22/5/25

System Office

OFFICE OF THE DISTRICT JUDGE, PRAYAGRAJ.

Admin. Order No. 354 **Dated : May 21, 2025.**

ORDER

While enclosing pdf copy of **Order/Judgement dated 16.01.2025** passed by **Hon'ble High Court in Criminal Misc. Application u/s 482 No. 32395 of 2024, titled Vijay Kushhwaha And 3 Other vs State of U.P. And Another**, vide Hon'ble High Court's Letter. No. **5988/Admin G-II Dt.17.05.2025,** it has been communicated that during the course of hearing aforesaid case, Hon'ble Court in its Order/ Judgement dt.16.01.2025, has expressed its concern over lack of documentation in maintenance of records having status of service of summons in judicial apparatus. Accordingly, Hon'ble Court has directed **that judicial officers meticulously record the status of summons service in the order sheets to uphold the principles of transparency and procedural integrity. By ensuring that the service of summons is duly noted, judicial officers can foster greater clarity and eliminate potential disputes regarding procedural adherence.** In this regard, reiterating the direction issued Hon'ble Court's Circular letters/letter [*Letter No.1512/ Admin. G-II Dt. 01.02.2025, Letter No.17167/APAaR-DJ dt. 19.12.2024, Letter No. 6460/Admin. G-II Dt. 08.05.2024, C.L.No.27/dated 07.07.1995, C.L. No. 42/98 Dt. Allahabad 20.8.1998, Letter No. 7171/Admin. G-II Dt. 03.06.2022*], regarding redressal of issues related to service of processes (notices/summons/warrants)/to keep track on services of processes, direction for ensuring strict compliance of the Hon'ble Court's directions dt. 16.01.2025 passed in aforesaid matter, has been provided.

2. In Order to ensure compliance of Hon'ble Court's above directions in letter and spirit, following Order is being passed with immediate effect :

(i) The System Officer is directed to provide pdf copy of **Order/Judgement dated 16.01.2025 passed by Hon'ble High Court in Criminal Misc. Application u/s 482 No. 32395 of 2024, titled Vijay Kushhwaha And 3 Other vs State of U.P. And Another** along with soft copy of Hon'ble High Court's Letter. No. **5988/Admin G-II Dt.17.05.2025** to all the Judicial Officers, working under administrative control of undersigned **for ensuring strict compliance of Hon'ble Court's above direction dt.16.01.2025, in its exactness.**

(ii) This Order be circulated among all the Judicial Officers working under administrative control of undersigned, inviting their notice to Hon'ble Court's above Order dt. 16.01.2025 as well as Hon'ble Court's earlier Circular letters/letter [*Letter No.1512/ Admin. G-II Dt. 01.02.2025, Letter No.17167/APAaR-DJ dt. 19.12.2024, Letter No. 6460/Admin. G-II Dt. 08.05.2024, C.L.No.27/dated 07.07.1995, C.L. No. 42/98 Dt. Allahabad 20.8.1998, Letter No. 7171/Admin. G-II Dt. 03.06.2022*], issued with regard to redressal of issues related to service of processes (notices/ summons/warrants)/to keep track on services of processes, for compliance and maintenance of records having status of service of summons.

Inform all concerned.

(Sanjiv Kumar)
District Judge,
Prayagraj.

21.5.2025

Dated : May 21 , 2025

Through E-mail

From,

Rajeev Bharti, HJS
Registrar General
High Court of Judicature at,
Allahabad

To,

All the District and Sessions Judges/OSD
All the Principal Judges, Family Courts
All the Presiding Officers of Commercial Courts, MACTs & LARRAs
State of Uttar Pradesh

Letter . No. 5988 **/Admin G-II** **Dated** 17/05 **/2025**

Sub: Compliance of order dated 16.01.2025 of Hon'ble Court passed in Criminal Misc. Application u/s 482 no. 32395 of 2024, titled Vijay Kushhwaha And 3 Other vs State of U.P. And Another, in matter of maintenance of records having status of service of summons.

Madam/Sir,

1. Letter No. 1512/AdminG-II dated 01.02.2025.
2. Letter No. 17167/APAaR-DJ dated 19.12.2024.
3. Letter No. 6460/AdminG-II dated 08.05.2024.
4. C.L.No. 27/dated July 7, 1995.
5. C.L. No. 42/98 Dated: Allahabad: 20/8/1998.
6. Letter No. 7171/Admin G-II Dated 03.06.2022

During the course of hearing aforesaid case, Hon'ble Court in its order/ judgement dated **16.01.2025 (pdf copy enclosed),** has expressed its concern over lack of documentation in maintenance of records having status of service of summons in judicial apparatus.

