

128  
58  
J.R. (M)

168  
6-8-10  
Ref: 96  
May kindly see the letters, placed below at flag 'A', A-1' & 'A-2', received from Sri Shakti Singh, Civil Judge (Junior Division), Hardoi, regarding grant of permission to purchase a Revolver from Indian Ordinance Factory, Kanpur.

In his letter at flag 'A', Sri Singh has stated that he has submitted application for issuance of License for firearm and is pending there. As per Court's Circular letter 11/ IV h-16/ Admin(A)/ dated 12.04.2010 and 25/ Admin (A) dated 13.07.1998, he has to take prior permission to purchase Firearm. He has, therefore, requested the Court to grant him permission to purchase a Revolver, giving the required details in his letter at flag 'A-1' & 'A-2'.

The information regarding transaction of the Revolver, 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	16.06.2006
2	Present Gross Salary Take home Salary	Rs. 9000-14550 (This is pay scale. The officer has not shown his gross salary & take home salary, as required in this column.)
3	Details of purchases (Moveable property exceeding to value of Rs. 10,000/- and immovable property) made by the officer earlier	1. Maruti Wagon R car for Rs. 3,57,999/- in the year 2006. Note:- Information seen by Hon'ble Judge (Order at flag 'X')
4	Details of Advance or Loan taken from the High Court.	Nil
5	Details of loan taken from Bank etc.	Rs.2,65,000/- taken as car loan in the year 2006, repayment is in 60 EMIs of Rs. 5,550/-.
6	Details regarding purchase of second hand car.	N.A.
7	(g) Details of the property proposed to be purchased	Revolver
	(b) Cost price	Rs. 84,082/-
8	Name and address of the seller(s).	Indian Ordinance Factory, Kanpur
9	Status of the Seller /Dealer	Regular & reputed one
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	1. Nearly Rs. 75,899/- shall be paid by surrendering L.I.C. Money Plus Policy no. 215915808 (Copy of Policy is at flag 'B') 2. Rest shall be paid from his salary. Salary will also expected to enhance from July 2010.

...contd...2..

Ref-96

It is submitted that as per Rule- 24 (2) of U.P. Government Servant's conduct (Amendment) Rule. -

"A Government servant who enters into any transaction concerning any movable property exceeding in value, the amount of his basic pay for one month, whether by way of purchase, sale or otherwise, shall forthwith report such transaction to the appropriate authority:

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 Imtiyaz. Murtaza, Sri Shakti Singh, Civil Judge (Junior Division), Hardoi be granted permission to purchase a Revolver from Indian Ordnance Factory, Kanpur, as requested, subject to the condition that the relevant papers of the transaction may be furnished by him immediately on completion of the transaction?

Ok. Jaiswal  
30-07-10  
Humar  
30-7-10  
Bny  
31/7/10  
PR

REGISTRAR (B)  
May like to lay the file before  
His Lordship as proposed at 'A' above?  
G. Bahad  
31/7/2010  
J. R. (M)

Hon'ble Mr. Justice Imtiyaz Murtaza,  
Submitted for kind perusal and orders.

Ue  
6.8.2010  
Registrar (Budget)

The only reason assigned in his letter by the officer for having a revolver is for self defence/protection. The term "self-defence/protection" is a vague term and should be propped up by explicit details.

In the light of the A.C resolution and regard being had to the consideration which weighed up with the court in passing the resolution, specific query should made from the officer whether he or any of his family members is in possession of any fire arm and whether the need to possess further weapon is fueled by any threat perception.

The file be put up after the reply to query aforesaid is received.

(Justice Imtiyaz Murtaza)  
9.8.2010

JR(M)  
Ue

Regn (B)  
9.8.10  
A.Kor  
9-8-10  
S-o. Adms AY  
9/8/2010  
JR(M)