

From,

Ravi Nath, H.J.S.,
District & Sessions Judge,
Deoria.

To,

The Registrar General,
Hon'ble High Court of Judicature at
Allahabad.

No. 1536 /XV/Dated/Deoria/December 10, 2021

Subject: Regarding submission of statement of movable and immovable properties by the judicial officer.

Sir,

Please refer to your letter no. 1432/5/IV-h-16/Admin.A-IV dated 03.12.2021 regarding the above mentioned subject in which it has been directed that the above mentioned statements, if due, be strictly sent within a week failing which taking of strict action may be considered by the Hon'ble Court. It was further directed that the statements be submitted in the proper proforma specifying the reasons of delay, if any, for taking necessary action in the matter.

The statements of movable and immovable properties are submitted along with this letter in the proforma as prescribed.

The reasons of delay are stated herein below, in detail. It is, therefore, prayed that the delay, if any, may be condoned and the statements annexed herewith may be taken on record for which act of grace, the applicant will remain in duty bound.

Immovable properties:-

The applicant entered into judicial services on 16.12.2008 as a direct recruit from the Bar in U.P. Higher Judicial Services. At that time, he was a practicing lawyer in the Hon'ble High Court, Lucknow Bench, Lucknow and his wife was working as Principal in Ringing Bells School, Kanpur Road, Lucknow, both were having handsome income from their professions. The applicant had purchased a House No. 9-B/67, Vrindavan Colony, Lucknow in the year 2002 in his name after taking Housing Loan from Bank of India, Sadar Branch, Lucknow. He had entered into an agreement to sale for House No. D-1-32, Shushant Golf City, Lucknow in the year 2007, jointly with his wife, but the same was not completed and handed over to them, as the builder, "Ansal Properties and Infrastructure Ltd.", committed enormous delay in completing the said house, as such, the possession and the sale-deed could not be done in time and the matter remained delayed and pending years together. The applicant and his wife in the year 2011, jointly applied for sale of applicant's house No. 9-B/67, Vrindavan Colony, Lucknow and purchase of a Flat No. 1102, Rohtas Presidential Tower, Gomti Nagar, Lucknow. The permission of the Hon'ble Court was granted and the said sale was done and the said Flat was booked for purchase by an agreement to sale by the


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applicant along with his wife from the builder- "Rohtas Projects Ltd."; Lucknow, but the said builder committed delays in completing the flat and committed serious fraud and has gone underground since many years now. As such, the flat could not be completed in time and the sale-deed could not be registered, although, the applicant took loan for the purchase of the said flat from H.D.F.C., Lucknow which he is re-paying till date, every month. The wife of the applicant bought a Flat No. Tower-IV-305, Omega Green Park, Faizabad Road, Lucknow after taking loan from Canara Bank, Mahanagar Branch, Lucknow in the year 2013 and sale-deed executed in her sole name in the year 2019, which is being paid every month till date.

The above mentioned special conditions of the delays in completing the flats/houses by the builders led to uncertainty as to when the same shall be completed by the builders and handed over to the applicant and his wife, and sale-deeds would be registered in their names. Ultimately, in the year 2018-19, the said flats/houses could be completed and registered sale-deed could be executed in favour of the applicant and his wife, after much delay and enormous hardships. As such, the applicant sent a letter dated 08.08.2019 to the Hon'ble Court through the District Judge, Maharajganj, where the applicant was posted at the time, giving the details of his properties which was acknowledged by the Hon'ble Court vide letter No. 1614/IV-3518/Admin.(A) dated 29.01.2020. Thereafter, the letter under reply has been received by the applicant now, which is being replied and complied by this letter.

Movable properties:-

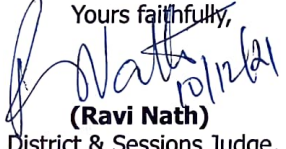
The applicant in early part of the year 2008 bought a Honda City car in his name and in 2004, bought Bajaj Pulsar motorcycle in his name. Thereafter, as the applicant was facing severe leg pain in his left leg, he exchanged his old Honda City car having manual gear with a new Honda City car having automatic gear in the year 2015. As he was under confusion that as to whether an exchange of a same brand car is to be reported to the Hon'ble Court or not, as such, he could not submit the information till the date 08.08.2019 as mentioned herein above. This said new car was in the name of his wife. In the year 2015, the applicant bought Hyundai Creta car in his name after taking loan from State Bank of India, Sachivalaya Branch, Lucknow, which is being paid by him every month from 2015 till date. The applicant was under confusion that only after the full re-payment of the said loan, he would have to inform the Hon'ble Court about the said purchase. The applicant in the year 2018, bought Hyundai i-10 car in his name and due to the same condition, he could not inform the Hon'ble Court of the same till the date 08.08.2019 as mentioned herein above. The applicant bought Royal Enfield motorcycle in his name in the year 2018 and due to the same confusion, he could not be inform the Hon'ble Court of the said purchase till it was done by means of his letter dated 08.08.2019, as mentioned herein above.



It is stated that the elder son of the applicant is a B.Tech, software engineer employed with Microsoft, Hyderabad, drawing a handsome salary, since last about 05 years. He has bought Maruti Swift car in his name in the year 2016 after taking loan from Axis Bank, Hyderabad which he is paying every month. He had also bought a Honda Activa scooter in his name in the year 2017. The applicant was under confusion that the properties solely owned by his son would not be liable to be reported to the Hon'ble Court, as such, the delay occurred and finally on 08.08.2019, the applicant submitted statements of his movable and immovable properties, as mentioned herein above. The said letter was reported to be incomplete and not submitted On-line through e-services Portal of this Court as per the court's letter no. 558/XXXIII-CPC/e-court/Alld. dated 31.08.2019 of the Registrar General of the Court. Thereafter, the letter under reply was received by the applicant and in compliance thereof, the applicant is submitting his detailed statements of movable and immovable properties in the proforma with this letter explaining the reasons of delay within time provided by the letter under reply.

Please submit the same for the kind perusal of the Hon'ble Court, for which act of grace, the applicant will always duty bound.

Dated: 10.12.2021
Deoria.

Yours faithfully,

(Ravi Nath)
District & Sessions Judge,
Deoria.
ID-UP6531
DISTRICT JUDGE
DEORIA

Encl.:- 1) Statement of Immovable properties.
2) Statement of Movable properties.