


Justice Vipin Sinha,



Dated: 18.04.2019

This is with reference to your letter dated 17.04.2019, have noted the contents therein. I would like to inform you that on account of some personal difficulty and constraints, it would not be possible for me to perform the job in pursuance of the nomination as "Judge In Charge", and thus I request that the Hon'ble the Chief Justice may kindly be requested on my behalf to excuse me from the above nomination, for which I would be grateful to Hon'ble the Chief Justice. It is only on account of some personal difficulty that I am recusing myself from the said nomination.

Thanking you.


(Vipin Sinha)

The Registrar General
High Court, Allahabad

Sri Pushendra Singh
OSD(S) C.P.C.
Model Officer
dt.
18.4.19



Dated:- 17.04.2019

My Lord,

As desired by Hon'ble the Chief Justice, I am enclosing herewith the letter & topics selected, questionnaire prepared, along with modality of the organization and conduct of the workshop, prepared by the Director, Judicial Training & Research Institute, U.P., Lucknow.

I am further directed to request Your Lordship that the date for organization of the workshop may be fixed on any Sunday or a non working day, falling on or before 31st July, 2019, avoiding clash with any scheduled Lok Adalat, .

With profound regards,

Yours sincerely

J. S. Sinha
17.4.19
Registrar General

Hon'ble Mr. Justice Vipin Sinha

Subject:

From: "Director JTRI, Lucknow" <jtriup@gmail.com>

Date: Apr 15, 2019 6:29:08 PM

To: rg <rg@allahabadhighcourt.in>

Respected sir

Pl. find attachment

with regards

PA

JTRI

Attachments:

LN 712 RG.pdf

LN 711 All the Distt..pdf

Enclosure of LN 711, Dt. 15.4.2019.pdf

Saroj Yadav
H.J.S.
Director



: 9415114092 (M)
: 0522-2725906(O)
: 0522-2300546 (O)
Fax : 0522-2725906 (O)

JUDICIAL TRAINING & RESEARCH INSTITUTE, U. P.
Vineet Khand, Gomti Nagar, Lucknow - 226 010
E-Mail: jtriup@gmail.com
jtriup@allahabadhighcourt.in

No.: JTRI/ 7/2

Dated: / 5 April, 2019

To

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

Sub.: **Judicial Training by way of Workshops, Refresher and Orientation Courses.**

Sir,

Kindly take reference of your letter no. 178/Admin.(Services)/2019, dated 31 March, 2019, whereby, it has been informed, that in terms of directions of Hon'ble the Chief Justice, the captioned training programmes are to be organized under the supervision of Hon'ble "Judge-In-charge" of the respective Cluster of Districts.

In compliance, the JTRI based on the inputs received from the various district courts has identified certain topics and accordingly has prepared a set of questionnaires on the topics.

The topics selected and the questionnaire prepared, along with the modality of organization and conduct of the training programme have already been provided to all the District Judges (copy attached). The date and the venue of the first round of training is to be decided by the Hon'ble Judge-In-charge of the particular cluster.

I am directed by Hon'ble the Chief Justice to send this letter to your good self with the request to kindly place the same before Hon'ble the Judges-In-charge of the constituted cluster of districts, with the request to decide, as their Lordships may deem appropriate, the various aspects related to the organization of the training programme as under:-

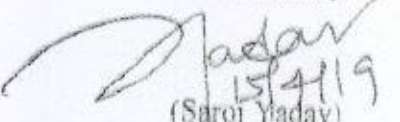
1. The venue for the organization of the first workshop (the venue should be any of the district which constitutes a particular cluster).
2. The date for organization of the workshop, avoiding clash with any scheduled Lok Adalat, may be fixed for any Sunday falling on or before 31 July, 2019.
3. Any other matter as per the desire of their Lordships.

It is pertinent to mention that the training programme is to be organized separately for each cluster, therefore, the date(s) for the organization of the workshop are to be decided independently for each cluster.

Encl.: As above.

With warm regards.

Yours faithfully,


15/4/19
(Saroj Yadav)

Saroj Yadav
H.J.S.
Director



: 9415114092 (M)
: 0522-2725906(O)
: 0522-2300546 (O)
Fax : 0522-2725906 (O)

JUDICIAL TRAINING & RESEARCH INSTITUTE, U. P.
Vineet Khand, Gomti Nagar, Lucknow - 226 010
E-Mail: jtriup@gmail.com
jtriup@allahabadhighcourt.in

No.: JTRI/ 7-11
To

Dated: 15 April, 2019

All the District Judges,
Under the Administrative Control of
Hon'ble High Court of Judicature at Allahabad.

