

**Joint Registrar (J)(Budget)**

May kindly see the online application of Sri Divaker Dwivedi H.J.S., Legal Adviser, U.P., Excise Department, Prayagraj, presently posted as Joint Registrar (J) (SCMS), High Court, Allahabad regarding grant of permission for publication of a Book "AABKARI APRADH AUR NIYAM" in Hindi.

In his application, Sri Dwivedi has stated that he has written a Book named "AABKARI APRADH AUR NIYAM" in Hindi. 'Abkari Times' publishers are ready to publish his book. The letter of the publisher has been submitted by the officer as attachment according to which 25% of sale price per copy of book will be paid to the officer as Royalty. He has, therefore, requested to move the Hon'ble Court for grant of permission for publication of the Book titled "AABKARI APRADH AUR NIYAM" in Hindi.

In this connection, it is submitted that such permission to a Government servant may be accorded subject to the conditions laid down in G.O. No. O-3143/ II-B-1968, dated 11.12.1968, as reproduced below: -

(1) The book does not bear the imprimatur of Government

(2) The author's name appears on the first page of the book without his official designation. There may however, be no objection to the official designation to be given on the dust cover where the author is introduced to the public.

(3) The author gives a statement under his name on the first page of the book or at any other suitable place, that the author's views and comments in the book are entirely the responsibility of the author and Government are in no way concerned with the publication of the book.

(4) The author should also ensure that the; book does not contain any statement of fact or opinion which has any adverse criticism of any current or recent policy or action of the State Government or Central Government or Government of any other state or local authority.

5. Government servants can be permitted to accept royalty both in lump sum or on a continuing basis on the sale proceeds of the book written by them, proceeds of the book written by them, provided that if:-

(a) (i) the book is written solely with the aid of the knowledge acquired in the course of service; or.

(ii) the book is a mere compilation of Government rules, regulations or procedures; the author should be required, unless the Governor, by the special

order, otherwise directs, to credit to the general revenues one-third of the income if it is in excess of Rs.250.00 or if the income is a recurring one, it is in excess of Rs.250.00 per annum.

(b) (i) the book is written with the aid of knowledge acquired by the Government servant in the course of his service, but is not a mere compilation of Government rules, regulations or procedure, but reveals the author's scholarly study of the subject; or

(ii) the work neither has nor is likely to have any connection with the author's official position; no part of the income recurring or non-recurring derived by him from the sale proceeds or royalties of the book need be credited to the general revenues.

It is further submitted that as Sri Dwivedi has already submitted declaration that he will abide by the conditions of G.O. no. O-3134/II-B-1968 dated 11.12.1968 of rule 15 of U.P. govt. servant's conduct rules 1956, his case may be considered, but, acceptance of the request of the officer to get published the book is on discretion of the Court.

Under the facts and circumstances, if approved, the file be laid before Hon'ble Mr. Justice Pritinker Diwaker, Nominated Judge for the purpose, for His Lordship's kind perusal and if His Lordship approves, Sri Divaker Dwivedi Joint Registrar (J) (SCMS), High Court, Allahabad be granted permission for publication of his Book titled "AABKARI APRADH AUR NIYAM" by Aabkari Times, Mumfordganj, Prayagraj, as requested, subject to the conditions of G.O. No. O-3143/ II-B-1968, dated 11.12.1968?

Munmun Narang

R.O.

Mohd. Arshad

A.R. (Admin A-4)

25.11.2020

**Hon'ble Mr. Justice Pritinker Diwaker,**

**Nominated Judge**

Submitted for kind perusal & order

**Joint Registrar(J)(Budget)**

08.01.21