

Revised: 100

184
12-5-08

J. R. (M)

May kindly see the letters, placed below at flag 'A' & 'A-1', received from Smt. Snehlata Singh, Additional Civil Judge (Jr. Div.), Meerut, by which she has informed the Court about getting a Maruti Wagon R car as gift from her husband.

In his letter at flag 'A', Smt. Snehlata Singh has stated that Maruti Wagon R car bearing registration no. UP-12-F-1226 was purchased by her husband Dr. V.P. Singh on 27.03.2001 on bank loan, which was also repaid till 2006. Now, the vehicle has been transferred in her name. On receipt of the letter of the officer, she was asked vide Court's letter dated 22.02.2008, to clarify as to why she has got transferred the car in her name from her husband's name without obtaining prior permission of the Court and violated the provisions of Rule 24(2) of U.P. Government Servant's Conduct (Amendment) Rules 1998. Now, in reply of Court's letter dated 22.02.2008, the officer vide her letter dated 05.04.2008(flagged 'A-1') has submitted, that she is using the said car in performing her duty, as she has no other car. As there were some practical difficulties in using the car, which was in the name of her husband, her husband has gifted the car to her. She has further stated that as such the car is not purchased, but gets gifted. However, if there is any violation of Rule 24(2) of U.P. Government Servant's Conduct (Amendment) Rules 1998, she prays that the same may kindly be condoned. She has also submitted a copy of the 'Registration Certificate' of the car (flagged 'Z') and a declaration (flagged 'X') in support of her submission.

In this connection, it is submitted that the relevant rule relating to gift [Rule 11 of the U.P. Government Servant's Conduct (Amendment) Rules, 1998] runs as under: -

- 11. Gifts :- A government servant shall not without previous approval of Government :-
 - (a) Accept directly or indirectly on his own behalf or on behalf of any other persons, or
 - (b) Permit any member of his family who is dependent on him, to accept

Any gift, gratuity or reward from any person other than a close relative.

It is further submitted that as the car has been gifted to the officer by her husband out of natural love and affection and is a close relative of the officer being her husband, there seems to be nothing objectionable as per rule referred to above.

May, therefore, if approved, the file be laid before Hon'ble Mr. Justice M.I. Murtaza for His Lordship's kind perusal and information under Rule 11 of the U.P. Government Servant's Conduct (Amendment) Rules, 1998?

'A'

Dr. Jaiswal
9-5-08

Dr. Jaiswal
9-5-08

Registrar (B)

Submitted for kind perusal and onwards transmission as proposed as 'A' above.

J.R.(M)
12.05.08

Hon'ble Mr. Justice M.I. Murtaza

Submitted for kind perusal and order.

Successkandhi
12/05/08

S.O. Admin. A4

J.R.(M)

J.R.(M)

A. K. W.
12-5-08

13-5-08

JR(M)
En

Reg (B)
13-5-08

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