

1368
3
Deputy Registrar (M):

Ref: 118

302/RUB
19/12/16

May kindly see the office notes dated 8.7.14(flag 'X'), 15.11.14(flag 'P') and dated 30.5.2016 (flag 'O') in the matter of submission of property statements for the financial years 2008-09, 2009-10, 2010-11 and 2011-12 Sri Rajeev Bharti, Additional District and sessions Judge, Deoria which was submitted before Hon'ble Mr. Justice S.P.Kesarwani, Administrative Judge, Deoria on which his Lordship's has been pleased to order as under:-

"Both the notes put up before me are unsatisfactory and do not depict true state of affairs. No details of gift has been submitted by the officer concerned. Annual property statement of F.Y. 20-12-13, 2013-14, 2014-15 and 2015-16 are also lacking. Put with fresh report within three weeks."

In compliance of above Court's order, office has sent Court's letter dated 1.10.2016(flag 'C-1').

In reply of the aforesaid Court's letter, officer vide his letter dated 14.10.16(flag 'X-2') has submitted ~~has submitted~~ affidavit and name of relatives in support of taking gifts taken by his wife and also requested to grant him additional time of 20 days so that he may be in a position to prepare property statements for the aforesaid financial years, the same informations has been put up before His Lordship vide office note dated 19.10.16(flag 'R') and His Lordship has been pleased to grant him 20 days additional time to prepare aforesaid property statements, which was communicated to the officer vide Court's letter dated 26.10.2016(through Fax letter).

Now officer has submitted the reply of Court's letter dated 1.10.2016(flag 'C-1') and letter dated 26.10.2016('C-2') through his letter dated 3.11.2016(flag 'A-2') and dated 28.11.2016(flag 'A-3') alongwith property statements for the financial years 2012-13, ~~2~~ 13-14, 2014-15 and 2015-16 and other supporting papers. In support of gift money taken by his wife, the officer has already submitted affidavit to the effect from his father-in-law and brother-in-law (flagged 'Y-1' and 'Y-2').

In this connection, it is submitted that to show actual and full details relating to his property statements for the financial years 2008-09 till 2015-16, again fresh calculation have been made, which are given below with details of income, deductions, saving, investment and expenditure made by him:-

In the financial year 2008-09(from 15.12.2008 to 31.3.2009), Bhartiya's Income from Salary and other sources is Rs.1,51,094/-(income from Salary Rs.96,094/- and Rs.55,000/- from Advocacy) from this amount , Rs.10,484/- (approx) towards car loan. The balance of his Saving Bank Account(s) has been enhanced for Rs.87,234 from the balance of at the time of entering into Judicial Service. As such, total deductions/repayment/Savings/investments is Rs.97,718/-. Thus a sum of Rs. 53,376/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2008-09 (from 15.12.2008 to 31.3.2009).

In the financial year 2009-10, Bhartiya's Income from Salary is Rs.5,11,492/- (as per ITR) from this amount , Rs.60,000/- (approx) towards loan interest,

2/-

REF-118

Rs.58,853/- against Insurance, Rs.24,000/- against R.D., Rs.10,000/- against UTI, Rs.41,400/- against PPF and Rs.37,387/- against Income Tax. As such, total deductions/repayment/Savings/investments is Rs.2,79,852/-. The balance of his Saving Bank Account(s) has been decreased for Rs.2533/- (approx) from the balance of previous year. Thus a sum of Rs.2,34,173/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2009-10.

In the financial year 2010-11, Bhartiya's Income from Salary is Rs.10,68,237/- (as per ITR) from this amount, Rs.80,000/- (approx) towards loan interest Rs.58,853/- against Insurance, Rs.24,000/- against R.D., Rs.28,000/- against Bonds/funds, Rs.1,47,679 (approx.), against PPF, Rs.23,365/- against CPF, Rs.75,000/- against NSC, Rs.37,350/- against PLI and Rs.1,42,626/- against Income Tax. The balance of his Saving Bank Account(s) has been enhanced for Rs.1,60,042/- (approx) from the balance of previous year. As such, total deductions/repayment/Savings/investments is Rs.7,76,915/-. Thus a sum of Rs.2,91,322/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2010-11.

In the financial year 2011-12, Bhartiya's Income from Salary and other Sources is Rs.12,11,004/- (as per ITR) from this amount, Rs.1,42,392/- (approx) towards loan interest, Rs.58,853/- against Insurance, Rs.24,000/- against R.D., Rs.1,40,000/- against funds, Rs.3,00,000/- (approx.), against PPF, Rs.23,365/- against CPF, Rs.92,456/- against PLI and Rs.1,84,679/- against Income Tax and Rs.50,000/- against SBI Gold. As such, total deductions/repayment/Savings/investments is Rs.9,65,745/-. The balance of his Saving Bank Account(s) has been decreased for Rs.1,12,025/- (approx) from the balance of previous year. Thus a sum of Rs.3,57,284/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2011-12.

In the financial year 2012-13, Bhartiya's Income from Salary and other Sources is Rs.23,98,307/- (Rs.11,47,858/- from salary {as per ITR} Rs.27,330/- from closing of a S.B.A/c, Rs.42,102/- from other sources, Rs.1,02,617/- from two matured LIC & Rs.10,77,400 from selling of a commercial shop by his wife with permission of Hon'ble High Court) from this amount, Rs.18,636/- against NPS, Rs.1,60,451/- against Income Tax, Rs.4800/- against GIS, Rs.48,853/- against Insurances, Rs.2,00,000/-, against PPF, Rs.1,13,040/- against PLI. The balance of his Saving Bank Account(s) has been enhanced for Rs.9,29,433/- (approx) from the balance of previous year. As such, total deductions/repayment/Savings/investments is Rs.14,75,213/-. Thus a sum of Rs.9,23,094/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2012-13.

