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J.R. (M)

Request-96

36  
20-1-11

May kindly see the letter, placed below at flag 'A', received from Sri Awadh Bihari Singh, Additional Chief Judicial Magistrate, Gautam Budh Nagar regarding grant of permission to purchase immovable property i.e. a 89.91 sq. mtrs. plot at Gautam Budh Nagar.

In his letter, Sri Singh has stated that plot no. RN 36 measuring 89.91 sq. mtrs. situated at Village Rasoolpur Nawada, Sector-62, Distt. Gautam Budh Nagar owned by S/Sri Samar Singh, Mahendra, Mahipal & Budhpal, sons of Sri Matru, residents of Village- Vahloipur, Distt. Gautam Budh Nagar. He wants to purchase the said plot and the owners of the plot are ready to sell it to him. He has also furnished the pointwise information about the proposed transaction, as required under Courts Circular Letter No. 25/ Admin (A) dated 13.07.1998. He has, therefore, requested for grant of permission to purchase the plot.

The information regarding transaction of the plot, as required under Courts Circular Letter No. 25/ Admin (A) dated 13.07.1998 as furnished by the officer is given below: -

1	Date of joining service	05/08/99
2	Present Gross Salary Take home Salary	Rs. 82,982/- Rs. 78,493/-
3	Details of purchases (Moveable property exceeding to value of Rs. 10,000/- and immovable property) made by the officer earlier	1. Maruti Zen car for Rs. 3,34,646/- in the year 1993 in the year 2003. 2. Plot at Gomti Nagar, Lucknow for Rs. 9,24,340/- in the year 2009. <b>Note:-</b> Information about purchase of car and plot are at flags 'B' & 'B-1', which has been seen by Hon'ble Judge (Orders are at flags 'X' & 'X-1')
4	Details of Advance or Loan taken from the High Court.	Nil
5	Details of loan taken from Bank etc.	For purchase of the plot at Lucknow, a sum of Rs. 6,80,000/- was taken as bank loan in the year 2005, which is being repaid in 180 monthly instalments of Rs. 6,600/-.
6	Details regarding purchase of second hand car.	Not applicable.
7	(a) Details of the property proposed to be purchased	Plot no. RN 36 measuring 89.91 sq. mtrs. situated at Village Rasoolpur Nawada, Sector-62, Distt. Gautam Budh Nagar
	(b) Cost price	Rs. 15,28,470/- (Rs. 16,86,178/- with all expenses)
8	Name and address of the seller(s).	S/Sri Samar Singh, Mahendra, Mahipal & Budhpal, sons of Sri Matru, residents of Village- Vahloipur, Distt. Gautam Budh Nagar.
	Status of the Seller /Dealer	Private persons
10	Whether the seller is related to the officer in any manner and whether any case against him is pending/decided by the officer.	No
11	Details of source of amount	1. Rs. 12,00,000/- will be taken as bank loan from SBI, Vasundhara, Ghaziabad, which will be repaid in 15 years (180 instalments). 1 <sup>st</sup> year's EMI will be of Rs. 11,820/-, then 2 <sup>nd</sup> & 3 <sup>rd</sup> year's EMI will be of Rs. 12,180/- and finally thereafter EMI will be of Rs. 12,540/-. 2. Rs. 3,00,000/- will be paid from his salary savings from S.B. A/c no. 52212151018435, Oriental Bank of Commerce, Civil Court Noida branch, in which a balance of Rs. 3,65,733/- is available. 3. Rest will be paid from the sum available in his PPF A/c no. 11141255661. The account is running since 1999 and at present a sum of Rs. 7,67,911/-

		<p>is available in the same. If arrear of pay is received before purchase of the plot, it will be utilized over payment against the plot and rest of the payment will be made from PPF account.</p> <p><b>Note:-</b> Bank offer letter about the loan is at flag <b>D</b>. Copies of pass books of officer's S.B. A/c no. 52212151018435 and PPF A/c no. 11141255661 are at flags 'C' &amp; 'C-1'.</p>
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It is submitted that as per Rule- 24 (1) of U.P. Government Servant's conduct Rule- 1956: -

"No Government servant shall, except with the previous knowledge of the appropriate authority acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the name of any member of his family;

Provided that any such transaction conducted otherwise than through a regular & reputed dealer shall require the previous sanction of the appropriate authority."

May, therefore, if approved by Hon'ble Mr. Justice Imtiyaz Murtaza, Sri Awadh Bihari Singh, Additional Chief Judicial Magistrate, Gautam Budh Nagar be accorded permission to purchase Plot no. RN 36 measuring 89.91 sq. mtrs. situated at Village Rasoolpur Nawada, Sector-62, Distt. Gautam Budh Nagar, from S/Sri Samar Singh, Mahendra, Mahipal & Budhpal, sons of Sri Matru, residents of Village- Vahloipur, Distt. Gautam Budh Nagar, for a sum of Rs. 15,28,470/- (Rs. 16,86,178/- with all expenses), as requested, subject to the condition that the relevant papers of the transaction alongwith copy of the sale deed be furnished by him immediately on completion of the transaction?

A'

*[Signature]*  
17.1.11  
*[Signature]*  
17.1.11  
A.R.

**Registrar (B)**

May kindly peruse the office note, and may like to lay the file before Hon'ble Mr. Justice Imtiyaz Murtaza for His Lordship's kind perusal and orders as proposed at 'A' above?

*[Signature]*  
J.R. (Misc.) 18.1.2011

**Hon'ble Mr. Justice Imtiyaz Murtaza**

Submitted for kind perusal and orders.

JR (M)

*[Signature]* 20.1.2011  
**(R.K. Tiwari)**  
Registrar (Budget)

Approved as  
asis.  
*[Signature]*  
24.1.11.

*[Signature]*  
Raj (B)  
25-1-11

*[Signature]*  
SO Adm A-4

*[Signature]* 25-1-11  
*[Signature]* 25-1-11