

D.R.(M)

Request-08

2/1/19
12/1/19

May kindly see the letter placed below at flags 'A', received from Sri Anubhav Katiyar, Civil Judge (Junior Division), Mahrauni (Lalitpur), by which he has requested for grant of permission for his proposed abroad visit to Europe i.e. France, Switzerland & Italy between last week of January 2019 and second week of February 2019, after his marriage.

In his letter, Sri Anubhav Katiyar has stated that his marriage is going to be solemnised on 25th January 2019. He want to spent some time with his would be wife and want to go on holiday to foreign i.e. Europe (France, Switzerland & Italy) after his marriage between last week of January 2019 and second week of February 2019. On the trip, he will accompany his would be wife Shikha Gangwar. He has Passport (No. N1129744), valid from 02.07.2015 till 01.07.2025 (copy at flag 'B') and as stated, expenses of the visit will be borne by him, which is suggested by the travel agent as Rs. 2,23,000/- per person, from his salary savings account no. 31438942751 having balance of Rs. 5,54,389/- (Copy of statement enclosed, at flag 'C'): He has also submitted declarations (as per provisions of Court's Circular letter dated 27.05.2017, at flag 'X') to the effect that :-

1. By his abroad visit, no dilemma is likely to create before Government of India & Government of U.P.
2. Such type of request for abroad visit was not refused to him earlier.
3. He has not visited any foreign country earlier.

He has, therefore, with utmost faith in the authority of the Court, requested for grant of permission to visit foreign country as mentioned above.

In this connection, it is submitted that grant of permission to visit abroad is considered in accordance to the G.O.1/3/98-Ka-Prasko/1999 dated 14 June 1999 (flagged 'Z'). As per reports, placed below, no vigilance/departmental enquiry is pending against Sri Anubhav Katiyar. The officer also has a valid Passport, as stated. **It is also pertinent to mention here that his visit is between last week of January 2019 and second week of February 2019, which all are official/working days except second Saturday, Sunday i.e. there are no holidays in his proposed journey period. Normally such type of request is not entertainable as per new policy adopted and circulated through Court C.L. No. 16/ IV f-101/ Admin (A)/ dated 27.05.2017 (flagged 'X') because the proposed trip is a pleasure trip, which can only be performed in vacations/holidays only.** However, it is to noteworthy that prior to this case, three other officers Sushri Ranjini Shukla, Sri Anshuman Dhunna and Sushri Shwetsa Chandra have also requested for grant of permission to visit abroad during working days after their marriage & the Hon'ble Administrative Judge & Hon'ble The Chief Justice had approved their request regarding grant of permission to visit abroad despite of the fact that their proposed visit were also not during holidays.

...contd..2...

In this connection it is also submitted that recently as per Court's C.L. no. 16/ IV f-101/ Admin (A)/ dated 27.05.2017 (flag 'X'), it has been resolved that for the purpose of grant of such permission the competent authority for the judicial officers is Hon'ble the Administrative Judge of the District concerned, for the Judicial officers posted in judgeship or on the District of any deputation post, subject to approval by Hon'ble the Chief Justice or any member of the Administrative Committee authorised by the Hon'ble the Chief Justice.

Under the facts and circumstances, mentioned above, if approved the file may kindly be laid before Hon'ble Justice Mr. Justice Jayant Banerji, Administrative Judge, Lalitpur for kind perusal of his Lordship and if His Lordship approves, despite seeing the fact that pleasure trip to abroad can be permitted to judicial officers during vacation/ official holidays only, as a special case like in other cases of similar nature, Sri Anubhav Katiyar, Civil Judge (Junior Division), Mahrauni (Lalitpur) may be granted permission to visit Europe i.e. France, Switzerland & Italy between last week of January 2019 and second week of February 2019, after his marriage with his wife, as requested, subject to approval by Hon'ble the Chief Justice as per Court's C.L. dated 27.05.2017 as mentioned above, and also to the conditions that he will intimate exact date to leave and his return to India and, that proper charge of Government records or cash, if any, or any government property with him, may be handed over by him before proceeding abroad?

Or

To pass any other order, which His Lordship deems fit and proper.

Registrar (B)

May like to place the file before Hon'ble Mr. Justice Jayant Banerji, Administrative Judge, Lalitpur for his Lordship's kind perusal & order?

Rd
13/12/2018
JA

OK Jayant
13.12.18
A.R.

Hon'ble Mr Justice Jayant Banerji

Administrative Judge Lalitpur

Submitted for kind b-

and order

Recd
13/12

Ms. Archana
OK
18.12.18

With reference to the guidelines framed by the Court and circulated by C.L.No. 16/IV f-101/Admin (A) dated 27.5.2017, "pleasure trips" are kept in a different category than "special circumstances", therefore, permission to Shri Anubhav Katiyar, Civil Judge (Junior Division), Mahrauni, Lalitpur for foreign visit during official/working days cannot be granted.

Jr

(Justice Jayant Banerji)
Administrative Judge, Lalitpur.
17.12.2018