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Deputy Registrar (M)

Ref-70
100/263
25/5/19

May kindly have the perusal of letter no.1550/IX, dated 25.04.2019 (placed below) of the District Judge, Ballia regarding sanction for payment of 90% amount of balance available in G.P. Fund Account No. L.J.U.-22225 of Sri Arun Kumar Saxena, Compulsorily Retired Additional District Judge, Ballia.

In this context it is submitted that Sri Arun Kumar Saxena was compulsorily retired on 11.08.2008(at flag 'X'). In lieu of same wake up call letter No.2288/IV-2776/Admin(A)/Dated Allahabad 18.02.2010 for submission of essential documents for sanctioning of 90% amount of G.P.Fund was issued to District Judge, Ballia and copy of same was endorsed to Sri Saxena for information and necessary action.

In compliance, the District Judge, Ballia vide letter date 05.03.2010 requested Sri Saxena to submit all relevant documents for necessary action. As the sought documents were not submitted till , once again vide letter dated 03.05.2018, District Judge, Ballia requested Sri Saxena to submit necessary documents. Therefore, on 25.04.2019, sought documents have been sent to this Court for further processing.

The District Judge, Ballia through his aforementioned letter has submitted original Pass-Book of G.P.Fund Account No.L.J.U.-22225 of Sri Saxena (at Flag 'A') along-with three sets of his application in form 425-A under the signature and seal of the Drawing & Disbursing Officer for District Judge, Ballia as well as of the Chief Treasury Officer, Ballia together with three sets of calculation sheets prepared for the financial year 2003-04, 2004-05, 2005-06, 2006-07, 2007-2008 & 2008-09 (at Flags 'B', 'C', 'D', 'E', 'F' & 'G') along-with original-copy of Reconciliation certificate, issued by the office of the A.G.(A.&E.)-II, U.P., Allahabad, dated 26.03.2019 (at Flag 'H').

The District Judge, Ballia has also submitted photocopy of report of the Bill clerk, District Court, Ballia, dated 24.04.2019/25.04.2019 (at Flag 'Y') regarding objections raised in the Reconciliation certificate issued by the office of A.G. (A.&E.)-II, U.P., Allahabad.

As per the Reconciliation certificate issued by the A.G.(A.&E.)-II, U.P., Allahabad Rs.5,38,511/- is available as closing balance for Financial Year 2008-09 in his G.P.F. Account No. L.J.U.-22225, which has also been recorded in the G.P.Fund Passbook and mentioned in the Calculation-sheet.

Table depicting detailed description of fund in G.P.F. Account No. L.J.U.- 22225 in F.Y.2008-09

Financial Year 2008-09		
	G.P. Fund Passbook	Reconciliation Certificate (at Flag 'H')
Opening Balance	Rs.5,09,989 /-	Rs.4,77,510/-
Subscription Amount	Rs.21,375/-	Rs.21,375/-
Interest paid for F.Y. 2008-09	Rs.15,142/-	Rs.39,626/-
Closing Balance	Rs.5,46,506/-	Rs.5,38,511/-
Total amount available in G.P.F. A/c as on the date of retirement of subscriber.	Rs.5,46,506 /-	Rs.5,38,511/-

Going further, it is submitted that out of the total amount of Rs.5,38,511/- (Five Lakhs Thirty-eight Thousand Five Hundred and Eleven only), the Drawing & Disbursing Officer for District Judge, Ballia has recommended for sanctioning of Rs.4,84,660/- (Four Lakhs Eighty-four Thousand Six Hundred and Sixty

rupees only) in favour of Sri Saxena as 90% amount of his G.P.Fund in the Drawing and Disbursing Part (at Flag 'I') of his application in Form 425-A. The Chief Treasury Officer, Ballia has also recommended for making payment of the same amount i.e., Rs.4,84,660/- (Four Lakhs Eighty-four Thousand Six Hundred and Sixty rupees only) at the place of Checking Accounts Authority Part of application in Form 425-A after checking calculation sheets of G.P. Fund of Sri Saxena.

