

From

Surya Chauhan
Additional Civil Judge (Junior Div.)
Court Number 7 , Lakhimpur Kheri

To

The Registrar General ,
Hon'ble High Court of Judicature At Allahabad

Through

The District Judge ,
Lakhimpur Kheri

Subject:Representation Against adverse remarks recorded by the Learned District Judge, Lakhimpur Kheri on some scores and against Over-All Assessment as “Good” Officer.

Respected Sirs,

It is very distressing that I am caught in a predicament where a subordinate has to comment and challenge the remarks of a superior but it is vital and demand of necessity for future career prospects .

I, most humbly and respectfully seek the leave to apply for representation before the Hon'ble Court against the Annual Confidential Remarks recorded by the Learned District and Sessions Judge Sir, Lakhimpur Kheri for the year 2023-2024 with regard to my work and conduct during the aforesaid year of assessment. The remarks against which the representation is being made are extracted as under for convenience:

Column Number	Assessment Point	Remarks
1(f)(iv)	Judgement/Order writing capability: (Please Comment on the quality of the passing writing Judgement/Order) (Category in which the Judgements are to be placed ,viz. A+ - Outstanding,A - Very Good, B+ - Good, B – Average/Satisfactory, C – Below Average	B+
01(j).	Behavior in relation to sister/brother Officers(Mention incidents,if any):	There is a lack of co-operation to brother/sister officers in the officer.
01(l).	Her/His punctuality and regularity in sitting on the dias in Court during Court hours?	Yes,the officer is almost punctual in sitting on dais in Court during Court hours.
2.	Over All assessment of the merit of the officer.(Outstanding,Very Good, Good ,Average, Poor)	Good

Being aggrieved by the said remarks,I seek the leave to submit my representation for expunction of the remarks and Up-gradation of the Over-All Assessment of the merit inter-alia on the following grounds:

1. That the applicant was transferred to Lakhimpur Kheri and was posted as Additional Civil Judge (Junior Division), Court Number 7 since 06th Day of July, 2022.
2. That the applicant exercised both civil and criminal jurisdiction for adjudicating the cases assigned to my Court.
3. That the disposal of oldest cases of the applicant is as under:

S.No.	Type of Cases	No. of Cases Disposed
1	Cases Registered prior to the Year 2000	224
2	Action Plan Criminal (Other Than Misc. Cases)	25 out of 25
3	Action Plan Civil (Other Than Misc. Cases)	15 out of 25
4	Execution	1 out of pendency of 7 cases at the time of Assessment
5	Cases disposed off after full Contest	58

4. That out of the 224 cases disposed which were registered prior to the year 2000, **48 cases have been disposed which were critically old of more than 30 years old category pending in the Court of Applicant. Out of these 6 cases , 1 Case of 1981, 1 case of 1986, 2 cases of 1988 and 2 cases of 1989 have been disposed** .(The List has been attached to supplement my case of representation.)
5. That the applicant has completed his Criminal Action plan and has put best of his endeavours to complete the Civil Action Plan consequent to which, the applicant was able to dispose off 15 out of 25 Civil Cases of Action Plan. Overall, **I decided 40 cases out of 50 of the Action Plan which is 80% disposal of Action Plan Cases.**
6. That the applicant has achieved **654.8 Units** for **Actual Disposal of Cases Required as per General Letter No. 11/IV-H-14/2022 dated Aug18, 2022** of Hon'ble High Court Of Judicature at Allahabad against the Target Units of 363.93 Units which is **179.92 %** .
7. That the applicant has achieved **1504 units** against the target of **727.68 units** required quantum of work which is **206.68%** of the requisite quantum of work.
8. That in Column number 01 (j), the Learned District Judge has noted in regard to "Behavior in relation to sister/brother Officers (Mention incidents, if any); that " There is a lack of co-operation to brother/sister officers in the officer." It is humbly submitted that the applicant has very cordial relations with sister/brother officers and neither such incident has occurred which may hamper the co-operation and relations of the applicant with other sister/brother officers nor any such incident has been mentioned.
9. That, in regard to the remarks in column number 01(l) where the Learned District Judge has recorded that the applicant is almost punctual in sitting on dais during Court hours, I humbly submit that I always sit on dais punctually during Court hours due to which I was able to dispose off such number of cases as mentioned above and my work quota is more than the required quantum of work.
10. That the applicant submits that the same Learned District Judge, Lakhimpur Kheri had graded me as an "Outstanding Officer" in the previous Assessment Year of 2022-2023 which instilled in me , a great sense of motivation and contentment as my work was appreciated.

Due to this my disposal increased considerably. The applicant submits with full conviction that the applicant has disposed off cases more than what was achieved in the previous assessment year in each category to be assessed and yearns to consistently grow his legal acumen. But this remark of mere “Good” officer has left me stranded in a sense of disappointment and dilemma and has shattered my confidence .This kind of remarks brings down the morale of officers and creates a very unhealthy and unproductive environment.

It is therefore most respectfully requested to Hon’ble Sir to kindly consider my representation against the negative remarks as if it is allowed to remain as such,it would adversely affect my career and it is further prayed that :

- a) Expunge all the adverse remarks in the column number 1(f)(iv), 01(j) and 01(l) .
- b) Upgrade the overall assessment from Good as the Hon’ble Court may think fit upon the above mentioned facts.

The undersigned once again humbly prays that the grounds and circumstances enumerated above for upgrading the Over-All Assessment may please be considered sympathetically and objectively for which I shall be greatly indebted.

With Regards

Yours Sincerely

Annexure:

- 1)Self Assessment Application
- 2)Total Working Days and Work Done (Out-Turn)
- 3)Final Actual Disposal
- 4)List of Disposal of Cases Prior to Year 2000
- 5)List of Critically Old Cases Disposed.
- 6)Judgements

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