clerk had been negligent in his duties which have been informed to The Respected District Judge via annual remarks. Nonetheless no specific mistakes were pointed out and the mistakes if any were minor arithmetic mistakes. . Further this issue was not raised in the first objection even though the first objection was raised on 30.05.23 i.e. one month after timely submission. By the time the new facts were raised in second objection, I was transferred from the District. No intentional mistake was committed.

It is humbly stated the entry is malafide.

**Entry under 01 (i)- Relations with members of the Bar (mention incidents, if any):**

It has been mentioned by The Respected District Judge that my relations with the bar is “*Poor. Umpteen Oral and Written Complaints regarding the work and conduct of the Presiding Officer were made by the Office bearers of District Bar Association as well as some senior advocates.*”

In this respect I humbly submit that there was some obstruction by the lawyers for which I sought time to meet The Respected District Judge in his chambers. However he refused to meet me in the chambers. I sought time on 03.09.22 and several times after that in that week but he refused to meet me.

Instead of meeting me, demands in the nature of "Sexual favour" were made. On refusal thereof the Respected District Judge started my tormentation. I reported the matter to The Hon'ble High Court on 08.09.22.

**Copy**

From,

**Arpita Sahu, (UP3624)**  
Civil Judge (Junior Division),  
Ramsanehighat, District Barabanki.

To,

**The Respected Registrar General,**  
Hon'ble High Court of Allahabad.

Through,

**The Respected District Judge,**  
Barabanki.

**Subject: Request for Directions to the Respected District Judge.**

Respected Sir,

This is to humbly submit that as presiding officer of Court no 14, Civil Judge (J.D.) Ramsanehighat, Barabanki I am working hard towards the disposal of old files and the files identified under "Action Plan" files.

Ever Since I have taken charge of this court I have refused to grant unnecessary adjournments and I impose costs on frivolous adjournments. Several Advocates whose sole intention is to keep the pendency running have taken this adversely. They communicate this to the Respected District Judge who in turn has scolded me several times in the past for not working according to the wishes of the bar. I have informed him that these are frivolous allegations and have sought instructions. Instead of support and protection The District Judge directed me not to proceed in Action Plan files against the wishes of the Bar Members. This has created an unwanted situation. The District Judge constantly scolds and harasses me for no reason whatsoever. I was told by the District Judge told to act according to the wishes of the Advocates even in Action Plan files or else he will take action against me even on false pretext if required. This is against the intentions of the Hon'ble High Court. This is obstructing the impartment of justice to the lilligants.

Several times the meetings of only "Lady Officers" have been called and lady officers have been scolded for no reason whatsoever. We were not informed for what we were being scolded. I am being constantly targeted by the district Judge.

I have been seeking time from the District Judge ever since 03.09.22 but he has been refusing to meet me in the chambers. I wanted to inform the District



Judge that lawyers are creating obstacles in my court. But the District Judge refused to meet. On 07.09.22 we were informed that a meeting of "All Lady Officers" have been called (~~Screen shot attached~~). In the meeting of the junior lady officers we were told not to meet the District Judge anymore in the chambers. If anyone wants to meet the District Judge, the junior division lady officers can meet the District Judge at his residence in the late evenings.

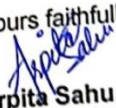
I humbly submit that if I cannot meet The District Judge in the chambers, who would protect me. I find meeting him at the residence late in the evening inappropriate. The Respected District Judge harasses me constantly and keeps me on his target.

Kindly place this representation before the Hon'ble Court and Hon'ble Administrative Judge, Barabanki so that I can be protected and proceed accordingly to law in Action Plan files.

