

Through Registered Post/Email

From,

Mridul Kumar Mishra
Special Judge (E. C. Act)
Allahabad. U.P.

To,

Respected the Registrar General,
Hon'ble High Court of Judicature at
Allahabad.

Through,

The District Judge,
Allahabad. U.P.

Subject : **Representation against Annual Remarks for the year 2020-2021.**

Respected Sir,

Kindly refer to the subject mentioned above. In this regard, it is respectfully submitted that the then District Judge, Allahabad (who is presently posted as District Judge, Basti) Mr. Vinod Kumar-III (I.D. No. U.P. 5401) has given the Annual Remarks for the year 2020-2021, in the which at the column of 'overall assessment of the merit of the Officer', "**AVERAGE**" remark has been mentioned for the undersigned.

In this regard, I would like to humbly place the following facts for kind perusal :

1. That Respected the then District Judge, Allahabad has not assigned any reason for giving the remark "**AVERAGE**" to the undersigned at the column of '*overall assessment of the merit of the Officer*'.

2. That vide **Administrative Order No. 336 dated 09.11.2020** passed by Respected the then District Judge, Allahabad, undersigned was nominated as in-charge/Nodal Officer of 9 committees as well as member in 7 committees. The details of the said charges has been mentioned by the undersigned in the **Self Assessment Form Part-I**, which are as follows :

SELF ASSESSMENT FORM PART-I	
8- Any other charge held during the financial year.	1. Officer in charge Litigation. 2. Nodal Officer Computer. 3. Officer in Charge Copying 4. District Court Computer Committee 5. Nodal Officer for training of Newly recruited Class III & IV employees of Allahabad Judgeship. 6. Nodal Officer for ensuring complete and proper discipline among newly recruited class III & IV employees. 7 Nodal Officer to check the order/assessment exercise prepared by the trainee Officer.

	<p>8. Nodal Officer for training of Judicial Officers.</p> <p>9. Member of Committee for short documentary on the District Court Allahabad.</p> <p>10. Member of Committee for declaration of unused vehicles as condemned in Public auction of such vehicle.</p> <p>11. Member of Committee for A.C.P. Bonus & Gradation Committee.</p> <p>12. Member of Committee for District Court Computer Committee.</p> <p>13. Member of Nodal Officer of Physical Verification of pending files in each Court.</p> <p>14. Member of Committee for Hindi Diwas.</p> <p>15. Member of Committee for A.I.R. distribution.</p>
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The Copy of the **Administrative Order No. 336 dated 09.11.2020** passed by Respected the then District Judge, Allahabad along with **Self Assessment Form Part-I** is annexed herewith as **Annexure Nos. 1 and 2**.

3. That while working as Officer-in-Charge (Litigation) of District Court Allahabad (during the period from **01.04.2020 to 31.03.2021**), in compliance of the said Administrative Order (Annexure No.1), the undersigned has filed Counter Affidavits on behalf of the District Judge Allahabad in the following cases :

1. Civil Misc. Writ Petition No. 8679 of 2020 Sanjay Kumar Vs. State of U.P. and others.
2. Civil Misc. Writ Petition No. 14812 of 2020 Pradeep Kumar Vs. High Court of Judicature at Allahabad.
3. Writ Petition No. 72574 of 2005 Atul Kumar Srivastava Vs. District & Sessions Judge Allahabad and another.

The Copy of the authority letters/permission given by the respected the then District Judge for filing counter affidavits in the aforementioned cases are annexed herewith as **Annexure Nos. 3, 4 and 5**.

4. That besides, long closing of Court due to contagion of CORONA VIRUS (COVID-19), during the period from **01.04.2020 to 31.03.2021**, the undersigned has decided :

1. **27 cases** which are more than **5 years old**
2. **11 cases** which are more than **10 years old**
3. **588** Bail Applications.
4. **87** Special Trials
5. **3** Execution Cases.

The details of the aforesaid cases have been annexed in the Self Assessment Form PART II-A, PART II-B and PART -I, which are annexed herewith as as **Annexure Nos. 6, 7 and 8**.

5. That besides, long closing of Court due to contagion of CORONA VIRUS (COVID-19), during the period from **01.04.2020 to 31.03.2021**, the

undersigned has achieved total **1764.58 units** against the required **1200 units**, which is approximately **147 per cent**.

6. That during the period from 01.04.2020 to 31.03.2021, the undersigned has worked as Nodal Officer for Training of the Newly Appointed Judicial Officer of 2018 Batch. After completion of Training of the aforesaid officers, Letter of Appreciation has been received from the Director, J.T.R.I. Lucknow.

A copy of the said letter of Appreciation is being annexed herewith as **Annexure No. 9**.

7. That in the Annual Remark of the undersigned, Respected the then District Judge has mentioned that the **integrity** of the undersigned is **beyond doubt**, undersigned is **fair and impartial in dealing with public and Bar** and **cool minded**. It has also been mentioned by the District Judge that the **private character in public**, of the undersigned **does not adversely affect the official duty** of the undersigned and **control of the undersigned over the files and office is proper** and undersigned **avoided the unnecessary adjournments**. In spite of mentioning above facts, respected District Judge has assessed the undersigned as "**AVERAGE**", which is inconsistent with the facts mentioned in the Self Assessment Form of the undersigned.

8. It is also pertinent here that for the period from 1st April, 2019 to 31st March, 2020, the overall assessment of the undersigned in the Annual Remarks, as recorded by Hon'ble Administrative Judge/Reviewing and Accepting Authority Hon'ble Lordship Shashi Kant Gupta is as follows :

"On an overall assessment, he is rated as an officer of outstanding merits having excellent career."

The copy of the said assessment is annexed herewith as **Annexure No. 10**.

It is, therefore, humbly requested that my representation may kindly be placed before Hon'ble Court for kind perusal and sympathetic consideration regarding upgradation of the the Annual Remark of the undersigned for the year 2020-2021.

With regards,

Office of the District Judge, Allahabad
Letter No. 2122/I Dated 23/7/21

Forwarded.

District Judge, Allahabad

Your's faithfully

(Mridul Kumar Mishra)
Special Judge (E. C. Act)
Allahabad.

Encl.

- Annexure 1 Copy of the **Administrative Order No. 336 dated 09.11.2020** passed by Respected the then District Judge, Allahabad
- Annexure 2 Copy of the **Self Assessment Form Part-I**.

- Annexure 3 Copy of Authority Letter in Civil Misc. Writ Petition No. 8679 of 2020 Sanjay Kumar Vs. State of U.P. and others.
- Annexure 4 Copy of Authority Letter in Civil Misc. Writ Petition No. 14812 of 2020 Pradeep Kumar Vs. High Court of Judicature at Allahabad.
- Annexure 5 Copy of permission Letter in Writ Petition No. 72574 of 2005 Atul Kumar Srivastava Vs. District & Sessions Judge Allahabad and another.
- Annexure 6 Copy of Self Assessment Form PART II-A
- Annexure 7 Copy of Self Assessment Form PART II-B
- Annexure 8 Copy of Self Assessment Form PART I
- Annexure 9 Copy of Letter of Appreciation from the Director, J.T.R.I. Lucknow
- Annexure 10 Copy of the overall assessment of the undersigned in the Annual Remarks, as recorded by Hon'ble Administrative Judge/Reviewing and Accepting Authority Hon'ble Lordship Shashi Kant Gupta for the period from 1st April, 2019 to 31st March, 2020.

msd
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