

Hon'ble Sir,

It is submitted that I held post of Addl. District Judge, Court FTC II from 01-04-2022 to 11-12-2022 and full time secretary from 12-12-2022 to 31-03-2023. I discharged my Judicial work with absolute integrity and to best of my knowledge from 01-04-2022 to 11-12-2022. **I decided 42 case more than 10 years old, 26 cases more than 5 years old and 3 cases of before year 2000.** Hon'ble District Judge has mentioned in column 1(g) yes about whether disposal is work is adequate. **The percentage of the work done is 180.24%.**

As far as remarks given in column I (e) (i) (a) and (b) by respected District Judge about not fixing proper cause list, it is not based on facts and data/details of the cases. In this regard, I have to say that total pendency in my Court was approx. 1000. I listed sufficient number of cases to engaged myself properly. Rather it is against the actual fact about listing of cases. **As per the details of the cause list available on website of District Court Allahabad.**

Remarks as given in Column I (e)(v) by Respected District Judge about granting of interim order, injunction is totally out of actual facts. I was holding post of Addl. District Judge, FTC II and having no original jurisdiction to entertain any suit in which interim order or injunction can be granted. I also having no occasion during my period in which party prayed for injunction. I only dealt with cases those were transferred by Respected District Judge. Respected District Judge failed to mention the number/name of the cases in which I have given average reasons for granting or refusing the injunction. **Therefore, remarks is not based on actual finding rather it is based on presumptions.**

Remarks given in column I (f) (i) by Respected District Judge is totally contrary itself. **Respected District Judge found Marshalling of fact and appreciation of law is good** but mentioned appreciation of evidence as average, **which is inconsistent in itself. Appreciation of evidence, Marshalling of facts and appreciation of law are not to be separated, either all will be good, average etc.** Respected District Judge failed to mention the details of the case in which I failed to appreciate the evidence. As per the direction of the Respected District Judge, **I filed 5 cases along with the self assessment but Respected District Judge has not mentioned out of five in which, there is no proper appreciation of evidence.** I have joined the Judicial service on 04-06-2020 in H.J.S. cadre and discharging Judicial work to best of my legal knowledge, Judgments as passed in above five cases are not reversed/ or passed any comment by Hon'ble High Court. **Remarks given by District**

Judge is not tenable because it is not correct or supplied if details of the case and based on biased view.

Remarks given in column I (h) is totally out of facts, I made two office inspection and issued proper direction to concerned official of my Court and inspection reports were send to office of Respected District Judge for compliance. **Respected District Judge neither issued DO to me or to my staff about Administration of the Court.** It means that my court Administration was running properly. **I managed the administration of the Court efficiently as per mandate of General Rule Criminal and Civil.**

With respect to remarks I(j) about behavior with brother officer is not supported by any incidents, name of Judicial Officer who made any complaint about my behavior. **Remark given as average is based on predetermined decision.** It is very surprising that Respected District Judge has rated me as good with regard to behavior with women.

Two Lok Adalat were conducted under my supervision:-

1- On 11-02-2023, Total Disposal Cases- 169799

2- On 21-05-2023, Total Disposal Cases- 192554

**In both Lok Adalat total no. of Disposed cases are higher in number in comparison to earliar Lok Adalts disposal. It shows my hard work and dedication.**

I organized legal awareness camp and complied with direction of SALSA & DALSA. I fully obeyed the direction of SALSA and Hon'ble Chairman of Dalsa in letter and spirit. Which reflects from my work assessment. Respected District Judge has not issued any direction/DO about my performance. **My performance as secretary DALSA is very good in comparison to previous tenure.** I never used Mobile Phone in monthly meeting. **Remarks given by Respected District Judge is without any specific incident in any monthly meeting.** Respected District Judge has not mentioned in any specific monthly meeting in which mobile phone was used by me. **Respected District Judge never issued any DO/Oral or Written Notice about use of mobile phones during monthly meetings. Remarks is not true but based on personal biasness.**

That in the annual remark the Respected District Judge has mentioned that integrity is certified, fair and impartial in dealing with Public and Bar and cool minded. in spite of mentioning above facts, Respected District Judge has assessed as evarage which is inconsistent with the facts mentioned in the self assessment form.

It is also pertinent hear that all the period from 04.06-2020 to 31-03-2021



and 01-04-2021 to 31-03-2022 the overall assessment of annual remark as recorded by Hon'ble Administrative Judge/ reviewing and accepting authority is very good. In both ACR, Respected District Judge has mentioned that the Officer is hard working and punctual.

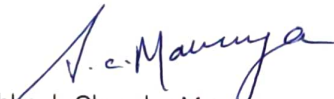
That in the said annual confidential entry, by marking the adverse entry against the Applicant by respected District Judge in accordance with the instructions issued in **Dev Vrat Vs UOI 2008 SCC 75** and also in accordance with High Court **Circular No. 23/CF (C) / 2007 dated : Alld : May 19, 2007**, without giving notice of such decision to the Applicant, without giving notice of instruction as well dated May 19, 2007. Whereas the said circular of Hon'ble High Court is effective from 01.04.2007 according to which - If the Annual confidential report is Adverse/ Critical about the work or behaviour of the Officer concerned then the entire Annual Confidential Entry will be sent to the officer by issuing Demi official letter. Along with the receipt of information the certificate regarding the information by the respected District Judge in the said circular No. 23/CF (C) / 2007 should be attached with the Annual Confidential report. Since, no information was given to the applicant as per the instructions of the said circular.

The representation of the applicant was not considered by Hon'ble administrative Judge, and also his representation was rejected.

It is humbly prayed to Hon'ble Court that keeping in sympathetic view of overall assessment may be upgraded by removing unnecessary remarks. I shall be highly obliged for kind consideration by Hon'ble Court.

Thank You,

Date- 29-01-2024

  
Subhash Chandra Maurya  
A.D.J./  
Secretary District Legal Services Authority,  
Allahabad.  
J.O. Code- UP 2732