

30/11/12
792
Request 9/b
287
14.8.12
D.R.(M)

May kindly see the applications/ letters at flag 'Z' & 'Z-1', received from Sri Rajat Verma, Addl. Civil Judge (Senior Division), Etah for grant of permission to sell his immovable property i.e. 142 sq. meters of land, situated at Chandausi Distt. Bhimnagar.

In his application, Sri Verma has stated that prior to joining the judicial service, he had purchased 142 sq. meters of land, situate at Chandausi, Distt. Bhimnagar on 05.02.2005 in his name along with the name of his wife Smt. Manisha Verma, information of which was also submitted by him earlier. Through his letter dated 19.03.2012, ^(Flagged 'A') he had applied for grant of permission to sell the land to one Smt. Savitri Devi, W/o Sri Laxmi Narain, Mohall Vikas Nagar, Chandausi, Distt. Bhim Nagar for Rs. 3,75,000/-. But now, Smt. Savitri Devi is not willing to purchase the aforesaid land, and in her place, one Sri Rakesh Kumar Agarwal, S/o Sri Krishna Kumar Agarwal, Mohalla Vikas Nagar, Chandausi Distt. Bhim Nagar is now willing to purchase the same land for Rs. 3,75,000/-. Sri Rakesh Kumar Agarwal is not related to him in any way and no case of him is pending in or decided in his Court. He has, therefore, now requested for grant of permission to sell the land to Sri Rakesh Kumar Agarwal.

In this connection, it is submitted that as stated, the plot in question was acquired by the officer prior to joining the judicial service, as relevant record also shows. It is also submitted that vide Court's order dated 05.05.2012 (flag 'Y'), the officer has already been granted permission to sell the land to Smt. Savitri Devi, W/o Sri Laxmi Narain, Mohall Vikas Nagar, Chandausi, Distt. Bhim Nagar for Rs. 3,75,000/-, but now, the officer has stated that Sri Savitri Devi is not willing to purchase the same and, he now want to sell it to another purchaser Sri Rakesh Kumar Agarwal, S/o Sri Krishna Kumar Agarwal, Mohalla Vikas Nagar, Chandausi Distt. Bhim Nagar for the same amount of Rs. 3,75,000/-. Now, it is on the discretion of the Court. 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."

May, therefore, if approved by the Hon'ble Mr. Justice Sanjay Misra,

1. fresh permission be accorded to Sri Rajat Verma, Addl. Civil Judge (Senior Division), Etah to sell his immovable property i.e. 142 sq. meters of land, situated at Chandausi Distt. Bhimnagar, to Sri Rakesh Kumar Agarwal, S/o Sri

..contd..2,..

Krishna Kumar Agarwal, Mohalla Vikas Nagar, Chandausi Distt. Bhim Nagar for a sum of Rs. 3,75,000/-, as requested, subject to the conditions that he should submit the relevant papers of the transaction after its completion?

Or

2. to pass any other order, which His Lordship deem fit & proper.

Registrar (Budget)

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

Ok. Tawaf
08.08.12

AKS...
09.8.12

Sumar
9.8.12
AR

13.8.12
DR(M)

As proposed at 'A' above
M.
07/09/12.

Hon'ble Mr. Justice Sanjay Misra

Submitted for kind perusal and orders.

Registrar (Budget) 11.8.12

DR(M)

OR

Rep CB
10.9.12

So (Adm AU)

10.9.12

DR(M)
10.9.12

AKS...
11.9.12
AR