

Registrar (J) (Budget)

May kindly see the online application received from Smt. Rajeshwari Toliya, Additional Principal Judge, Family Court, Sitapur by which she has requested for grant of permission to purchase plot measuring 3150 sq. ft., khasra no. 1193, situated in village Mukhani, Pargana Bhavracha Khata, Tehsil Haldwani, Distt. Nainital (Uttarakhand).

In her application, Smt. Rajeshwari has stated that she is a permanent resident of Uttarakhand District & after her retirement, she wishes to settle down in her Home Distt. Her retirement is in November 2018. Thus, she intends to purchase the above mentioned property from Sri Lakshmi Chandra Kapoor S/o Sri Amirchand Kapoor R/o Bholanath Garden Haldwani, Tehsil Haldwani, Distt. Nainital (Uttarakhand). She has submitted pointwise details of the proposed transaction, as required under the provisions of this Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 and has therefore, requested for grant of permission to purchase the above mentioned plot.

The information regarding transaction of the plot, as required under Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 as furnished by the officer is given below: -

1	Date of joining service	15/01/04
2	Present Gross Salary Take home Salary	Rs. 1,70,422/- Rs. 1,25,022/-
3	Details of purchases (Moveable property exceeding to value of Rs. 10,000/-and immovable property) made by the officer earlier.	1. Maruti Alto LX car purchased for Rs. 2,73,701/- in 2004. 2. Mahindra Marazzo car purchased for Rs. 11,95,269/- in 2018. Note: Information regarding purchase of both the cars have been duly sent by the officer.

4	Details of Advance or Loan taken from the High Court.	Nil
5	Details of loan taken from Bank etc.	Car Loan taken earlier in 2018. A monthly EMI of Rs. 20,000/- is stated to be debited out of her S.B. A/c
6	Details regarding purchase of second hand car.	N.A.
7	Details of the property proposed to be purchased	Plot measuring 3150 sq. ft., khasra no. 1193, situated in village Mukhani, Pargana Bhavracha Khata, Tehsil Haldwani, Distt. Nainital (Uttarakhand) (copy of 'Agreement Deed' has been submitted by the officer as attachment).
	(b) Cost price	Rs. 33,82,000/-
8	Name and address of the seller(s).	Sri Lakshmi Chandra Kapoor S/o Sri Amirchand Kapoor R/o Bholanath Garden Haldwani, Tehsil Haldwani, Distt. Nainital (Uttarakhand)
9	Status of the Seller /Dealer	Private person
10	Whether the seller is related to the officer in any manner and whether any case against him is pending/decided by the officer.	No
11	Details of source of amount	<p>1. Rs. 11,000/- is stated to have been paid in cash as advance money.</p> <p>2. Rs. 25,36,000/- is proposed to be taken as home loan, repayable in 180 EMIs of Rs. 23,151/- (copy of 'Bank Offer' letter can be seen as attachment).</p> <p>3. Rest Rs. 10,09,400/- in total i.e. Rs.</p>

		<p>8,46,000/- for stamp charges & Rs. 1,63,400/- for other expenses will be paid out of her S.B. A/c no. 11569241982, S.B.I., Didihat (Uttarakhand) in which an amount of Rs. 13,31,762.80/- is stated to have been credited, source of which is maturity of her PPF A/c no. 11569314419 (copy of S.B. A/c along with P.P.F. A/c can be seen as attachment). Thus, in her S.B. A/c she has a balance of Rs. 11,23,911.71/-.</p> <p>Note: In her S.B. A/c no. 11106357417, S.B.I., Sitapur, she has a balance of Rs. 3,52,000/-.</p>
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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.”

Therefore, if approved, the file be laid before Hon'ble Mr. Justice Mohd. Faiz Alam Khan, Nominated Judge for disposal of the matters of Judicial Officers, of information/ permission of sale/ purchase of movable/ immovable property or gift etc., for His Lordship's kind perusal and if His Lordship approves, Smt. Rajeshwari Toliya, Additional Principal Judge, Family Court, Sitapur may be granted permission to purchase plot measuring 3150 sq. ft., khasra no. 1193, situated in village Mukhani, Pargana Bhavracha Khata, Tehsil Haldwani, Distt. Nainital (Uttarakhand) from Sri Lakshmi Chandra Kapoor S/o Sri Amirchand Kapoor R/o Bholanath Garden Haldwani, Tehsil Haldwani, Distt. Nainital (Uttarakhand) for Rs. 33,82,000/-, as requested, subject to the condition that the relevant papers of the

transaction alongwith copy of the sale deed be furnished by her immediately on completion of the transaction?

Munmun Narang

Review Officer

Mohd. Arshad

Asst. Registrar

22.09.2020

Hon'ble Mr. Justice Mohd. Faiz Alam Khan,

Nominated Judge

Submitted for kind perusal & orders

Registrar(J)(Budget)

23.09.20