

(M)

J.R.(M)

Request-112

May Kindly see the letters, placed below at flags 'A' (page 1/C) & 'A-1' (page 4/C), received from Km. Jyoti, Additional Civil Judge (Junior Division), Bulandshahr regarding grant of permission to appear in LL.M. final year examination of Meerut College, Meerut.

In her letter dated 03.02.2010 at flag 'A' (page 1/C), earlier Km. Jyoti had stated that she had been studying in LL.M. from Meerut College, Meerut since 2008 and she has completed her LL.M. 1<sup>st</sup> year in 2009 before joining. She has further stated that she heartily want to complete her post graduation. She had, therefore, requested to grant her permission to appear in LL.M. final year examination. As the said letter dated ~~18.02.2010~~ <sup>03.02.2010</sup> does not contained with sufficient details, she was asked vide Court's letter dated 18.02.2010 to furnish full details of the course i.e. whether she is a regular student of the course or otherwise, if she is regular student of the course, what's the timings of the classes and how she is able to attend the classes at Meerut, when she is posted at Bulandshahr, schedule of the examination, whether final year exam of LL.M. is only pending or any other semester exam is/ are also remains pending for completion her LL.M., and to furnish copy of mark sheet of LL.M. 1<sup>st</sup> year.

Now, in reply of Court's letter dated 18.02.2010, Km. Jyoti vide her letter dated 08.03.2010 at flag 'A-1' (page 4/C) has informed that she is a regular student of LL.M. The timings of the regular classes of LL.M. is 2:00 to 5:00 P.M. She attended the classes before joining this service but after joining it was not possible for her to attend the classes. The schedule of the final year examination of LL.M. is fixed for 05.04.2010, 08.04.2010, 12.04.2010 & 15.04.2010. She has further stated that only final year examination is pending for completing her LL.M.. She has also submitted copy of mark sheet of 1<sup>st</sup> year LL.M., which may kindly be seen at flag 'B' (page 3/C).

In this connection, it is submitted that the officer is a newly appointed officer, who has joined the judicial service only in December 2009. It is further submitted that a judicial officer can be accorded permission to attend academic classes and specialized higher studies in terms of G.O.No. 24/1066-Appointment (B) dated 21.08.1967 (copy at flag X), subject to the following conditions: -

- (1) Government work should not suffer in any way.
- (2) The academic classes are held outside office hours.
- (3) No preferential treatment will be given in the matter of leave, postings and transfer.
- (4) The permission can be withdrawn without notice if; it is found at any time that the government servant neglects her normal work or that public work suffers, in any way.

In the instant case, the course of LL.M. is a regular one, but as per the officer, she had already attended the classes since before joining the judicial service and now, she has just to appear in the final year examination of LL.M. of only 04 papers for completion of

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the course and has requested for grant of permission of the same. However, acceptance of her request is on the discretion of the Court.

A. May, therefore, if approved by Hon'ble The Acting Chief Justice, Km. Jyoti, Additional Civil Judge (Junior Division), Bulandshahr be accorded permission to appear in LL.M. final year examination of Meerut College, Meerut, as requested, subject to the conditions mentioned above ?

U. K. Jaiswal  
27-3-10

*[Signature]*  
27-3-10

JR (m)  
If approval, file be placed before Hon'ble A. C. J. for his Lordship's kind perusal and approval of above office proposal at 'A' ?  
R  
27/3/10  
RR

REGISTRAR (B)

May kindly peruse the office note, and may like to lay the file before Hon'ble the acting Chief Justice for his Lordship's kind perusal and orders as proposed at 'A' above?

*[Signature]*  
29/3/2010  
J. R. (M)