Dated: 08.09.2022

Thanking You,

Yours faithfully,

  
Arpita Sahu, (UP3624)  
Civil Judge (Jr Div),  
Ramsanehighat,  
District Barabanki

As can be seen in this copy I flagged that the Lawyers are creating obstacles. It is in these series of this event, contempt was committed by various advocates on several days. Cognizance of several contemptuous incidents was taken by the Hon'ble High Court. **The Hon'ble High Court has prima facie found them to be true.** (Para 47 of order dated 19.05.23 in CONTEMPT APPLICATION (CRIMINAL) No. - 9 of 2022, Hon'ble Lucknow Bench )

Sri Mohan Singh can be heard clearly alongwith that of the Judicial Officer and at about 02 mins. 30 seconds in the video. Sri Dev Sharan Awasthi can be seen and heard abusing the Judicial Officer with "Maa Ki Gali". Words of abuses were hurled in open Court at the Judicial Officer accompanied by constant sloganeering.

47. This Court while going through the paperbook having come across the pendrive containing the three video clips and the photographs took assistance of the Computer Section employees and watched the video clip in our Chambers. The allegations as mentioned by the Judicial Officer in her letter of reference of criminal contempt are certainly made out to be true.

48. The Judicial Officer has also enclosed alongwith her letter various resolutions/notices issued by the General Secretary, District Bar Association, Barabanki and the President and Senior President of

Also, The Hon'ble High Court has noted in its order that there is a letter on the file which mentions that the contempts were committed at the behest of The Respected District Judge. **(Para 57-60 of order dated 19.05.23 in CONTEMPT APPLICATION (Criminal No. - 9 of 2022, Hon'ble Lucknow Bench).**

57. This Court while perusing the file has also come across the letter allegedly sent by Sri Ritesh Mishra on 04.11.2022 i.e. letter No. 1461/ZB8/BBK/2022 wherein Sri Ritesh Mishra has mentioned that in the Criminal Contempt Proceedings before this Court allegation had been made that Sri Ritesh Mishra and his colleagues had interfered with the court proceedings, but he had no role to play, he had not misbehaved in the Court Room with the Civil Judge (Junior Division), Ms. Arpita Sahu. Even, if any misbehavior is found to have been done it was at the instance and encouragement/instigation of the District Judge Sri Ravindra Nath Dubey as the District Judge had called him in his Retiring Room one day and had said that the Judicial Officer had been newly appointed and she did not know that the District Judge was going to be elevated as a High Court Judge, her behavior was not proper with the District Judge and that Ritesh Mishra and his colleagues should teach her a lesson at the first opportunity. Sri Ritesh Mishra has further stated that he could not understand that the District Judge and the President of the District Bar Association had colluded

with each other and had tried to hit two targets with the same arrow. The District Judge wanted to take revenge from his Junior Officer and the President District Bar Association had tried to take revenge from Sri Ritesh Mishra, General Secretary.

58. In the said letter dated 04.11.2022, there is another statement that he was willing to and was extending unconditional apology and that he reiterates that the District Judge and the President, District Bar Association had instigating him in doing what he did on 07.10.2022. A request has been made that he be forgiven and the contempt proceedings be closed.

59. The aforesaid letter dated 04.11.2022 was received in the office through speed post and it was marked by the Registrar General to be kept in the same file i.e. the paper book of the instant Criminal Contempt proceedings on 16.11.2022, but it was not noticed by the Court in its earlier orders.

60. Sri Virendra Kumar Shukla, Advocate appearing for the respondent no.2 has seriously disputed the authenticity of this letter saying that it is a forged letter.

The other factor which corroborates the fact that the contempts were committed at the behest of The Respected District Judge is that he coerced me take the contempt back through his subordinates and was extremely reluctant to refer/forward the contemp. My reference of contempt was unambiguous and unequivocal reference of contempt. Yet, the same was not referred promptly. The Respected District Judge has attached an annexure **Complaint/Report-04** in which he explains the delay. He fails to explain why the same was not referred on 13.10.22 itself.

All complaints by the Bar are after the reference of contempts and are out of vengeance.

My relations and behavior with the BAR has been generally good sans some advocates who committed contempt and then raised frivolous complaints. It is humbly stated the entry is Grossly Malafide.

