

From,
Sumit Gupta-II
Additional Civil Judge (JD)-Fifth
Saharanpur.

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

Through,
The Learned District Judge,
Saharanpur.

Subject: Submission of representation against certain Over all assessment of the merit (entry) recorded by the then Learned District Judge, Mahoba against the undersigned applicant for the Assessment Year 2022-23 as communicated vide JO Portal .

Sir,

I most respectfully beg to submit my representation on the subject noted above as under:

1. That I have joined the U.P . Judicial Services on 16.12.2019 as Civil Judge (JD)- crime against women at Mahoba. During the Assessment Year 2022-23, I was posted as Judicial Magistrate-Second (01.04.2022 to 04.07.2022) and Civil Judge (JD)- crime against women (05.07.2022 to 31.03.2023) in the Mahoba Judgeship .Presently I am posted at the district Saharanpur as Additional Civil Judge (JD)-Fifth.

2. The Summary of my Annual Confidential Remarks of mine recorded by Shri Devendra Kumar-First, The then Learned District Judge, Mahoba for the Assessment Year 2022-23 are :

“

(a)Integrity—beyond doubt, fair & impartial in dealing with the public & bar, cool minded,nothing adverse to him has come to knowledge, fixing of cause list-proper, sufficient number of cases fixed to keep engaged during full court hours, unnecessary adjournments avoided.

(b)As many as 22 cases of more than five years old cases decided after full contest ;

Year-wise Breakup are-

1/1996, 1/1997, 2/2002, 6/2003, 1/2005, 2/2007, 2/2009,1/2010, 1/2011, 3/2012, 1/2015, 1/2016.

(c)control over office & administrative capacity & tact-satisfactory, relations with members of Bar-cordial, behaviour and relation with brother officers-good, inspections of court & office-full & effective, punctual and regular in sitting on dais during court hours, amenable to the advice of the District Judge & other superior officers, state of health-good.

(d)Overall assessment of the officer is-”Good” . ”

In above mentioned remarks the overall assessment to undersigned was reported as good, which discourages undersigned besides of doing a lot of work, recorded by the then learned District Judge against me , are on the point of Which I beg to explain in the following paragraphs:

3. In the Assessment year 2022-23, when I was holding the Court of Judicial Magistrate-Second Mahoba (01.04.2022 to 04.07.2022), I have done **344.57 Units** work against prescribed norms(1000 units without stenographer in whole assessment year) . In that time period I have decided 12 full contested cases more than ten years old.

Further, I belong to the least experienced 2018 batch and new entrant in the judicial system. From 05.07.2022 to 31.03.2023 I hold the court of Civil Judge (JD)- crime against women in the abovementioned time period and done **1020.84 Units** work against prescribed norms(1000 units without stenographer in whole assessment year) . Here I would like to seek kind attention that I didn't had any stenographer and there was scarcity of Staff during the whole assessment year 2022-23. Hence, I was bound to write all my miscellaneous work (Vehicle ,minor, case property release , Bail etc.) , orders and judgments by myself. Due to that my orders and judgments were typed or hand written by myself.

Further, in entire assessment year of 2022-23 , The Action Plan 2022-23 given by the Hon'ble Allahabad High court has been achieved in its entirety i.e. 35 Criminal Cases.

As far as the workdone is concerned 150 % work has been done in the entire assessment year 2022-23 [Units required excluding holidays = 608.36 Units ,ACTUAL WORKDONE (excluding holidays)= 912.77 Units]. As far as FINAL DISPOSAL is concerned 193.56% work has been done in the entire assessment year 2022-23.

Summary of the targets achieved are as follows :

- (a)Successfully achieved target by disposing total 1048 cases.
- (b)Successfully decided 26 contested cases on the basis of JUDGEMENT (without steno).
- (c)Successfully disposed 62 Criminal Cases more than 5 years old.
- (d)Successfully disposed 48 Criminal cases more than 10 years old.
- (e)Successfully disposed off criminal matters of 1984,1996 & 1997.
- (f)Successfully disposed all the criminal matters prior to year 2000.
- (g)Successfully disposed Cases in 4 Lok Adalt in the assessment year 2022-23 – 588 Cases .

In my ACR the then Learned District Judge in serial No. 1(f) opined that 'the Judgement on fact & law are sound and well reasoned'.

Further, During the whole assessment year 2022-23 Learned District Judge in serial No.1(g) opined that i have done 1365.41 units (136.54%) work against prescribed 1000 units (without stenographer in whole assessment year) . Annexures of the work done is attached with this application .Hence the above- mentioned figures/description shows my commitment & devotion towards my work.

4. It is humbly stated here that the then learned District Judge himself has recorded at serial No. 1(e) (i)(a), (b), 1(e)(ii), 1(l) & 1(m) of my ACR that : "I used to fix cause list properly, used to fix sufficient number of cases to keep engaged during full court hours, used to avoid granting unnecessary adjournments, was punctual and regular in sitting on dais during court hours and was amenable to the advice of the District Judge and other superior officers."

5.Last Assessment Year of 2021-22 when The same then Learned District Judge ,Mahoba has given entry " Good" with Remark .Then the representation against the abovementioned remark has put before the then Hon'ble Adminstrative Judge ,Mahoba. The Hon'ble Lordship Kindly considered the representation and **upgraded undersigned entry as very good (Annexure is attached with this application)** .

I have served a short tenure in subordinate judiciary and have got appreciated service record and have never earned any displeasure from any of my Learned District Judges or from the Hon'ble Court and have always given more than required quantum of work done. I always tried my level best with full devotion to duties as assigned to me as judicial officer and I most conscientiously assure the Hon'ble Court that I shall be extremely careful to ensure that not only the minimum

required quota but also beyond that is achieved by me in future. The Over all assessment of the merit of the officer (entry) in my ACR at serial No. 2 for year 2022-23 discourages me besides of doing a lot of work and I have no other remedy other than to represent my grievance before Hon'ble Court .

6. It is, therefore, most humbly prayed that your goodself may kindly place this representation of mine before the then Hon'ble Administrative Judge of Mahoba Judgeship for his lordship's kind consideration. It is further prayed that the Hon'ble Court may be pleased to kindly consider this representation of mine and kindly upgrade my assessment recorded by the then learned District Judge, Mahoba , in my ACR for the Assessment Year 2022-23. I shall remain grateful to the Hon'ble Court for this grace throughout my life.

With profound regards,

Yours Sincerely,

Dated: 26 June, 2023
Annexures : As above

Sumit Gupta-II

Additional Civil Judge (JD)-Fifth
Saharanpur