Sub.: **Judicial Training by way of Workshops, Refresher and Orientation Courses.**

Madam/Sir,

As you are aware, that Hon'ble the Chief Justice, by constituting cluster of districts, has been pleased to direct the organization of Judicial Training by way of Workshops, Refresher and Orientation Courses. The Workshop would be organized alternatively in the various districts falling under the different clusters.

On the basis of inputs received from the different Judgeships, the topics for organizing the captioned judicial training have been identified and in reference to those topics a set of questionnaires have also been prepared. Attaching the topics and the related questionnaire, you are requested to -

- (i) allocate the question(s) to the judicial officers posted in the district under your administrative control;
- (ii) the concerned judicial officer be directed to prepare well thought answer on the allocated question, supported by the relevant landmark and latest rulings;
- (iii) it is expected that the legal solutions suggested are original and are not copied from external sources;
- (iv) the answers so prepared be collected by your office and after compilation of all the submitted answers/solutions, in the question-answer format, keeping the original in your office, a duplicate copy be sent to the JTRI;
- (v) each district from the cluster is to send their compilation directly to the JTRI;
- (vi) for the smooth conduct of the training exercise, the District Judge from each district in the particular cluster would be required to nominate 01 judicial officer for answering one question separately from the questionnaire. In case the number of questions, exceed the strength of the judicial officers, the cycle would be repeated.
- (vii) Post the presentation of each question, the issue would be opened for discussion by the house.

You are requested to complete the aforementioned process within 10 days and send the prepared response i.e. question-answer format by 25.04.2019.

Encl.: As above.

Yours sincerely,


(Saroj Yadav)

Copy to: The Registrar General, Hon'ble High Court of Judicature at Allahabad.

(Saroj Yadav)

**District Level Judicial Training By Way Of Workshops, Refresher and
Orientation Courses-Questionnaire**

- I. Questionnaire on Section 156(3) CrPC:**
- (i) On receiving application u/s 156(3) CrPC- what are the courses available with the court? Whether, direction for registration of FIR alone can be given or the court can take recourse of Chapter XV, CrPC?
 - (ii) What are the pre-conditions for the court to order for the registration of FIR and investigation of the case by the police?
 - (iii) Can the court direct the police to firstly carry out a preliminary enquiry before registering the FIR, if yes, in what cases?
 - (iv) What are the grounds for rejecting an application moved u/s 156(3) CrPC?
 - (v) When allegations in the application are made against a public servant(s), whether sanction for prosecution under the relevant law(s), is a pre-condition for passing any order for registration of FIR?
 - (vi) What is the effect of the report, as may be submitted by the police with regard to the facts alleged under the application u/s 156(3)?
 - (vii) Is the Magistrate competent to recall the order as may have been passed on the application u/s 156(3)?
 - (viii) What should be the approach of the court in case any application u/s 156(3) CrPC is filed with respect to matrimonial dispute or a civil suit with respect to the matter in question is pending in the same or any other court?
 - (ix) Is the Magistrate competent to monitor and seek periodic reports with respect to the progress made by the police in compliance of the directions of the court to register and investigate the allegations made in the application?
 - (x) Is revision maintainable against the order passed by the Magistrate on the application u/s 156(3) CrPC?

II. Questionnaire on Section 311 CrPC:

- (i) Which is the most appropriate stage for consideration and permissibility of moving and accepting an application u/s 311 CrPC? Are the courts expected to apply a rigid or flexible approach?

III. Questionnaire on Section 319 CrPC:

- (i) At which stage of the trial court can entertain the application u/s 319 CrPC?
- (ii) Does the word 'evidence' include only the evidence recorded before the court or includes the evidence collected by the police during the course of investigation?
- (iii) What is the meaning of the word 'evidence' used u/s 319 CrPC? Does it mean evidence tested by examination in chief or cross examination only?
- (iv) What are the legal and factual considerations that has to be kept in mind by the court before invoking the powers u/s 319 CrPC for summoning an accused? Whether accused not named in the FIR or named but not charge sheeted or discharged by the court earlier can also be summoned?
- (v) What would be the effect of summoning a new accused vis-à-vis the evidence already recorded?