**Entry under 01 (j)- Behaviour in relation to brother Officers (mention incidents, if any):**

It has been mentioned by The Respected District Judge that my relations with the brother officers is “not good”. The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to what those facts are on the basis of which he has formed this opinion. No incident of any sort has been mentioned. I have extremely cordial relation with all officers at my station. It is humbly stated the entry is malafide.

**Entry under 01 (j)- Her punctuality and regularity in sitting on the dais in court during court hours:**

It has been mentioned by The Respected District Judge that “*She is not punctual and regular in sitting on dais in the court*”. The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to on which date in the assessment year, has he found me to unpunctual or coming late.

**The Respected District Judge has countersigned my “Daily Sitting Register” daily. He not put a single “Red Remark” on my register to indicate when I was late.** It is humbly stated the entry is malafide.

**Entry under 01 (m)- Whether amenable to the advice of The Respected District Judge and other superior officers?**

It has been mentioned by The Respected District Judge that “*Officer is not amenable to the advice of District Judge and She is working arbitrarily and insubordination*”.

The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to what advice of The Respected District Judge has not been abided to by me. The Respected District Judge has not revealed in the ACR as to in which case or matter I have acted arbitrarily. The Respected District Judge has not revealed in the ACR as to which of my actions has constituted



insubordination in his opinion. The Respected District Judge has not revealed any facts or incidents related to this entry. It is humbly stated the entry is malafide.

**Entry under 01 (n)- Behavior towards women (respect and sensitivity exhibited towards them)?**

It has been mentioned by The Respected District Judge that “Not Good.”

The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to what those facts are on the basis of which he has formed this opinion. No incident of any sort has been mentioned. I have always behaved with women very well. It is humbly stated the entry is malafide.

**Entry under 2- Over all assessment of the merit of the officer.(Outstanding, Very Good, Good, Average, Poor)**

The Respected District Judge has assessed me to be “poor” overall. I humbly submit that that I have never been assessed “Poor” ever before. I have received “Very Good” to “Good” overall in my previous approved ACR’s.

**Assessment of Work**

The overall assessment has been made without any objective consideration of my work.

I humbly submit that I had **completed Action Plans as has been admittedly remarked by The Respected District Judge.** The assessment year 2022-23 was priority focus year for Action plans. The Hon’ble High Court Had mandated that the completion of Action Plans be considered in the ACR. However The Respected District Judge has failed to do so.

Furthermore The Respected District Judge did not communicate to me during the assessment year the facts that he is dissatisfied with my work. It is humbly stated the entry is malafide.

**Entry under column 4- Other Remarks, if any)**

It has been mentioned by The Respected District Judge that “*The officer is very short temper. Several Applications regarding the work and conduct of the Judicial Officer namely Sushri Arpita Sahu made by the Office bearers of District*

*Bar Association. She never attended the full court reference on the sad demise of senior Advocates. She form the group along with Sri Khan Zishan Masood and try to vitiate the conducive atmosphere of the Civil Court. Employees of the concerned court also made oral complaints regarding the conduct of Judicial Officer namely Sushri Arpita Sahu.”.*

Most of the remarks made under column have been explained above.

**Rule 645 of The General Rules Civil** has a proviso which mentions that

*“Provided that when an officer, particularly a junior one, is deficient in his work it is not always enough to make an entry to that effect in his character roll and to communicate it to him. Efforts should rather be made to give such officer an opportunity of learning and for effective improvement in his work. A District Judge should therefore, take more personal interest in the work of Judicial officers subordinate to him and in case **the work of any such officer is not up to mark he should point out to him his failings and defects at a personal interview and help him”***

The Respected District Judge has neither communicated to me my shortcomings nor gave me an audience.

