

From:-

Manish Kumar-I

ID No. UP6408

Additional District & Session Judge, Court No.-14
Allahabad

To,

The Registrar General

Hon'ble High Court of Judicature at Allahabad

Allahabad

Through:-

The District Judge,

Allahabad

Representation against remarks by District Judge Etah in Annual Confidential remark Year 2020-21

Respected Sir,

I am submitting my representation against adverse remarks given by The District Judge Etah in Annual Confidential remark 2020-21.

Remark of column 01(e)(iv)- Progress and disposal of Execution Cases.

It is humbly submitted that, in this column The District Judge has shown that No Execution case has been decided by me, but during the above mentioned period I have decided 01 (one) Execution case which is ignored by The District Judge . It may be confirmed by Year-wise statements of Special Judge(E.C.),Etah submitted by me with self Assessment.

Remark column 01(f)- Judgment on facts and on law are on the whole sound.

In this remark, The District Judge remarked about my judgments stating that they were average, which is contradictory to the proper remarks given about my marshaling of facts, appreciation of evidences and

application of law. As all of these aspects of a judgment were found to be proper, it will be then inadequate to state that my judgments were average.

Remark column 01(n) and column 04 – Behavior towards women.

It is humbly submitted that The District Judge has remarked in column 01(n) that the behavior of the officer is “not good” against women and column 04 remarked that “Few lady officer had complained regarding his Indecent Behavior”.

It is submitted that this remark made by The District Judge, Etah is groundless and fictitious and totally false. In this regard The District Judge has never informed me either verbally or in writing that any Lady Officer has made a complaint about my behavior verbally or in writing and The District Judge had never sought any clarification/explanation about my behavior in this regard. There is no name given of lady officer, who complained about my indecent behavior. It shows that the conclusion given by The District judge is groundless and based on imaginary and fictitious facts.

The real fact is this, in April 2021 when Covid-19 cases were rising, a farewell party for transferred Officer was organized at Session House. On this occasion, officers, caterers, outsider and staff were attending the party. As the Covid 19 cases were rising day by day, and gathering was prohibited as per direction by the U.P Government. I humbly requested to The District Judge to exempt me from attending that party. **The request letter to District Judge Etah for exemption is also attached with this representation.** By this request, The District Judge were not happy with me as he wanted me to attend the party despite of the rising Covid-19 cases. I did not end up attending that Farewell party. This action of mine made The District Judge quite unhappy, and I believe this is the reason he gave me such an adverse remark.

It is further humbly submitted that my behavior against lady officers is always respectful. I always respect the lady officers with bottom of my heart. During the 15 years of my service as a Judicial Officer, I never disrespected any lady officer and always behave with due respect. During my service, neither Hon’ble High Court nor any District Judge made any adverse remark about behavior against women in any annual confidential report and otherwise. In light of the above, the conclusion of The District Judge Etah is liable to be **Expunged**.

Remark column 02 – Overall Assessment.

In column 02 The District Judge has given me “Average” in Overall assessment of Officer. But It is humbly submitted that during that

assessment period, even most part of the period, the Courts were Closed or the functioning of Courts were limited to Urgent work due to Covid 19 Virus. Despite of this, I have given **1801.19 Units** work done. Although, the Standard Units of work is **1200**. I have disposed **65 Cases Contested**. In old cases, **42 cases** 5-year Old and **16 cases** 10-year Old were disposed in this period. In column 01 (g) of annual confidential remark, the The District Judge considered that the Work done by the Officer is "**Adequate**". The work done by me is more than standard units. In light of the above, the conclusion of The District Judge is liable **to be Upgraded**.

Therefore, I humbly request to Hon'ble Court to expunge the adverse remarks made by The District Judge in Annual Confidential Report 2020-21 and upgrade the Overall Assessment. I shall be highly obliged.

I humbly request to respected sir to place my representation before the Hon'ble Court for kind consideration.

With Regards

Your Faithfully

(ManishKumar-I)

Additional District & Session Judge, Court No.-14
Allahabad