Accordingly, Hon'ble Court has directed **that judicial officers meticulously record the status of summons service in the order sheets to uphold the principles of transparency and procedural integrity. By ensuring that the service of summons is duly noted, judicial officers can foster greater clarity and eliminate potential disputes regarding procedural adherence.**

In this regard, reiterating the direction issued ealier, vide Circular letters/letter quoted in the margin, regarding **redressal of issues related to service of processes (notices/summons/warrants)/to keep track on services of processes,** I am directed by Hon'ble Court to request you to ensure strict compliance of directions issued by Hon'ble Court vide order/Judgment dated **16.01.2025** passed **in Criminal Misc. Application u/s 482 no. 32395 of 2024, titled Vijay Kushhwaha And 3 Other vs State of U.P. And Another.**

You are, therefore, requested to ensure strict compliance of the above mentioned directions issued by Hon'ble Court, by all the concerned, under your supervision and administrative control, in letter and spirit.

Encl:- As above

With Regards,

Yours faithfully,

17/5/25

Registrar General

No. **/Admin. G-II** **Dated:** **/2025**

Copy to The Director General of Police, Lucknow, U.P. for information and ensuring necessary compliance of the directions issued by Hon'ble Court vide aforementioned order dated **16.01.2025 (Copy enclosed)**

With Regards,

Registrar General

Court No. - 52

Case :- APPLICATION U/S 482 No. - 32395 of 2024

Applicant :- Vijay Kushhwaha And 3 Others
Opposite Party :- State Of U.P. And Another
Counsel for Applicant :- Mithilesh Kumar Shukla
Counsel for Opposite Party :- G.A.

Hon'ble Mrs. Manju Rani Chauhan,J.

Heard Mr. Mithilesh Kumar Shukla, learned counsel for the applicants and Mr. Amit Singh Chauhan, learned AGA-I for the State.

On the basis of submission made by learned counsel for the applicants that the applicants have been summoned vide order dated 11.04.2023 and summons were not served upon the applicants till date, the Court called for instructions by its earlier order dated 02.01.2025.

On the basis of instructions, learned AGA informs that though police personnel had gone thrice to serve summons upon the applicants but they were not found at their residence, therefore, summons has been served on 15.01.2025.

On numerous occasions, the dereliction of duty by law enforcement officers in duly serving court-issued summons culminates in egregious delays, thereby thwarting the expeditious dispensation of justice. Such lapses undermine the sanctity of judicial proceedings and subvert the cardinal tenet of equitable access to justice. The inability to confirm proper service of summons leaves the judiciary in a precarious position, compromising the procedural propriety and efficacy of adjudication.

These transgressions often precipitate unwarranted adjournments, exacerbating the protraction of litigation and inflicting undue duress upon the litigants. Furthermore, such inefficiencies corrode public trust in the judicial apparatus, perpetuating the burgeoning backlog of cases and perpetuating systemic inefficiencies. This predicament underscores the imperative for heightened accountability, meticulous execution of judicial directives, and the fortification of institutional mechanisms to uphold the sanctity of timely and impartial justice.

It is imperative that judicial officers meticulously record the status of summons service in the order sheets to uphold the

principles of transparency and procedural integrity. The omission of such critical details not only obscures the progress of a case but also creates ambiguity regarding compliance with judicial directives. This lack of documentation undermines the accountability of all stakeholders and detracts from the credibility of the judicial process.

By ensuring that the service of summons is duly noted, judicial officers can foster greater clarity and eliminate potential disputes regarding procedural adherence. Such a practice reinforces the ethos of transparency, enabling the parties and higher authorities to trace the procedural timeline with precision. Moreover, it serves as a safeguard against unnecessary adjournments and delays, thereby contributing to the efficient administration of justice and fortifying public confidence in the judiciary's commitment to fairness and accountability.

Learned counsel for the applicants submits that dispute between the parties is matrimonial and there are fair chances of amicable settlement between the parties, therefore, the matter may be referred to mediation centre. He further submits that applicants are ready to deposit Rs.35,000/- before the Medication Centre to show their bona fide, on the next date fixed.

In view of the above, learned counsel for the applicants is directed to come up with a Demand Draft of Rs.35,000/- in the name of Registrar General A/C High Court Allahabad Mediation and Conciliation Centre, on the next date fixed i.e. 31.01.2025.

Put up as fresh on 31.01.2025.

Let a copy of this order be sent to the Director General of Police, Uttar Pradesh, who shall issue some guidelines regarding the aforesaid.

Mr. Amit Singh Chauhan, learned AGA-I shall inform about this order to Mr. A.K. Sand, learned Government Advocate, who shall also look into necessary compliance of this order.

The Registrar General of this Court is also directed to circulate this order to all the District Judges in Uttar Pradesh for its compliance.

Order Date :- 16.1.2025
Jitendra/-

Digitally signed by :-
JITENDRA KUMAR YADAV
High Court of Judicature at Allahabad