**Remark: She never attended the full court reference on the sad demise of senior Advocates.**

The Hon’ble Supreme Court and Hon’ble High Court have time and again directed that strikes and condolences are grossly illegal during court hours. **Despite that The Respected District Judge forced everyone to attend Full Court reference/condolences at 3:30 pm.** Since I was determined to dispose off The Action Plan files, as per the directions of the Hon’ble High Court, I did not relent and I sat in court doing my work. I and some officers did not attend these illegal meetings which were kept during court hours.

The Respected District Judge has probably relied upon the following circular:

**C.L. No. 27/Admin 'G-I' Section Dated: Allahabad: 12.12.2008**

Upon consideration of the matter of the loss of valuable time on account of the closure of Courts and offices in the event of death/funeral of a Hon'ble Chief Justice or Hon'ble Judge of the Supreme Court sitting or retired, a Hon'ble Chief Justice or Hon'ble Judge of the High Court sitting or retired, an Officer of the Subordinate Court sitting or retired or a senior or prominent member of the Bar, the Hon'ble Court has resolved that instead of closing the Courts on such happening, the judicial work should only be suspended after 3.30 p.m. on the concerned date and the offices should continue to work throughout the day.

Therefore, in supersession of the Circular Letter (C.L. No. 10/IXg-11 dated 29.1.1973), I am directed to say that in the event of death/funeral of a person of any of the above enumerated categories, only the judicial work shall be suspended after 3.30 p.m. on the concerned date while the offices shall continue to work till the regular hours.

I am to request you to kindly bring the contents of this Circular Letter to the notice of all the Judicial Officers under your administrative control for information and strict compliance.

**4. SURPRISE VISIT**

In the above circular it is mentioned that the Judicial Work Shall be Suspended after 3: 30 PM on that day. The practice is that when the official Full Court Reference is called, it is intimated to the BAR, Litigants and the officers that the Judicial work is suspended after 3: 30 PM. The orders of The Respected District Judge attached Cleary shows that no such suspension was directed or intimated. In absence of such intimation to the litigants and BAR, such expectation to leave DIAS would be illegal. It is pertinent to note that The Respected District Judge had himself directed me VIA DO to remain on Dias even in condolence. Further, several officers did not attend these condolences (which can be corroborated by CCTV) but only I was singled out. **There was no suspension of judicial work which can be corroborated by the DAILY SITTING REGISTER of all the judicial officers of the District Court including The Respected District Judge Himself.**

**Remark: Employees of the concerned court also made oral complaints regarding the conduct of Judicial Officer namely Sushri Arpita Sahu.**

It is humbly stated that The Respected District Judge has remarked that “Employees of the concerned court also made oral complaints regarding the conduct of Judicial Officer namely Sushri Arpita Sahu.”. The Respected District Judge has not communicated to me any complaint whether “oral” or “written” in respect of this entry. The Respected District Judge has not revealed in the ACR as to what those “oral complaints” are, who made them and what it relates to.

It is humbly stated that the assessment year ended on 31.03.23. I have not received any communication whatsoever from The Respected District Judge in the assessment year or even thereafter till today.

**It is humbly stated the entry is unsupported by facts or reasons and is malafide.**

#### **Mentioning of Khan Zishan Masood, Nyayadhikari, Sirauli Gauspur.**

The Respected District Judge has mentioned in entry in column 4 that “*She form the group alongwith Sri Khan Zishan Masood and try to vitiate the condusive atmosphere of the Civil Court.*” The Respected District Judge has failed to mention the facts, incidences or the basis on which he has formed this opinion. The Respected District Judge has failed to mention as to which court I have affected in connivance with *Khan Zishan Masood*.

It is regretfully and humbly submitted that the mentioning of the name of *Khan Zishan Masood* in my ACR is with deep malice.

It is most pertinent to that I have merely raised complaints against The Respected District Judge to the Hon’ble High Court, which is the legal and advisable route. What other actions of mine have been wrong, illegal or has vitiated the atmosphere has never been communicated to me.

