

From,
Prabhat Kumar Dubey
Nyayadhikari Gram Nyayalaya
Mehdawal, Sant Kabir Nagar
JO Code: UP3438

Annexure1/1

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

Through,
The Respected District and Session's Judge
Sant Kabir Nagar.

Subject: Submission of representation against certain entry and overall assessment recorded by Respected District and Session's Judge, Sant Kabir Nagar for the Assessment Year 2023-24 through the case Id no: A00011592024 against the undernamed applicant.

Respected Sir,

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

1. I have joined the U.P. Judicial Services on 16.12.2019 as Civil Judge (JD)/FTC Kushinagar at Padrauna. By the notification/order of Hon'ble High Court I was transferred to district Sant Kabir Nagar. Since then I have been working in district Sant Kabir Nagar as Judicial Magistrate, Civil Judge (JD), Additional Civil Judge (JD) (worked as Principal Magistrate in JJB), Civil Judge (JD)/FTC (Crime against women). Presently I am working as Nyayadhikari Gram Nyayalaya Mehdawal, Sant Kabir Nagar since 18.01.2024.

2. During the Assessment Year 2023-24, I have been posted as Civil Judge (JD), Additional Civil Judge (JD) (worked as Principal Magistrate in JJB), Civil Judge (JD)/FTC (Crime against women) and Nyayadhikari Gram Nyayalaya Mehdawal, Sant Kabir Nagar.

3. The Summary of my Annual Confidential Remarks recorded by Shri Anil Kumar Verma-I, The Respected District and Session's Judge, Sant Kabir Nagar for the Assessment Year 2023-24 are:

(a) Integrity-beyond doubt, fair & impartial in dealing with the public & bar, cool minded, does not loose temper in court. His private character is such as to lower him in the estimation of the public and adversely affects the discharge of his official duties? :- Nothing adverse has come to my knowledge. Fixing of cause list-proper. Sufficient number of cases fixed to keep engaged during full court hours. Unnecessary adjournments have been avoided.

(b) As many as 27 cases of more than five years old cases decided:

Year-wise breakup are-

Pre to 2015 Cases-

1995/02, 1997/01, 2001/01, 2005/01, 2006/01, 2007/01, 2008/01, 2009/03, 2010/05, 2011/03, 2012/01, 2013/03, 2014/04

Total-27.

In the Courts held by me no execution case was pending, hence no execution case was decided by me.

(c) Whether interim order, injunction being granted, refused or retained for sufficient reasons? :- Yes. Whether Judgement on facts and on law are on the whole sound, well-reasoned and expressed in good language? :- Yes. Marshaling of facts:- Good. Appreciation of evidences:- As per law. Application of law: -Proper. Judgement/order writing capability: -Good. Whether disposal of work is adequate: -Adequate (185.12% working without stenographer while posted as Civil Judge (JD), Civil Judge (JD)/FTC(CAW) and Nyayadhikari, Gram Nyayalaya, Mehdawal Sant Kabir Nagar during the assessment year 2023-24). Number of cases decided after actual full contest:- 68. Control over office and administrative capacity and tact:- Effective. Relations with members of Bar:- Cordial. Behaviour in relation to sister/brother Officers:- Cordial. Whether the officer has made regular inspections of his court and office and whether such inspections were full and effective:- Yes, Effective. Punctual and regular in sitting on dais during court hours:- Punctual. **Amenable to the advice of the District Judge and other superior officers:- No.** State of health:-Good and Sound.

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

In view of above mentioned remarks the overall assessment of mine has been recorded as '**Good**', by the respected District Judge against me, which discourage me besides of doing a lots of work. Therefore I humbly make representation on the points of which I beg to explain in the following paragraphs:-

4. In the Assessment year 2023-24, while working in above mentioned courts my target units to be achieved (In respect of work done excluding holidays) was 710.07 units, whereas my actual achievement was 1314.55 units. This is 185.12% of required units. This is also noteworthy that in assessment year 2023-24 while working as Presiding Officer of Courts of Civil Judge (JD), Civil Judge (JD)/FTC (CAW) and Gram Nyayalaya Mehdawal, Sant Kabir Nagar, no stenographer was allotted to above mentioned Courts. In assessment year 2023-24 I have decided 68 full contested cases and 27 cases older than five years or more. No adverse entry has been recorded by the respected District Judge from entry no.01(a) to entry no.01(l) except entry no.01(m) against which representation is being made in point no.6.