IV. Return and Rejection of Complaint under Order VII, Rule 10 & 11 CrPC

- (i) What is the stage at which the complaint may be returned under Order VII, Rule 10 CrPC?
- (ii) What is the procedure to be followed while returning complaint under Order VII, Rule 10(2) CrPC?
- (iii) What are the avenues or remedies or consequences of non-compliance of the procedure under Order VII, Rule 10(2) CrPC?
- (iv) What is the effect of returning the complaint if the prescribed limitation for the suit in question expires during the intervening period before

the court has passed an order for return of the plaint under Order VII, Rule 10 CPC?

- (v) What are the preconditions for the application of Order VII Rule 11 CPC?
- (vi) Whether the pleadings of the written statement are relevant for the court to take a decision under Order VII, Rule 11 or the court can take a decision only on the basis of averments made in the plaint?

V. Stay of Suit (Section 10 CPC):

- (i) What is the object, extent and applicability of Section 10 CPC?
- (ii) What are the pre-conditions and stage for application of the provisions u/s 10 CPC?
- (iii) Is Section 10 application mandatory or it can be waived under certain circumstances?

VI. Doctrine of Res Judicata (S 11 CPC):

- (i) What is the object, extent and applicability of the doctrine of res judicata as provided u/s 11 CPC?
- (ii) What are the pre-conditions for the application of the doctrine of res judicata?
- (iii) What are the different ingredients of the phrase 'matters in issue' in the context of the doctrine of res judicata?
- (iv) What is 'constructive res judicata'? Identify the various legal and factual conditions for the application of the doctrine?
- (v) Is the doctrine of res judicata applicable between co-defendants or co-plaintiffs?
- (vi) Is the doctrine of res judicata applicable in – 'compromise decree', 'ex parte decree' and 'appeals & revision'?

ORDER

The following Judges are nominated as "Judge In-charge" for supervising Judicial Training by way of Workshops, Refresher and Orientation Courses, etc. to the Judicial Officers working and on deputation in the Cluster of Districts shown opposite to their name.

The Judicial Training programmes shall be organized in association with Judicial Training & Research Institute, U.P., Lucknow ^{and} in consultation with the Administrative Judge of the cluster concerned.

<u>Name of Hon'ble Judge</u>	<u>Name of Districts</u>
Hon'ble Mr. Justice Vipin Sinha -	1. Allahabad 2. Fatehpur 3. Kaushambi 4. Pratapgarh
Hon'ble Mr. Justice Karuna Nand Bajpayee	1. Agra 2. Firozabad
Hon'ble Mr. Justice Manoj Kumar Gupta	1. Mathura 2. Mainpuri 3. Hathras
Hon'ble Mr. Justice Anjani Kumar Mishra	1. Aligarh 2. Etah 3. Kasganj
Hon'ble Mr. Justice Suneet Kumar	1. Azamgarh 2. Ballia 3. Mau
Hon'ble Mr. Justice Ved Prakash Vaish	1. Badaun 2. Bareilly 3. Pilibhit 4. Rampur
Hon'ble Mr. Justice Kaushal Jayendra Thaker	1. Basti 2. Sant Kabir Nagar 3. Siddharth Nagar
Hon'ble Dr. Justice Mahesh Chandra Tripathi	1. Gorakhpur 2. Deoria 3. Kushi Nagar at Padrauna 4. Maharajganj

