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192
D.R.(M)

Request - 96

202
6-7-12

May kindly see the letter/ application at flag 'A', received from Sri Nitendra Kumar, Civil Judge (Junior Division), Kairana, Distt. Muzaffarnagar for grant of permission to sell his immovable property i.e. 1200 sq. ft. of agricultural land, situated at village Kolgadhैया, Tehsil Karvi, Distt. Chitrakoot.

In his application, Sri Nitendra Kumar has stated that he is the owner of 1200 sq. ft. of agricultural land, situated at village Kolgadhैया, Tehsil Karvi, Distt. Chitrakoot. The aforesaid land had been purchased on 29.07.1991 from Sri Bachcha S/o Bhoduwa, R/o Kaalupurpahi, Post and Tehsil Karvi, the then Distt. Banda for Rs. 25,000/- in his name i.e. Nitendra Kumar Singh when he was a minor child of 13 yrs. His father and guardian Sri Shivmohan Singh, S/o Sri Hanumandas Singh, R/o and P.O. Khandeha, Tehsil Mau, Distt. Banda had purchased the property in his favour. Now, he is the sole owner of the aforesaid property. He is at presently posted at the ^{outlying} outside Court Kairana of Distt. Muzaffarnagar as Civil Judge (Junior Division) and for this reason, he is quite incapable of maintaining the security of this agricultural land. His father is also quite old and he too is incapable of maintaining security of the land. In view of the above circumstances, he wants to sell his aforesaid property for which he has made a verbal deal with Sri Rajkumar Tripathi and Sri Badri Vishal Tripathi, both sons of Late Sri Kunwarprasad Tripathi, R/o Teermau, Tehsil Mau, Distt. Chitrakoot for Rs. 5,35,710/-. The purchasers are not related to him and he never decided any case related in any way to them nor any case either Civil or Criminal is pending in his court. He has also submitted that the said immovable property had been purchased before joining his judicial service by his father Sri Shivmohan Singh in his name, when he was a minor child (copy of the sale deed is at flag 'B') and, mention of the property was given in his property statement, submitted to the Hon'ble Court. He has, therefore, requested that he may be granted permission to sell the property as mentioned above.

In this connection, it is submitted that as per the records, it is seen that the land in question was acquired by the officer prior to joining the judicial service and he has mentioned the same in his property statements. It is further 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 any such transaction conducted otherwise than through a regular & reputed dealer shall require the previous sanction of the appropriate authority."

A May, therefore, if approved, the file be laid before Hon'ble Mr. Justice Sanjay Misra for His Lordship's kind perusal and if His Lordship's approves, permission be accorded to Sri Nitendra Kumar, Civil Judge (Junior Division), Kairana, Distt.

..contd..2,..

Request - 96

2

A

Muzaffarnagar to sell his 1200 sq. ft. of agricultural land, situated at village Kolgadhaya, Tehsil Karvi, Distt. Chitrakoot to Sri Rajkumar Tripathi and Sri Badri Vishal Tripathi, both sons of Late Sri Kunwarprasad Tripathi, R/o Teermau, Tehsil Mau, Distt. Chitrakoot for Rs. 5,35,710/-, as requested, subject to the conditions that he should submit the relevant papers of the transaction after its completion?

Dr. Jaiswal
25.05.12

Dr. Jaiswal
28.05.12

Dr. Jaiswal
26.5.12
AR

Registrar (Budget)

Submitted for kind perusal and onward submission before Hon'ble Mr. Justice Sanjay Misra for His Lordship's kind perusal and orders as proposed at 'A' above and page ante also.

Dr. Jaiswal
28.5.12
D.R. (Misc.)

Hon'ble Mr. Justice Sanjay Misra

It appears to be a full case & accordingly Submitted for kind perusal and order.

Dr. Jaiswal
06.5.12
Registrar (Budget)

As proposed at 'A' above
CM
11/7/12

DRM

Ang

Regn (B)
12/7/12

SO Adm (A)

12.7.12
DRM

A.R.D.
16.7.12
AR