

1797  
J.R.(M)

Request-96

✓ 257  
5-9-9

May kindly see the letter, placed below at flag 'A', received from Sri Pankaj Misra, Addl. Chief Judicial Magistrate (Rly.), Banda regarding grant of permission to purchase immovable property i.e. a residential plot at Lucknow.

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In his letter, Sri Misra has stated that he wishes to purchase a residential plot no. 11/16, Vrindavan Yozna, Phase-2, Raebareli Road, Lucknow measuring 300 sq. meters from one Smt. Poonam Goyal, W/o Sri Ram Mohan Agarwal, R/o 2<sup>nd</sup> Floor, Chandra Supreme Complex, Sector-12, Indra Nagar, Lucknow for Rs. 16,80,000/-. He has, therefore, requested the Court to grant him 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	23.05.2001
2	Present Gross Salary Take home Salary	Rs. 35,246/- Rs. 31,246/-
3	Details of purchases (Moveable property exceeding to value of Rs. 10,000/-and immovable property) made by the officer earlier	None
4	Details of Advance or Loan taken from the High Court.	Nil
5	Details of loan taken from Bank etc.	Nil
6	Details regarding purchase of second hand car.	N.A.
7	(a) Details of the property proposed to be purchased	Residential plot no. 11/16, Vrindavan Yozna, Phase-2 of U.P. Awas & Vikas Parishad, Raebareli Road, Lucknow measuring 300 sq. meters
	(b) Cost price	Rs. 16,80,000/-
8	Name and address of the seller(s).	Smt. Poonam Goyal, W/o Sri Ram Mohan Agarwal, R/o 2 <sup>nd</sup> Floor, Chandra Supreme Complex, Sector-12, Indra Nagar, Lucknow
9	Status of the Seller /Dealer	Private person
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	<p>1. He will take bank loan from SBI to the tune of Rs. 10,00,000/-, which will be repayable in 180 monthly instalments of Rs.9560/- for 12 months &amp; thereafter Rs. 10,780/-.</p> <p>2. He will arrange Rs. 8,00,000/- from maturity of F.D.R.s, P.P.F. Advance and from his savings bank account, details of which stated at 'P' on the second page of his application (flagged 'A').</p> <p><b>Note:</b> The officer has shown most of the F.D.R.s in his property statement, 2005-06 (flag 'X'), purchased till that year. He has also submitted copies of all the F.D.R.s either purchased before joining the judicial service &amp; thereafter, pass books of savings bank &amp; PPF Accounts etc. (flagged 'B', 'B-1' &amp; 'B-2') alongwith his application.</p>

...contd...2...

Request-96

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 no Government servant shall inter into any such transaction except with or through a reputed dealer or agent of standing, or with the previous sanction of the appropriate authority."

'A'

Therefore, if approved by Hon'ble Mr. Justice M. I. Murtaza, Sri Pankaj Misra, Addl. Chief Judicial Magistrate (Rly.), Banda may be granted permission to purchase residential plot no. 11/16, Vrindavan Yozna, Phase-2 of U.P. Awas & Vikas Parishad, Raebareli Road, Lucknow measuring 300 sq. meters from Smt. Poonam Goyal, W/o Sri Ram Mohan Agarwal, R/o 2<sup>nd</sup> Floor, Chandra Supreme Complex, Sector-12, Indra Nagar, Lucknow for Rs. 16,80,000/-, as requested, subject to the condition that the relevant papers of the transaction alongwith a copy of the sale deed may be furnished by him immediately on completion of the transaction?

Dr. Jaiswal  
3-9-09  
Dharmar  
3-9-09

**REGISTRAR (B)**

May kindly peruse the above office note, and may like to lay the file before Hon'ble Mr. Justice M. I. Murtaza for according His Lordship's approval as proposed at 'A' above?

S. R. (M)  
03/9/2009

Hon'ble Mr. Justice M. I. Murtaza  
(Nominated Judge)  
Submitted for kind perusal and  
orders on office proposal at 'A'.  
9/9/09 (Reg-B)

Perused the office note,  
The office after referring to  
the provisions of conduct Rules,  
has commented for granting  
permission as proposed  
as proposed.  
Approved  
as proposed

9/9/09

JR (M)  
9/9/09  
Reg (B)

S.O. Adm A-4  
10/9/2009  
J. R. (M)  
10-9-09

10/9/09