A
Hon'ble Mr. Justice Vivek Kumar Birla

1. Banda
2. Chitrakoot
3. Hamirpur
4. Mahoba

L
Hon'ble Mr. Justice Attau Rahman Masoodi

1. Bahraich
2. Balrampur
3. Gonda
4. Shrawasti at Bhingra

A
Hon'ble Mr. Justice Ashwani Kumar Mishra

1. Faizabad
2. Sultanpur
3. Amethi
4. Ambedkar Nagar

L
Hon'ble Mr. Justice Rajan Roy

1. Lucknow
2. Barabanki
3. Raebareilly

A
Hon'ble Mr. Justice Arvind Kumar Mishra

1. Sitapur
2. Lakhimpur Kheri
3. Shahjahanpur
4. Hardoi

L
Hon'ble Mr. Justice Anant Kumar

1. Kanpur Nagar
2. Kanpur Dehat (Ramabai Nagar)
3. Kannauj
4. Unnao

A
Hon'ble Mr. Justice Harsh Kumar

1. Farrukhabad
2. Etawah
3. Auraiya

A
Hon'ble Mr. Justice Om Prakash VII

1. Jhanshi
2. Jalaun at Orai
3. Lalitpur

A
Hon'ble Mrs. Justice Yashwant Varma

1. Muzaffar Nagar
2. Saharanpur
3. Shamli

A
Hon'ble Mr. Justice Rajul Bhargava

1. Meerut
2. Baghpat
3. Hapur

A
Hon'ble Mr. Justice Siddhartha Varma

1. Ghaziabad

2. Gautam Buddha Nagar
3. Bulandshahr

L Hon'ble Mrs. Justice Sangeeta Chandra

1. Mirzapur
2. Sant Ravi Das Nagar
(Bhadohi at Gyanpur)
3. Sonebhadra

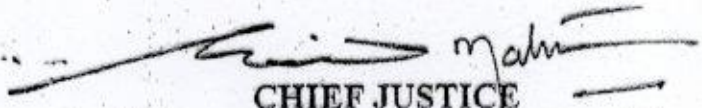
L Hon'ble Mr. Justice Virendra Kumar II

1. Moradabad
2. Bijnor
3. Amroha
4. Sambhal

A Hon'ble Mr. Justice Krishna Pratap Singh

1. Varanasi
2. Ghazipur
3. Chandauli
4. Jaunpur

Registrar General to take follow-up action.


CHIEF JUSTICE
31.03.2019

JR (J) Sena ce

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1.4.19

Recd. original

1.4.19

Arishesh Kumar Yadav

R.A. Attached with JRCS



E-mail

From: **Mayank Kumar Jain, HJS**
Registrar General,
High Court of Judicature at
ALLAHABAD

To: **All District Judges/O.S.Ds.**
Subordinate to the High Court of Judicature at
ALLAHABAD

No. 178/Admin.(Services)/2019

Dated: March 31, 2019

Subject: Judicial Training by way of Workshops, Refresher and Orientation Courses

Sir/Madam,

I have been directed to say that Hon'ble The Chief Justice has been pleased to nominate Hon'ble Judges, mentioned in the enclosed list, as "Judge In-charge", for supervising Judicial Training by way of Workshops, Refresher and Orientation Courses, etc. to the Judicial Officers working and on deputation in the Cluster of Districts shown opposite to their name.

The Judicial Training programmes shall be organized in association with Judicial Training & Research Institute, U.P., Lucknow and in consultation with the Administrative Judge of the cluster concerned.

With regards,

Encl: As above.

Yours sincerely

Mayank Kumar Jain
Registrar General
31.3.19

Copy forwarded for information and necessary action to:-

- 1.Chief Secretary, Government of Uttar Pradesh, Lucknow
- 2.Principal Secyary & LR, Government of Uttar Pradesh, Lucknow
- 3.Senior Registrar, High Court, Lucknow Bench
- 4.Director,Judicial Training & Research Institutate, Uttar Pradesh, Luckinow
- 5.Member Secretary, State Legal Services Authority, U.P., Lucknow
- 6.OSD (J) (Computer), High Court, Allahabad
- 7.All the Officer, Including Section Officers of High Court, Allahabad & Lucknow Bench
- 8.All the Private Secretary to Hon'ble Judges for placing before Their Lordships.

By Order of Hon'ble The Chief Justice,

Mayank Kumar Jain
Registrar General
31.3.19

The following Hon'ble Judges are nominated as "Judge In-charge" for supervising Judicial Training by way of Workshops, Refresher and Orientation Courses, etc. to the Judicial Officers working and on deputation in the Cluster of Districts shown opposite to their name.

The Judicial Training programmes shall be organized in association with Judicial Training & Research Institute, U.P., Lucknow and in consultation with the Administrative Judge of the cluster concerned.

