

From,

Nitya Nand Shrinet
Additional District & Sessions Judge
Kanpur Nagar

To,

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

Through,

The District & Sessions Judge,
Kanpur Nagar

Sub: Representation against Annual Character role, recorded by District & Sessions Judge, Kanpur Nagar for the year 2022 – 2023

Respected Sir,

With profound respect to Hon'ble Court my representation with regard to subject, mentioned above, is as below –

1. Shri Sandeep Jain, the then District and Session Judge, Kanpur Nagar, in his remarks given in above ACR 2022 – 2023 has written nothing adverse against my work, conduct, and integrity. My control over the files, disposal of execution cases, Judgments being sound and supported with law, control over office and administrative capacity, relation with Members of Bar and brother Officers, inspections and its effect, punctuality and amenability to Senior Officers, behavior towards woman and overall assessment has been rated as '**Good**'.
2. The adverse remark, against which this representation is, with regard to **Column No - 4** "Other remarks if any", written as below –

“As per action plan officer was expected to decide 25 oldest Sessions Trial, 10 oldest Criminal Appeal, 10 oldest Civil Appeal, 10 oldest Execution Cases, but the officer has decided- 13/25 oldest Sessions Trial, 10/10 oldest Criminal Appeal, 9/10 oldest Civil Appeal, 10/10 oldest Execution Cases.

As per the Action Plan, the officer has decided less number of Session Trial and Civil Appeal and desired number of Criminal Appeal and Execution Cases. The officer is experienced having service of about 21 years and with more effort, could have decided more cases”.

Meaning thereby, less disposal with regard to Sessions Trial and Civil Appeal has been mentioned, which is **factually wrong**. The officer has decided 10 oldest Civil Appeal out of expected 10. But it has been written to be 9/10 i.e. against the statement submitted by the officer.

3. With regard to Sessions Trial, the statement annexed by officer in **Column No. - 3** of the scheduled proforma, it was specifically written by me that **68 old Cases more than 05 years old and 36 old Cases more than 10 years old have been decided**. Whereas, as per unit system, 03 old cases are to be decided in one quarter, i.e. total 104 old cases are to be decided in one year. This was the target in **Column No. - 3** of the proforma and in achievement of same, it was specifically written by me that **No Shortfall in units are there, rather achievement was 1754.76 units against target 1200 units. After deducting the leaves, holiday and training period units to be given after deduction 1305.4 units against target 750.64. which is 173.90% as against 100% and in disposal of old cases including more than 05 years and 10 years 104 old cases were decided by me. The officer has decided 173 cases after actual full contest which is mentioned by respected District Judge himself in column 1(g)(i).** Hence, there was no shortfall. But respected District Judge probably over looked my above statement of Column 03. It was my misfortune.

4. I, being officer of 22 years standing, have been assigned a lot of administrative works, given in statements. Even then with my sincere and devoted effort, I did achieve 173.90% out turn which was much more than target.
5. It is being mentioned with all pertinency and profound respect to Hon'ble District Judge and Hon'ble Court that the working atmosphere at Kanpur Nagar Judgeship in whole was not congenial. Advocates, honorable members of bar and many other stake holders of system showed their non ability to work smoothly. But I have worked hard, for getting cases disposed of, even then adverse remarks had been given by learned District Judge, which may damage the judicial career of the officer.
6. Hon'ble Court is being prayed for doing justice with me by deleting above adverse remark and rating me with a degree upper than **Good Officer**.
7. Your Honour is being requested to place my representation before Hon'ble Court for kind and sympathetic consideration, prayed as above.

Sincerely Yours

(Nitya Nand Shrinet)
Additional District & Sessions Judge
Kanpur Nagar

Case Id: A00049212023