

212

Request 100

76
14-3-13

D.R. (M)

May kindly see the letter, placed below at flag 'A', received from Sri Yogesh Kumar III, Civil Judge (Junior Division), Bidhuna (Auraiya), by which he has requested for grant of permission to him for getting Santro car as gift from his father.

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In his letter, Sri Yogesh Kumar has stated that his father Sri Faqir Chand Chauhan is an owner of Santro car model 2005 bearing registration no. CH-03-U-9835. He wants to gift the car to him on account of natural love and affection without any consideration, as he do not own any vehicle. The car is free from all charges and encumbrances. He has submitted copies, of registration certificate of the car, of insurance of the car and Consent of his father (flags 'B', 'B-1' & 'B-2' respectively) and has requested to place his matter before the Hon'ble Court for grant of permission to get the car as gift from his father.

In this connection, it is submitted that the relevant rule relating to gift i.e Rule 11 of U.P. Government Servant's Conduct Rules, 1956 and Rule-24 (2) of U.P. Government Servant's conduct Rules, 1956 relating to transfer of movable property are as follows: -

11. Gifts:- A government servant shall not without previous approval of Government :-

- (a) Accept directly or indirectly on his own behalf or on behalf of any other persons, or
- (b) Permit any member of his family who is dependent on him, to accept any gift, gratuity or reward from any person other than a close relative.

24(2)- "A Government servant who enters into any transaction concerning any movable property exceeding in value, the amount of his basic pay for one month, whether by way of purchase, sale or otherwise, shall forthwith report such transaction to the appropriate authority;

Provided that no Government servant shall inter into any such transaction except with or through a reputed dealer or agent of standing, or with the previous sanction of the appropriate authority."

In this connection, it is submitted that as the car is proposed to be gifted by father of the officer to him, who appears to be officer's close relative, there appears to be nothing objectionable. However, as the officer has applied for grant of permission for the same, his request is considerable.

A'

May, therefore, if approved, the file be laid before Hon'ble Mr. Justice Sanjay Misra for His Lordship's kind perusal and if His Lordship's approves, Sri Yogesh Kumar III, Civil Judge (Junior Division), Bidhuna (Auraiya) be granted permission to accept Santro car model 2005 bearing registration no. CH-03-U-9835, as gift from his father, as requested, with the direction that the relevant papers of the transaction be submitted by him after completion of the transaction?

Registrar (Budget)

Submitted for kind perusal and onward submission before Hon'ble Mr. Justice Sanjay Misra for His Lordship's kind perusal and orders as proposed at 'A' above.

Handwritten signatures and dates:

- Handwritten signature: 01-3-13
- Handwritten signature: 04-3-13
- Handwritten signature: 14-3-13
- Handwritten signature: 14-3-13

Handwritten signature: 16-3-13
D.R. (Misc.)

As proposed at 'A' above.
20/03/13

Sanjay Misra
22-3-13

DR (M)
20-3-13

Hon'ble Mr. Justice Sanjay Misra

Submitted for kind perusal & orders as proposed at 'A' above.

Handwritten signatures and dates:

- Handwritten signature: 21-3-13
- Handwritten signature: 21-3-13

Registrar (Budget)
14-3-13