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Pr  
26/5/10

AR Admin / JRM

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By means of letter dated 27.04.2010, Government of U.P. has sent an application of Smt. Pratibha Saxena, the then Additional Chief Judicial Magistrate, Chhazibad now posted as Additional Chief Judicial Magistrate Jaunpur in the matter of payment of house rent at the rate of Rs 5000 per month during her posting at <sup>Hapur</sup> Chhazibad from June 2007 to January 2009 of Rs 42

From a perusal of photocopy of application dated 14.05.09 of Smt. Pratibha Saxena addressed to the District Magistrate, Chhazibad bearing endorsement no 1452/04 dated 15.5.09 of the District Judge, Chhazibad, it is evident that Smt. Saxena has claimed house rent at the rate of Rs 5000 per month w.e.f. June 2007 to January 2009. In support of her statement she submitted original receipt of house rent for the month of November, December 2008 and January 2009 but these receipts are not received in this Court. Smt. Saxena has also given an application dated 23.9.2009 to the District Magistrate, Jaunpur for the house rent for June 2007 to January 2009 when she was posted as Additional Chief Judicial Magistrate, Chhazibad.

The District Magistrate, Chhazibad through his letter dated 09.2.09 sent the aforesaid application of Smt. Pratibha Saxena to the Secretary Appointment Section, Government of U.P. Lucknow for seeking the direction

of the Government as to whether the amount of house rent is to be paid by the Head of the District Administration or through the Drawing & disbursing officer of the District Court, Ghaziabad and if the payment may require to be made by the District Administration then the Head through which the payment may kindly be communicated

In this connection it may be submitted that under the provision contained in para - 7 of the G.O NO. 6058/12-4.05-45(12) / 91 T.C dated 27.1.2006. There is following provision :-

(7) - आवास / भवन किराया भत्ता  
" समस्त शायिक अधिकारी अपनी पात्रता के आधार पर निःशुल्क सरकारी आवास आवंटित करवाने के हकदार होंगे। सरकार द्वारा आवास उपलब्ध न करवाये जाने की स्थिति में शासन के संगत आदेशों के अनुसार सम्बन्धित शायिक अधिकारियों को भवन किराया भत्ता देय होगा "

It may also be submitted that to on a perusal of photocopy of application dated 14-05-09 and 03-9-2009 of Sat Saxena received through Government letter dated 27-04-2010, it is evident that there are no comments / views of the District Judge, Ghaziabad as well as District Judge, Meerut in the aforesaid matter.

It is approved by the Learned Registrar (Budget), the photocopy of application dated 14.5.09 and 03-9-2009 of Sat Saxena

Request by

A' Additional Chief Judicial Magistrate, Jaunpur  
 With copy of Government Order No 4604/II-4-09-  
 22(12)/2010 dated 27-04-2010 and its  
 enclosures may be sent to the District  
 Judge, Jaunpur with the request to obtain  
 comment/Views of the District Judge  
 exhibited in the aforesaid matter and  
 so received from District Judge, Jaunpur if any  
 this comments after making his comments  
 sent to this Court at an early date for  
 necessary action  
 may be forwarded to this court after  
 making his comment.

Registrar (B)

May kindly peruse the above  
 official note and approve the official  
 proposal as proposed at 'A'?

By  
 21/5/10  
 AR

DKS Nivkava  
 21-05-2010  
 D. K. Nivkava  
 21-5-2010

A'  
 Approved,  
 he  
 28.5.2010  
 Reg (B)

Sd/Anur A1

31/5/2010  
 J. R. (M)

Perkay  
 31-5-10