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In this context it is submitted that the payment of 90% of G.P.Fund amount of Retiring/Retired Judicial Officer is to be sanctioned by this Court in terms of G.O.No.Sa-4-A.G.-57/X-84-510-84, dated 26.12.1984 and General Provident Fund (Uttar Pradesh) (Second Amendment) Rules, 2000 on submission of Reconciliation Certificate, issued by the office of the A.G.(A.&E.)-II, U.P., Allahabad, G.P.Fund Pass-Book of Retiring/Retired Judicial Officer prepared at least from the financial year 1985-86 up to the month of his retirement and calculation sheets of his G.P.Fund of the current financial year (up to the month of retirement) as well as five preceding financial years to this Court by the Drawing and Disbursing Officer of concerned Establishment/Judgeship with his recommendation and recommendation of the Chief/Senior Treasury Officer of the District, for payment of 90% of G.P.Fund amount to the Retiring/Retired Judicial Officer.

After perusal of G.P. Fund Pass-book of Sri Saxena, it appears that Temporary Advance and Final withdrawal are Nil.

In this context, it is further submitted that since, it is evident from the G.P. Fund Passbook, Reconciliation Certificate and Calculation-sheet for the F.Y.2008-09 that recommendation for sanctioning of 90% of G.P.Fund amount is based on the reconciled amount as mentioned in the Reconciliation certificate, which is Rs.7,995/- less than the amount mentioned in the G.P.Fund Pass book, it cannot be withheld. It is considerable and the recommended amount as 90% of G.P.Fund may be sanctioned.

In view of the facts, mentioned above, if approved by the Learned Joint Registrar (Judicial) (Budget), the file may be laid before the Hon'ble Mr. Justice Om Prakash-VII, Nominated Judge 'for disposal of the matters of Judicial Officers for payment of 90% amount of G.P.Fund', for His Lordship's kind perusal and order to the effect that a sum of Rs.4,84,660/- (Four Lakhs Eighty-four Thousand Six Hundred and Sixty rupees only) is sanctioned to Sri Arun Kumar Saxena, Compulsorily Retired Additional District Judge, Ballia, as 90% amount of the total balance available in his G.P.Fund Account No. L.J.U.-22225, up till the date of his compulsory retirement from service i.e.11.08.2008, subject to the condition that in case of overpayment, if any, reported later on, by office of the Accountant General (A.&E.)-II, U.P., Allahabad, he shall refund the excess payment along with amount of interest accrued thereon in lump sum within a month?

His Lordship may also be requested kindly to sign the draft sanction order placed, at the place cross marked with red pen.

Jt Registrar (J) (B)

May like to place the file before Hon'ble Mr. Justice Om Prakash-VII for his Lordship's kind perusal & approval as proposed at 'A' and also requested his Lordship to sign the draft sanctioned order placed below at flag 'Z'?

RD
23/5/2019
DR

Under
22.05.19 s.o.

ok. JOURNAL
22.05.19
AR

Approved
[Signature]

28/5/2019

DR(M)

Jt. Regstr (J) (B)
29.5.19

Sr. Admin AF
RD
29/5/2019
DR

Hon'ble Mr. Justice Om Prakash-VII
Nominated Judge

Mr. Nicholas
ok
29.05.19

Submitted for kind perusal and orders.
25/05/2019
Jt Registrar

ORDER

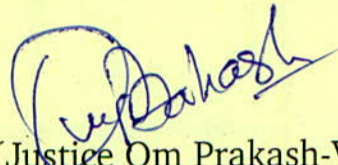
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In terms of G.O. No. Sa.-4-A.G.-57/X-84-510-84, dated 26.12.1984 and General Provident Fund (Uttar Pradesh) (Second Amendment), Rules 2000 a sum of Rs.4,84,660/- (Four Lakhs Eighty-four Thousand Six Hundred and Sixty rupees only) is sanctioned to Sri Arun Kumar Saxena, Compulsorily Retired Additional District Judge, Ballia as 90% of the total amount of Rs.5,38,511/- (Five Lakhs Thirty-eight Thousand Five Hundred and Eleven only), available in his G.P. Fund Account No. L.J.U.-22225, up till the date of his retirement from service i.e. 11.08.2008, as per his Reconciliation certificate, G.P. Fund Pass-Book and calculation sheets of G.P. Fund from the Financial Year 2003-04 to 2008-09 subject to the condition that in case of over payment, if any, reported later on, by office of the Accountant General (A.&E.)-II, U.P., Allahabad, after reconciliation of his G.P.Fund, he shall refund the excess payment along with amount of interest accrued thereon in lump sum within a month.

Dated: / /2019

28/5/2019

X



(Justice Om Prakash-VII)

Judge,
High Court,
Allahabad.