

94

Registrar (Budget)

Request-96

35 / 4.2.12

171

May kindly refer to the order dated 09.12.2011 of the then Registrar (Budget), placed below, in the matter of Sri Ram Karan, Chief Judicial Magistrate, Shrawasti at Bhinga to examine the facts mentioned at A¹ in the office note dated 25.11.2011 (about resale/ return sale of the property to the same person, in the event of dispute of clear title, which had been purchased by him in response of Court's permission letter no. 8971/ IV-2849/ Admin (A) dated 25.05.2011).

The matter has been examined and it is submitted that the officer ~~had~~ ^{had way} been granted permission vide Court's order dated 23.05.2011 to purchase the said plot no. 12/45, measuring 1950 sq. feet, situated at Gitapuri, Khargapur, Gomti Nagar, Lucknow from Sri Gulabchand, S/o Late Sri Ram Asrey, R/o C-2/32 Rajaji Puram, Lucknow for Rs. 4,68,000/-, but in the event of dispute of clear title of the same plot, the officer has resold/ return the plot to the same person, from which the same was purchased (Copy of Registered sale deed is at flag 'Y') and has informed about the same, with a request also for grant of permission to purchase another plot no. 70/2 measuring 4118 sq. feet, out of Gata no. 1011, situated at Village- Bharvara, Paragna, Tehsil & District- Lucknow, from Sri Shivkumar, S/o Late Sri Baboolal Pal, R/o Mohalla 4/298, Subhash Nagar, Shukalganj, District- Unnao for Rs. 5,00,000/-. However, technically it appears to be required that the officer could have got prior permission for resale/ return sale of the property, but as the same resale/ return transaction was made with the same person, from whom it was purchased earlier with due permission of this Court, it appears that the officer has got done the transaction completed. Present situation is that the transaction has already been made and the matter requires regularization. In such circumstances, it is on discretion of the Hon'ble Court either to regularize the matter or to pass any such appropriate order, which deem ^{maybe} fit & proper ⁿ in the interest of justice.

Re Sale by Registered Sale Deed approved. All transaction of fresh purchase be obtained.
AM
23/2/12
Judge
Nominated by Hon. C.J.

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24.1.12
DRCM

Hon'ble Mr. Justice Sanjay Misra

Submitted for kind perusal and orders as proposed at 'A' in the office note dated 25.11.2011, placed below.

Sn AVGish
b
25.02.12

DR(M)
DR
Rego. (B)
24102112

SO Adm (A)
24.2.12
DRCM

Registrar (Budget)
04.2.12