I humbly submit that the mere mentioning of the name of *Khan Zishan Masood* in my ACR shows that The Respected District Judge has Harboured ill will and malafide towards me and *Khan Zishan Masood* and has not been objective in considering my ACR.

**Explanation in respect of Annexures.**

#### **Complaint/Report-01**

This is a DO which The Respected District Judge has attached in respect my absence from DIAS. This has long Background:

The Respected District Judge had undertaken a Surprise Inspection on 31.08.22. He found me absent on the Dias at 10.35 Am and sought an explanation from me. I informed him in writing that I sat in Court Dias 10.25 itself and that some bar members forced me to get down. The matter of forcing me to leave the Dias was repeated again by the lawyers and will become clearer hereinafter in the complaint.

On that The Respected District Judge issued a DO to me.

Copy of DO:

रवीन्द्र नाथ दूबे,  
एच.जे.एस.

विश्राम कक्का  
जनपद न्यायाधीश बाराबंकी

अर्धशासकीय पत्र संख्या- 12/2022

दिनांक-03 सितम्बर, 2022

महोदय,

अवगत कराना है कि दिनांक 31.08.2022 को समय 10:35 बजे अघोहस्ताक्षरी द्वारा न्यायिक अधिष्ठान के आकस्मिक निरीक्षण के दौरान आप डायस पर उपस्थित नहीं थी। इस सम्बन्ध में आपके द्वारा प्रस्तुत स्पष्टीकरण में यह कथन किया गया है कि आप 10:25 बजे डायस पर बैठ गयी थी, तभी बार के कुछ पदाधिकारीगण न्यायालय कक्ष में आये और कहने लगे कि आज कण्डोलेंस है और बायकाट भी है, उक्त कारण से आप डायस से उतर कर चैम्बर में आ गयी।

उक्त दिनांक को 11:05 बजे कण्डोलेंस की सूचना इस कार्यालय को प्राप्त हुई। निरीक्षण के दौरान डायस पर उपस्थित न पाया जाना अत्यंत आपत्तिजनक है, भविष्य में निश्चित समय पर डायस पर बैठना सुनिश्चित करें।

  
(रवीन्द्र नाथ दूबे)  
जनपद न्यायाधीश  
बाराबंकी  
03.09.2022

सेवा में

सुश्री अर्पिता साहू,  
सिविल जज (जू0डिवी0) रामसनेहीघाट,  
न्यायालय संख्या-14, बाराबंकी।

It also humbly submitted that in the Inspection of The Respected District Judge on 31.08.22 several officers (Sri Sanjay, Sushri Anujaya Etc.) were absent on Dias. The District Judge had undertaken a Surprise Inspection on 31.08.22. He found me absent on the Dias at 10.35 Am and sought an explanation from me. I informed him in writing that I sat in Court Dias 10.25 itself and that some bar

members forced me to get down. **The matter of forcing me to leave the Dias was repeated again by the lawyers which became the subject of my contempt.**

There is also evidence that all this was done on the behest of The Respected District Judge.

न्यायिक एवं प्रशासनिक कार्य के सुचारु रूप से संचालन और स्वच्छता सुनिश्चित कराने की दृष्टि से आज दिनांक 31.08.2022 को पूर्वान्ह 10.35 बजे मैंने न्यायालय परिसर में स्थित न्यायालयों/कार्यालयों तथा न्यायालय परिसर का आकरिमक निरीक्षण किया।

