

Sender

Reshma Chaudhary,
Special Judge (Essential Commodities Act)/
Additional District and Sessions Judge,
Court No. 4, Moradabad.

To

Respected Registrar General,
Hon'ble High Court, Allahabad.

Through- Respected District Judge, Moradabad.

Subject:- Regarding counting the previous service rendered on the post of Assistant Prosecution Officer in the present judicial service.

Respected sir

1- It is humbly submitted that I joined the Uttar Pradesh Judicial service on 29.06.2006, before that I served on the post of Assistant Prosecution Officer continuously from 28.04.2005 to 28.06.2006.

2- Earlier, on 15.12.2008, I had submitted a representation to the Honorable High Court in this regard through District Judge, Badaun's from letter no. 2327/1 dated 18.12. 2008, on which I was informed through Honorable High Court letter No. 17091/IV-3208/Admin A-1 Section dated 15.12.2009 that I can submit again count the previous service to the present service. After this, a letter was sent on 01.07.2017 Through the respected District Judge, Allahabad vide letter no. 1683/1 dated 03.07.2017, on which, Shri Ramprasad Deputy Registrar (M), Honorable High Court Allahabad. A letter dated 03.02.2018. No. 2004/IV- 3208/Admin(A) dated 03.02.2018 was sent to Special Secretary Appointment Section No. 4, Uttar Pradesh Government, Lucknow for necessary action, a copy of which was also sent to me for information. In the context of the above, a copy of the letter No. 12094/IV-3208/Admin (A) sent by Mr. Ramprasad, Deputy Registrar (M) of the Honorable High Court of Allahabad to the Subordinate Secretary Appointment Section 4. Government of Uttar Pradesh, Lucknow, was sent to me in which it was mentioned that It has been said that

"Incontinuation of Court's letter no. 2012/IV-3208/Admin(A) dated-03.02.2018 and reminder letter no.7277/IV-3208/Admin(A) dated 10.05.2018, issued on the above captioned subject, I am directed to send herewith copy of endorsement No. 1683/1 dated 03.07.17, alongwith its enclosures, of the District Judge, Allahabad.

I am further to say that Smt. Reshma Chaudhary joined U.P. Judicial Services as Judicial Magistrate, Budaun in forenoon of 29.06.2006. Prior to entering into U.P. Judicial Services, she was working as Assistant Prosecution Officer in Directorate of Prosecution, U.P. from 28.04.2005 till 28.06.2006, under administration of U.P. State Government. Besides, I am to say that earlier also vide application dated 15.12.2008 Smt. Reshma requested for counting of service but same was turned down vide Court's letter no. 17090/IV-3208/Admin A-1 dated 15.12.2009, as those days applications of officers covered under New Pension Scheme were being rejected from Government end.

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I therefore, request you to kindly obtain necessary orders of Government in instant matter, at an early date, under intimation to this Court."

3- In the context of the above, it is also requested that the services of previous Assistant Prosecution Officers of my own batch and currently judicial officers of my own batch have been counted. In the letter sent by the Honorable High Court of Allahabad itself, reference has been made to Smt. Shikha Srivastava, then Additional District and Sessions Judge, Allahabad. Apart from this, I have personal information regarding the services of other officers being counting. counting the services of officers besides me of my own batch and refusing to count my services is against the right to equality. Keeping in view the right to equality, it is extremely necessary to count my past service with the present service. In this context, it is also noteworthy that in the letters sent earlier, it was considered unreasonable to count my previous service due to coming under the New Pension Scheme and aforesaid reason. my prayer was rejected, but currently notification number-14/2024/Sa-3-243/Das-2024/301(1)/2024 signed by Deepak Kumar, Additional Chief Secretary, Uttar Pradesh Government, was issued, in which such services which was advertised before the notification dated 22.12.2003 regarding implementation of National Pension System by the Central Government. Mention has been made of giving the option to choose the old pension scheme. In this regard, it is to be submit that the advertisement for my present judicial service was published by the Public Service Commission on December 19, 2003 and the advertisement for my previous service on the post of Assistant Prosecution Officer was even earlier, due to which my service rendered in the post of former Assistant Prosecution Officer and the present judicial service are covered under the old pension scheme. Therefore, the letter issued by the government that refer to court the previous service as it is currently covered by the new pension scheme is unjustified and no longer justified in itself.


4- In this regard, the original service book of my previous service as Assistant Prosecution Officer and the original service book of the present judicial service were also sent earlier. At present the said service books are deposited in the Additional Director Treasury Directorate, Allahabad. If there is a need to inspect the said service books in their original form, then it is requested that the said service books should be requisite from the Treasury Directorate, Allahabad and inspected. Photocopies of the above service books are being sent to Hon'ble court for perusal.

5- Therefore, keeping in view the above, I respectfully request the Honorable court to kindly count the service rendered by me on the post of Assistant Prosecution Officer from 28.04.2005 to 28.06.2006 in the present judicial service.

With due Respect.

(sincerely)

Date 23.07.2024


(Reshma Chaudhary)
(ID UP 6230)

Special (Essential Commodities Act)/
Additional District and Sessions Judge,
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Enclosures:

1. Photocopies of previously sent letters.

