

12/11/13
322
26/30/13 request-96
D.R.(M)

May kindly see the letter, placed below at flags '1A', received from Sri Ramesh Kumar Yadav, Special Chief Judicial Magistrate, Customs, Lucknow, by which he has submitted application for grant ex-post facto permission about sale of his old 32 bore Revolver no. C-5856 and about purchase of a new 32 bore Revolver from Small Arms Factory, Kanpur, as per direction of this Court.

In this connection it is submitted that Sri Yadav, vide his earlier letter dated 07.04.2012 (flag 'A') has submitted that he has sold his old 32 bore Revolver no. C-5856, endorsed to his licence no. 220/G.S. Karvi/2001, to one Sri Mehtab Alam, S/o Late Sri Mushtaq Ali Ahmad, R/o Village- Saidabad, P.S.- Handia, District- Allahabad, holder of valid licence no. 10617/2011, for Rs. 80,000/-, on the basis of order/ permission of the District Magistrate, Chitrakoot having endt. no. 2540 dated 02.11.2011 and, after its sale, he has purchased a new 32 bore from Small Arms Factory, Kanpur on 30.03.2012 for Rs. 1,14,912/- on his renewed licence no. 9835/G.S. /2011 issued by the District Magistrate, Kanpur Nagar. He has also submitted copies of order/ permission of the District Magistrate, Chitrakoot having endt. no. 2540 dated 02.11.2011, licence no. 10617/2011 of Sri Mehtab Alam, sale letter of his old Revolver & invoice of newly purchased Revolver, which may kindly be seen at flags 'B', 'B-1', 'B-2' & 'B-3' respectively.

It had been found that he had sold his old Revolver to a private person without obtaining prior permission of the Hon'ble Court as prescribed in Rule 24 (2) of U.P. Government Servant's Conduct Rules 1956, as well as he has purchased a new Revolver without obtaining permission of the Hon'ble Court in the light of this Court's C.L. no. 11/ IVh-16/ Admin (A) dated 12.04.2010. Thus, he had been asked vide Court's letter dated 16.05.2012 (flag 'C') to submit his clarification about these two points and to submit complete and pointwise information about purchase of new Revolver in the light of this Court's C.L. no. 25/ Admin (A) dated 13.07.1998 alongwith all the relevant papers.

After receipt of his detailed explanation dated 14.12.2012 (flag 'A-3') as well as detailed information about purchase of new Revolver through letter dated 13.09.2012 (flag 'A-2'), in the matter, detailed office note dated 14.02.2013 (flag '1B') has been submitted onwards, whereupon His Lordship Hon'ble Mr. Justice Sanjay Misra has been pleased to pass following order (flag '1C'):-

“ In view of the circumstances mentioned by the officer in his explanation, the officer is directed to strictly follow the circulars issued by this Court from time to time and in case the officer violates any circular issued by this Court henceforth, it will be viewed very seriously and stern action may be taken.

The officer is required to apply for permission now in accordance with the circular.”

The order has been communicated to the officer through letter no. 5519/ IV- 2910/ Admin (A) dated 15.04.2013 (flag '1D').

Now, in compliance of order of Hon'ble Court, Sri Yadav, through his letter dated

..contd..2,...

Request-96

24.08.2013 (flag '1A') has submitted application for grant of permission about sale of his old 32 bore Revolver no. C-5856 to Sri Mehtab Alam, S/o Late Sri Mushtaq Ali Ahmad, R/o Village-Saidabad, P.S.- Handia, District- Allahabad, holder of valid licence no. 10617/2011, for Rs. 80,000/- and about purchase of a new 32 bore Revolver from Small Arms Factory, Kanpur for Rs. 1,14,912/- in accordance with the circular by giving full details in his letter, as already submitted earlier also.

Under the facts and circumstances, mentioned above, if approved, the matter/ file may kindly be laid before Hon'ble Mr. Justice Sanjay Misra for His Lordship's kind perusal and for approval/ grant of ex-post facto permission for both the transactions, if His Lordship so desires?

Handwritten: 07.09.13
A.R.
09-09-13

Registrar (Budget)

Submitted for kind perusal and onward submission before Hon'ble Mr. Justice Sanjay Misra for His Lordship's kind perusal and orders.

Handwritten: 10.9.13
D. R. (Misc.)

Hon'ble Mr. Justice Sanjay Misra

Submitted for kind perusal and orders.

Handwritten: Keep in record.
03/10/13.

Handwritten: Registrar (Budget)
30-9-13

DR (M)

Handwritten: Repr (3)
5.10.13

S/o. (Adams A-4)

Handwritten: DR (M)
05-10-13

Handwritten: Sant Mehtab
05-10-13