<u>Name of Hon'ble Judge</u>	<u>Name of Districts</u>
Hon'ble Mr. Justice Vipin Sinha	1. Allahabad 2. Fatehpur 3. Kaushambi 4. Pratapgarh
Hon'ble Mr. Justice Karuna Nand Bajpayee	1. Agra 2. Firozabad
Hon'ble Mr. Justice Manoj Kumar Gupta	1. Mathura 2. Mainpuri 3. Hathras
Hon'ble Mr. Justice Anjani Kumar Mishra	1. Aligarh 2. Etah 3. Kasganj
Hon'ble Mr. Justice Suneet Kumar	1. Azamgarh 2. Ballia 3. Mau
Hon'ble Mr. Justice Ved Prakash Vaish	1. Badaun 2. Bareilly 3. Pilibhit 4. Rampur

Hon'ble Mr. Justice Kaushal Jayendra Thaker

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2. Sant Kabir Nagar
3. Siddharth Nagar

Hon'ble Dr. Justice Mahesh Chandra Tripathi

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3. Kushi Nagar at Padrauna
4. Maharajganj

Hon'ble Mr. Justice Vivek Kumar Birla

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2. Chitrakoot
3. Hamirpur
4. Mahoba

Hon'ble Mr. Justice Attau Rahman Masoodi

1. Bahraich
2. Balrampur
3. Gonda
4. Shrawasti at Bhinga

Hon'ble Mr. Justice Ashwani Kumar Mishra

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2. Sultanpur
3. Amethi
4. Ambedkar Nagar

Hon'ble Mr. Justice Rajan Roy

1. Lucknow
2. Barabanki
3. Raebareili

Hon'ble Mr. Justice Arvind Kumar Mishra

1. Sitapur
2. Lakhimpur Kheri
3. Shahjahanpur
4. Hardoi

Hon'ble Mr. Justice Anant Kumar

1. Kanpur Nagar
2. Kanpur Dehat (Ramabai Nagar)
3. Kannauj
4. Unnao

Hon'ble Mr. Justice Harsh Kumar	1. Farrukhabad 2. Etawah 3. Auraiya
Hon'ble Mr. Justice Om Prakash VII	1. Jhanshi 2. Jalaun at Orai 3. Lalitpur
Hon'ble Mrs. Justice Yashwant Varma	1. Muzaffar Nagar 2. Saharanpur 3. Shamli
Hon'ble Mr. Justice Rajul Bhargava	1. Meerut 2. Baghpat 3. Hapur
Hon'ble Mr. Justice Siddhartha Varma	1. Ghaziabad 2. Gautam Buddha Nagar 3. Bulandshahr
Hon'ble Mrs. Justice Sangeeta Chandra	1. Mirzapur 2. Sant Ravi Das Nagar (Bhadohi at Gyanpur) 3. Sonebhadra
Hon'ble Mr. Justice Virendra Kumar II	1. Moradabad 2. Bijnor 3. Amroha 4. Sambhal
Hon'ble Mr. Justice Krishna Pratap Singh	1. Varanasi 2. Ghazipur 3. Chandauli 4. Jaunpur

By Order of Hon'ble The Chief Justice,

M. J. K. J. S.
Registrar General 31-3-19

ORDER

Under approval of Hon'ble the Chief Justice, Sri Pushpender Singh, OSD (J) (CPC), is nominated as Nodal Officer for the judicial training by way of Workshop, Refresher and Orientation Courses etc. to the Judicial Officers working and on deputation in the Cluster of Districts, as approved by Hon'ble the Chief Justice vide order dated 31.03.2019. He shall look after the entire work relating to correspondence and presentation of the aforesaid workshop etc. He is further directed to coordinate with the Director, Judicial Training & Research Institute, U.P., Lucknow, in this regard.

Mayank K. Jais
18.4.19
Registrar General
18.04.2019

18.4.2019

Registrar General

Sir,

In reference to letter of your goodself dated 17.4.2019 regarding Organisation of the Workshop in the cluster of districts of which His Lordship Hon. Om Prakash-VII, J. is Incharge, I have been directed by His Lordship to inform you that His Lordship intends to organise the Judicial Training by way of Workshop/Refresher/Orientation Course at Jhansi on 19th May, 2019 (Sunday) in respect of the Officers of judgeships of Jhansi, Lalitpur and Jalaun at Orai.

I have been further directed by His Lordship to inform you that His Lordship has also taken consent of Hon. Administrative Judge of the cluster of the districts concerned.

As per direction of His Lordship, I would further request you to kindly ask the authorities concerned of the Judgeship and J.T.R.I., Lucknow to make proper arrangements for smooth organisation of the Workshop, Refereshes and Orientation Course.

S.K. Sachdeva

(S. K. Sachdeva)

D.R.-cum-P.S. to

Hon. Mr. Justice Om Prakash-VII

18.04.2019.

*Sri. Bhusan Pandey Singh
OSD (S) EPC
Nodal Officer*

*Jm
18-4-19*