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Excerpt from the minutes of the Hon'ble Administrative Committee Meeting held on 17.05.2017.

AGENDA

RESOLUTION

8	<p>Re: To frame the rules/guidelines for permission to be accorded to the officers and employees of High Court and Judicial Officers and staff of Subordinate Courts for visiting abroad.</p> <p>Consideration of the Minutes/ Report dated 8.5.2017 of the Committee headed by Hon'ble Mr. Justice V. K. Shukla along with note dated 9.5.2017 of Registrar(J)(Budget) in the matter.</p>	<p>Considered the Minutes/ Report dated 8.5.2017 of the Committee headed by Hon'ble Mr. Justice V. K. Shukla along with note dated 9.5.2017 of Registrar(J)(Budget) in the matter.</p> <p>Resolved that the rules/guidelines (as contained in separate sheets flagged as 'X') for permission to be accorded to the officers and employees of the High Court and judicial officers and staff, are approved unanimously with modification</p>
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in the minutes/report dated 8.5.2017 of the Committee, as suggested in the meeting.

Further Resolved that these rules/guidelines be circulated amongst all concerned and be also placed on the website of Allahabad High Court.

Registry to take follow up action.

(Hon'ble Mr. Justice V.K. Shukla abstained during the deliberations).

Registrar (J) (Budget)

Joint Registrar (J) (Cf)
19/5/17

Reg (Estab) /
JR (Cf) /

DR (M)
Take follow up action at your end.
Reg (M)

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Flag-X

THE RULES/GUIDELINES FOR PERMISSION TO BE ACCORDED TO THE OFFICERS AND EMPLOYEES OF THE HIGH COURT AND TO THE JUDICIAL OFFICERS AND STAFF OF THE SUBORDINATE COURTS FOR VISITING ABROAD.

The matters relating to grant of permission to the Judicial Officers of the State of U. P., Officers and employees of the High Court and Staff of the Subordinate Courts is mainly dealt with here as per the provisions of G.O. no. 1/3/98/-ka Prasko./1999 dated 14.06.1999 and after going through the present practice and the practice adopted in other prominent High Courts, following guidelines are hereby advised to consider such cases:

For Judicial Officers of the State

1. Abroad tour by any officer shall not be availed of during working days of the Court or during the period of suspension/departmental proceedings, except in case of medical treatment of himself/herself, spouse or dependent, or in special circumstances, and tours which are sponsored and/or approved by the State/Central Government during certain fixed span of time and does not fall during vacations. In these eventualities the Judicial Officers shall seek permission before applying for VISA.
2. For other reasons and for pleasure trips, the officers will be permitted to go abroad only during vacations/official holidays, for which, even before applying for VISA, prior permission should be applied at least two months prior to the proposed visit.
3. For the purpose of grant of such permission, Hon'ble The Chief justice will be the competent authority for the Judicial Officers, posted in the High Court, Allahabad, its bench at Lucknow and those who are on deputation outside the State, and Hon'ble the Administrative Judge of the district concerned, for the Judicial Officers posted in Judgeship or in the district on any deputation post, subject to approval by Hon'ble the Chief Justice or any other member of the Administrative Committee authorised by the Hon'ble Chief Justice.
4. The purpose of visit, duration of stay abroad, source of expenditure should also be furnished before undertaking such trip along with other related declarations under the relevant G.O./Rules such as:

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(a) That by his/her abroad visit, no dilemma is likely to create before the Government of India or before the Government of U.P.

(b) That such type of request for abroad visit was not refused to him/her earlier.

(c) That he/she has not visited any foreign country earlier and, if earlier abroad visit was undertaken, intimate details of the same.

5. The application of Judicial Officers for grant of permission to undertake abroad visit and for sanction of leave for visiting abroad shall be furnished separately and be forwarded to the Registrar General.

6. In respect of persons proceeding for abroad visit, under no circumstances, their overstay abroad, without leave or extended leave will be condoned or resignation while abroad will be accepted and, if he/she does so that may entail disciplinary proceedings against him/her.

7. If abroad visit is sponsored, all details, including his/her relationship with the sponsor and the amount to be spent must be disclosed well in advance.

For Officers and Officials of the High Court

1. Abroad tour by any officer shall not be availed of during working days of the Court or during the period of suspension/departmental proceedings, except in case of medical treatment of himself/herself, spouse or dependent, or in special circumstances, and tours which are sponsored and/or approved by the State/Central Government during certain fixed span of time and does not fall during vacations. In these eventualities the officer shall seek permission before applying for VISA.

2. For other reasons and for pleasure trips, the officers will be permitted to go abroad only during vacations/official holidays, for which, even before applying for VISA, prior permission should be applied at least two months prior to the proposed visit.

3. For the purpose of grant of such permission, Registrar General will be the competent authority for the Officers/Official, posted in the High Court, Allahabad and its bench at Lucknow.

4. The purpose of visit, duration of stay abroad, source of expenditure should also be furnished before undertaking such trip along with other related declarations under the relevant G.O./Rules such as:

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- (a) That by his/her abroad visit, no dilemma is likely to create before the Government of India or before the Government of U.P.
 - (b) That such type of request for abroad visit was not refused to him/her earlier.
 - (c) That he/she has not visited any foreign country earlier and, if earlier abroad visit was undertaken, intimate details of the same.
5. The application of Officer/Official for grant of permission to undertake abroad visit and for sanction of leave for visiting abroad shall be furnished separately and be forwarded to the Registrar General.
 6. In respect of persons proceeding for abroad visit, under no circumstances, their overstay abroad, without leave or extended leave will be condoned or resignation while abroad will be accepted and, if he/she does so that may entail disciplinary proceedings against him/her.
 7. If abroad visit is sponsored, all details, including his/her relationship with the sponsor and amount to be spent, must be disclosed.

At the time of considering such matters, it must be viewed that no vigilance/departmental enquiry or disciplinary proceeding is pending against the Judicial Officer/Officer/Official of the High Court.

For the purpose of grant of such permission to the staff of the subordinate court, it has been stated that since the service records of the staff of the Subordinate Courts are being kept and maintained by the office of the District Judge concerned, keeping in view of the provisions of the G.O. no. 1/3/98-ka- Prasko/ 1999 dated 14.06.1999, the District Judge concerned is would be the competent authority who shall consider such cases also on these lines.

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