

Registrar(J) (Budget)

May kindly see the online application of Sri Krishna Kumar-VI, Spl. Judge, Spl. Court No. 5 (Pre. Cor. Act), Lucknow regarding grant of permission to do/pursue LL.M. Course through distance learning from Kurukshetra University.

In his application, Sri Krishna has stated that he wants to pursue the course of Master of Laws (LL.M.) LL.M. Course through distance learning from Kurukshetra University for the academic session 2020-2021, wherein day to day classes are not mandatory and the course is to be conducted through correspondence. He has also stated that judicial work will not suffer in any way on account of pursuing the course, but the same will be helpful in proper dispensation of his work as judicial officer. He has further stated that he will not be required to avail study leave for pursuing this course and also assured/declared that he will not attend day to day classes. He has also enclosed prospectus of LL.M. Course and his declaration regarding non requirement of attendance for Course as attachments. He has, therefore, requested for grant of permission to do/ pursue LL.M. Course through distance learning from Kurukshetra University.

In this connection, it is stated that Sri Krishna has joined the U.P. Nyayik Sewa on 08.02.2007. There is circular letter dated 4.11.11, which provides that if any Judicial Officer during the course of his Service, requests to pursue higher studies, he has to apply for grant of 'Study Leave' as per rules which will be subject to the discretion of Hon'ble the Chief Justice. In the instant case, the officer has stated that he would not take study leave for the said LL.M. Course, his request appears to be considerable. However acceptance of his request is on the discretion of the Court. It is also submitted that a Judicial Officer can be accorded permission to attend academic classes and specialized higher studies in terms of G.O. No.24/1066-Appointment (B) dated 21.08.1967, subject to the following conditions:-

1. Government work should not suffer in any way.
2. The academic classes, if any are held outside office hours.
3. No preferential treatment will be given in the matter of leave postings and transfer.
4. The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.

May, therefore, if approved, the instant matter may be laid before Hon'ble the Chief Justice for His Lordship's kind perusal and if His Lordship approves:-

(a) Sri Krishna Kumar-VI, Spl. Judge, Spl. Court No. 5 (Pre. Cor. Act), Lucknow may be granted permission to do/ pursue the LL.M. Course through distance learning from Kurukshetra University, Kurukshetra, Haryana, starting from the academic session 2020-2021 with exemption of the requirement to take study leave for the same and without

entering into the fact whether the University is recognised by UGC or not as well as without reserving any future claim of the Officer regarding his qualification if the University is not recognised and also subject to the conditions mentioned above.

Or

(b) To pass any other order which His Lordship deems fit and proper.

Archana Awasthi

Review Officer

Mohd. Arshad

Assistant Registrar

22.09.2020

Hon'ble the Chief Justice

My Lord,

Submitted for His Lordship's
kind perusal & orders

Registrar(J)(Budget)

23.09.20