

From:

Madhu Dogra  
Additional District Judge-F.T.C.1st  
Saharanpur.

To:

The Registrar General  
High Court of Judicature at Allahabad.

Through:

The District Judge  
Saharanpur.

Subject:-**Representation against the remark given by the District Judge, Pratapgarh at point No-01(e) IV-progress and disposal of execution cases and prayer for upgradation of ACR entry.**

Respected Sir,

This is with reference to the subject mentioned above.

In this regard I most respectfully submit that from April 2020 to January 2021, not a single execution case was pending in my court ADJ/FTC-1st Pratapgarh. My transfer was due in April-2021 from District Pratapgarh and the transferred list was notified on 27-03-2021. In my Annual Confidential Report the respected District Judge, Pratapgarh in his remarks has stated that I have not decided any execution cases, whereas, year wise break-up shows five execution cases pending in the court. With due regard, it is submitted that 521 civil cases and around 230 criminal cases were transferred to my court in February and March 2021 by the respected District Judge, Pratapgarh. The first execution file was received in February 2021 along with other files. The rest four execution files were received in the court on four different dates in the month of March 2021. Since the files were being received in bulk on different dates, a notice to the Bar Associations under Rule 89A of General Civil Rules was sent on 04-03-2021 (copy enclosed). These files were transferred from the court which remained vacant for almost 2 years. In those files parties stopped appearing for a long time. On receiving the files in the court, firstly, the compliance of Rule 89A G.R. Civil was mandatory, hence, the letter to the Bar was sent.

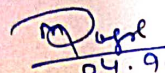
On 1st April 2020, total 42 civil cases were pending in my court, out of which 23 MCP were transferred to Motor Accident Claim Tribunal during the relevant year and out of remaining civil cases, I have decided 8 Civil Appeals and one Misc. Appeal on merit. During the whole year judicial work suffered adversely due to Covid-19. During this pandemic year, I have decided the oldest Appeal of 2004 pending in my court. Apart from this one appeal of 2008, three appeals of 2012, one appeal of 2015 and two appeals of 2016 have been decided. So far as criminal work is concerned, I have decided 15 cases S.T. (contested), 5 Gangster Cases (contested), 9 Gangster Cases (uncontested), 1 Criminal Appeal (contested), 20 Criminal Revisions (contested). Had I received the civil execution cases earlier, I would have been able to decide the executions also on merit like other civil and criminal cases.

I, with utmost respect, pray that this representation may kindly be placed before the Hon'ble Administrative Judge, Pratapgarh (2020-21) and his lordship may, in view of the grounds enumerated above and the disposal done by me as compared to my other counterparts, kindly be pleased to expunge the remarks of respected District Judge with regard to the disposal of execution cases and upgrade my overall assessment.

I shall be highly obliged.

Thanking you.

Yours' Sincerely

  
04.9.2021

(Madhu Dogra)

Addl. District & Sessions Judge/ F.T.C.-1  
Saharanpur.

I.D. No-UP-1708

Enclosure:-As above

Date:-04-09-2021