In the financial year 2013-14, Bhartiya's Gross total Income is Rs.13,84,519/- (as per ITR) (Rs.12,91,175/- from Salary {as per ITR}, Rs.72,206/- from other sources and Rs.21,138/- from closing of a Saving Bank A/c) from this amount, Rs.2,36,118/- against NPS, Rs.4800/- against GIS, Rs.2,13,199/- against Income Tax, Rs.38,853/- against Insurances, Rs.4,00,000/-, against PPF, Rs.1,13,472/- against PLI. As such, total deductions /repayment/Savings/investments is Rs.10,06,442/-. The balance of his

Saving Bank Account(s) has been decreased for Rs.6,23,551/-(approx) from the balance of previous year. Thus a sum of Rs.10,01,628/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2013-14.

In the financial year 2014-15, Bhartiya's Income from Salary and other Sources is Rs.19,36,635/-(as per ITR) from this amount, Rs.1,87,936/- against NPS, Rs.4800/- against GIS, Rs.3,63,020/- against Income Tax, Rs.38,886/- against Insurances, Rs.4,000/- against PPF, Rs.1,13,472/- against PLI. As such, total deductions/repayment/Savings/investments is Rs.7,12,114/-. The balance of his Saving Bank Account(s) has been decreased for Rs.3,23,265/-(approx) from the balance of previous year. Thus a sum of Rs.15,47,786/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2014-15.

In the financial year 2015-16, Bhartiya's Income from Salary and other Sources is Rs.16,72,308/- from this amount, Rs.1,64,992/- against NPS, Rs.4800/- against GIS, Rs.2,76,600/- against Income Tax, Rs.2,58,288/- against Insurances, Rs.40,000/- against PPF, Rs.1,15,440/- against PLI and Rs.28,365/- towards loan. The balance of his Saving Bank Account(s) has been enhanced for Rs.1,11,620/-(approx) from the balance of previous year. As such, total deductions/repayment/Savings/investments is Rs.10,00,105/-. Thus a sum of Rs.6,72,203/- was therefore available with him to meet out the household expenditure of his family consisting four members in the financial year 2014-15.

It is to mentioned here that the annual income of wife of the officer Smt. Renu Bharti from rent of her plots and Stridhan gifts from her parents brothers & relatives are Rs.1,50,000/-(in the financial year 2008-09 and 2009-10), Rs.1,58,500/- and Rs.1,58,000/- (in the financial year 2010-11 and 2011-12), Rs.1,36,000/-(in the financial year 2012-13), Rs.49,500/-(in the financial year 2013-14), Rs.43,000/- (in the financial year 2014-15) and Rs.46,000/- (in the financial year 2015-16), for which the officer has submitted 'Affidavit' as mentioned above.

The aforesaid movable and immovable property statement for the financial years 2008-09 and 2009-10 has been submitted by the officer vide his letters dated 7.3.13(flagged 'B') which was due to be submitted in third financial years 2010-11 i.e. on or before 31.3.11 and financial year 2011-12 has been submitted vide his letter dated 23.5.13(flagged 'A') which was due to be submitted on or before 31.3.13 alongwith property statement for the financial year 2010-11 which has already been submitted by officer vide his letter dated 7.3.13 (flagged 'B'), property statements for the financial years 2012-13, 2013-14, 2014-15 and 2015-16 has been submitted by the officer vide his letter dated 3.11.16(flag 'A-3') which was due to be submitted in the financial years 2014-15 and 2015-16 respectively. As such there appears delay in submitting the property statement for the financial year 2008-09, 2009-10, 2011-12, 2012-13 and 2013-14. from the part of the officer.

Ref: 118

In this connection it is submitted that Sri Bharti has already submitted his property statement at the time of entering into judicial service which has already been seen by Hon'ble Mr. Justice Shri Narayan Shukla, Administrative Judge, Kheri judgeship on 6.7.10 which is at flag 'Z'. The said statement is at flag 'M'.

May, if approved, the statements of movable and immovable property for the financial years 2008-09, 2009-10, 2010-11, 2011-12, 2012-13, 2013-14, 2014-15 and 2015-16 alongwith letters dated 14.10.2016(flag 'X-2'), 3.11.2016(flag 'A-2') and 28.11.2016(flag 'A-3') of Sri Rajeev Bharti, Additional District and sessions Judge, Deoria relating to clarification on certain points, be laid before Hon'ble Mr. Justice S.P.Kesarwani, Administrative Judge, Deoria Judgeship for His Lordship's kind perusal and orders ?

Md. Arshad
14.12.16

Registrar (B) (J)
May like to place the file before Hon'ble Mr. Justice S. P. Kesarwani, Administrative Judge, Deoria for His Lordship's kind perusal & orders?

10
15/12/16
SAC

Hon'ble Mr. Justice S. P. Kesarwani
Administrative Judge, Deoria

Submitted for kind perusal and orders.

Registrar (B) (J)
15/12/16

This file received back without any change of then Hon. A.J. Due to change of Hon. A.J.

Sd/- Admin A-1

Registrar (B) (J)
15/12/16

Rd/-
15/12/16
DRM

Mr. Arshad
15/12/16
01.05.17