निरीक्षण के समय अपर जिला न्यायाधीश/एफ0टी0सी0, कोर्ट नम्बर-37, बाराबंकी व सिविल जज (सी0डि0)/एफ0टी0सी0, कोर्ट नम्बर-38, बाराबंकी अवकाश पर थे एवं अपर मुख्य न्यायिक मजिस्ट्रेट, कोर्ट नम्बर-25, बाराबंकी ट्रेनिंग पर थे। निरीक्षण के समय श्री संजय कुमार-VI, अपर मुख्य न्यायिक मजिस्ट्रेट, कोर्ट नम्बर-17, बाराबंकी, सुश्री अनुज्या कृष्णा, सिविल जज (जू0डि0) कोर्ट नम्बर-13, बाराबंकी, सुश्री अर्पिता साहू, सिविल जज (जू0डि0) रागसनेहीघाट, कोर्ट नम्बर-14, बाराबंकी एवं सुश्री ज्योत्सना नागवंशी, अपर सिविल जज (जू0डि0) कोर्ट नम्बर-22, बाराबंकी न्यायालय कक्ष में उपस्थित नहीं पाये गये। जो न्यायिक अधिकारी निरीक्षण के समय न्यायालय में डायस पर न्यायिक कार्य करते हुए नहीं पाये गये, को निर्देशित किया जाता है कि वह इस सम्बन्ध में अपना लिखित स्पष्टीकरण तत्काल प्रस्तुत करें। शेष सभी न्यायालयों के पीठासीन अधिकारी अपने-अपने न्यायालयों में उपस्थित पाये गये।

निरीक्षण के समय मुख्य न्यायिक मजिस्ट्रेट, बाराबंकी, अपर मुख्य न्यायिक मजिस्ट्रेट, कोर्ट नम्बर-19, अपर सिविल जज (सी0डि0) कोर्ट नम्बर-23, अपर मुख्य न्यायिक मजिस्ट्रेट, कोर्ट नम्बर-25, सिविल जज (सी0डि0) कोर्ट नम्बर-20, अपर सत्र न्यायाधीश/पाक्सो एक्ट कोर्ट नम्बर-46, अपर जिला न्यायाधीश, कोर्ट नम्बर-1, अपर जिला न्यायाधीश, कोर्ट नम्बर-8 एवं अपर जिला न्यायाधीश, कोर्ट नम्बर-10 में न्यायालय कक्ष के बाहर लगी काजलिस्ट अद्यतन पायी गयी तथा शेष न्यायालयों में लगी साप्ताहिक काजलिस्ट अद्यतन नहीं पायी गयी। सम्बन्धित न्यायालयों के पीठासीन अधिकारियों को निर्देशित किया जाता है कि वह अपने-अपने न्यायालयों के बाहर नोटिस बोर्ड पर साप्ताहिक काजलिस्ट घरपा किया जाना सुनिश्चित करें।

निरीक्षण के समय न्यायिक मजिस्ट्रेट, कोर्ट नम्बर-27, बाराबंकी श्रीमती उमैगा शहनवाज न्यायालय कक्ष में डायस पर उपस्थित पायी गयी, किन्तु वह डायस पर उपस्थिति के दौरान निर्धारित यूनीफार्म में नहीं थीं। सम्बन्धित

V

### **Complaint/Report-02**

This is attached without any context or reference. The Report by the O/C Nazarat was not communicated to me.

### **Complaint/Report-03**

This is attached without any context or reference. There was no complaint in my knowledge relating to parking or otherwise. No communication, complaint or notice has been issued to me ever. In the said the meeting all concerned officers met and all minor issues related to lack of proper sanitation and cleanliness were resolved

### **Complaint/Report- 04**

This is the forwarding report with the contempt. My reference was forwarded with delay. The Respected District Judge had threatened me to withdraw the contempt. In the attached letter a meeting is referenced dated 11.10.23. Instead of forwarding my contempt, The Respected District Judge met the members of the bar and I was threatened to withdraw my contempt. The detailed explanation is provided above.

### **Complaint/Report- 05 and 06**

The Respected District Judge has attached this DO with most Malafide and also shows the illegal tortures committed by him.

Advocate Sri Suhdir Khare had raised some complaints against me when I was moving with brisk pace in the Civil Suit 268/1985. Parshuram vs Bhramdutt. Since it was the oldest civil suit of my court I acted with expeditiousness as per the directions of the Hon'ble High Court. Advocate Sri Suhdir Khare wanted to linger the case, thus he raised frivolous complaints alleging bias. **It would not be out of place that the Contested Judgment on merit eventually went in the favour of Advocate Sri Suhdir Khare.** It is humbly submitted that all his apprehensions were unfounded.