5. In pervious assessment years namely 2020-21, 2021-22 and 2022-23 the then respective District Judges have given overall assessment about me as '**Very Good**' (annexure 2,3 and 4 enclosed). But for the assessment year 2023-24 the respected District Judge has given overall assessment as '**Good**'. This representation is against overall assessment for year 2023-24 by the respective District Judge about me with humble prayer to the Hon'ble Lordship to kindly consider the representation and **upgrade the undersigned applicant entry as very good.**

6. My second representation against entry no.01(m) as given by respected District Judge that is to say- **Whether amenable to the advice of the District Judge and other superior officers?** :- **No.**

In this regard I have to most humbly submit that I have been working in UP Judicial Services from 16.12.2019. Since then I have been always obedient to my respective District Judges and Superior Officers. I have always followed all instructions, orders, directions, advices (whether oral or in writing). I have always taken advices, directions and instructions of respective District

Judges and Superior Officers in order to facilitate and ease going of my difficulties in writing of judgements and orders (whether legal or administrative). In assessment year 2023-24 I have fully obeyed to all instructions, orders, directions, advices (whether oral or in writing) of my respective District Judge and Superior Officers. No disobedience incident has occurred during assessment year 2023-24 concerning me. **No notice or D.O. letter has been issued to me regarding non amenability to the instructions, orders, directions, advices (whether oral or in writing) of respected District Judge or any Superior Officer.** In monthly meeting or chamber meeting neither respective District Judge nor any Superior Judicial Officer has complained about my non amenability to the instructions, orders, directions, advices (whether oral or in writing). In previous assessment years respective respected District Judges have made remark in this regard- **'Yes, he is amenable to the advice of the District Judge and other Superior Officers'**.

In this regard it is further requested that in **entry no.01(j)** respected District Judge has remarked that- **Behaviour in relation to sister/brother Officers:- Cordial.** Cordial relation with Officers and non amenability to advice of District Judge and Superior Officers are contradictory to each other.

My relation and behaviour to my fellow Officers, Superior Officers and respective District Judge has always been cordial, warm, respectful and amenable.

Therefore, it is my most humble request to the Hon'ble Lordship to **expunge NO** against the entry no. 01(m) given by respected District Judge and most kindly requested to **replace with positive** remark as **YES**.

I always tried my level best with full devotion to duties as assigned to me as judicial officer. I have no other remedy other than to represent my grievance before Hon'ble Administrative Judge of district Sant Kabir Nagar on the above mention points.

It is, therefore, most humbly prayed that your good self may kindly place my this representation before the Hon'ble Administrative Judge of district Sant Kabir Nagar for Lordship's kind consideration. It is further prayed that the Hon'ble Administrative Judge may be pleased to kindly consider this representation of mine and **kindly upgrade** my assessment recorded by the respected District Judge, Sant Kabir Nagar, in my ACR for the Assessment Year 2023-24 and **expunge** the '**NO**' remark given by respected District Judge, Sant Kabir Nagar in the entry no.01(m) and most kindly requested to replace with positive remark as '**YES**'. I shall remain grateful to the Hon'ble Administrative Judge, Sant Kabir Nagar for this grace throughout my life.

With utmost regards,

Dated: 15 June 2024

- Annexures: 1. Representation prayer for assessment year 2023-24 in PDF form
2. Overall assessment of year 2020-21 in PDF form
3. Overall assessment of year 2020-21 in PDF form
4. Overall assessment of year 2020-21 in PDF form

Yours Sincerely,
Prabhat Kumar Dubey
Nyayadhikari Gram Nyayalaya
Mehdawal, Sant Kabir Nagar
JO Code: UP3438