The Senior Administrative officer report dated 18.11.22 is annexed as **Complaint/Report- 06.** In the report that is attached by The Respected District Judge, it is mentioned that “पत्रावली का विवरण एक पर्चे पर लिख कर सम्बंधित न्यायालय से लाने हेतु भेजा गया”.



This is true that orderly Sri Mohd Kamil came to my court with the description of the above file to which I explained to him that the case record cannot be handed over merely on a piece of “**chit paper**”. It is a rule under General Rules civil that requisitions have to be in proper format. However no proper requisition was sent by The Respected District Judge.

**203. Prohibition against issue of records.**

Ordinarily no record shall be issued except on the requisition of a civil, criminal or revenue Court, of the Government, of the Board of Revenue, of the Commissioner of Division, or of the Commissioner of Excise and of the Inspector – General of Registration and Stamps, and then only on an order of the Presiding Judge under Rule 210. In all other cases, before a record is issued, the orders of the High Court shall be taken on the subject.

Original records should not be called for at the instance of a private party, if certified copies are admissible in evidence to prove facts, for the proof of which the record is required.

**204. Forms of requisition.**

Every requisition for a record or portion of a record shall be made upon the prescribed form. When a record or portion of a record is requisitioned from the High Court or a Civil Court subordinate to the High Court, the form of requisition shall be Form No. 21. When it is requisitioned from a Revenue Court Form No. 22 shall be used. Columns Nos. 1 to 6 of Form No. 21 and columns Nos. 1 to 8 of Form No. 22 shall be filled up by the Court calling for the record. It should also be stated specifically in the requisition why certified copies obtained in the usual manner by the parties will not serve the purpose, and that proper Court fee has been realized.

**N.B.:** *When requisitioning the record or part of a criminal case Form No. 13, Part IX – Appendix B of General Rules (Criminal) is to be used.*

No record can be issued on a **chit of paper** without proper custody handing over and receiving. There was no letter or order of The Respected District Judge either. Nonetheless if The Senior Administrative officer reported it to The Respected District Judge, the minimum that I deserved was an opportunity of an explanation. The Respected District Judge reported it directly to the Hon’ble High Court without seeking my explanation. He has also raised this issue in my ACR. This entry is most malafide.

**Complaint/Report- 07**

This is in respect of my non-attendance of Full Court References. Explanation has been provided above.

**My Complaint to Internal Complaints committee.**

I have preferred a complained against The Respected District Judge for the Sexual Harassment that he has committed to the concerned **Internal Complaints committee**. I have also written to The Hon’ble Chief Justice informing him of the injustice. The Respected District Judge had threatened me on 7<sup>th</sup> July 2022 that “हाई कोर्ट लिख दूंगा, नौकरी खतरे में दाल दूंगा, ACR तो खराब करूंगा ही” and had made inappropriate demands.

It is humbly submitted Mylord that I have strived to work with diligence and dedication all throughout the assessment year. I humbly submit that I met all targets set for the assessment year. I have completed action plans and achieved 422% quota units target.

Lastly Mylord the entries awarded to me have been wholly delayed and thus has a lot of afterthought in it. The entries came into my knowledge on 10.07.23 evening. The Hon'ble High Court has mandated the time frame in which the ACR entry is to be granted. The delay was made for after-thoughts.

**This ACR is a result of refusing and resisting the Sexual Harassment.**

I beg Your Kindness to expunge all adverse remarks and award me an overall entry commensurate to my work and disposal.

I shall be obliged for life.

Thanking you,

Yours Faithfully,



**Arpita Sahu,**  
**Civil Judge (J.D.),**  
Baberu, Banda  
Uttar Pradesh

28.07.23