

**Ld. Joint Registrar(J)(Budget)**

May kindly see online request dated 07.12.2020 accompanied with application dated 04.12.20 and other essential documents(submitted as attachments) of Sri Mahtab Ahmad, Chairman, Commercial Tax Tribunal, Lucknow regarding sanction of final withdrawal of Rs.20,00,000/- to goodself out of the total amount standing to his credit in G.P.F Account No. LJU-19765, to meet out expenses relevant with construction of house at Plot No. C-43A, Khasra no. 62, Saidpur Jageer, Lucknow registered in his name.

Sri Mahtab Ahmad has attached copy of Estimate Certificate as evidence of purpose wherein as per detailed break-up the total cost of proposed construction is Rs.33,06,000/-, regarding which he has placed a request of final withdrawal of Rs.20,00,000/- from his GPF Account No. LJU-19765 through aforesaid application. He has also attached undertaking dated 04.12.2020 regarding justification of requested amount.

In this connection it is submitted that the aforesaid request of Sri Mahtab Ahmad may be considered under provision of Rule 16(1)(C)(a) of G.P.Fund(U.P) Rules, 1985, which is as follows :

Rule 16(1)(C) : After the completion of fifteen years of service(including period of suspension followed by reinstatement and other broken periods of service, if any) of a subscriber or within 10 years before the date of his retirement on superannuation, whichever be earlier, from the amount standing to his credit in his GPF Account for one or more of the following purposes, namely:

(a) Building or acquiring a suitable house or ready-built flat for his residence including the cost of the site.

(b) .....

(c) .....

Sri Mahtab Ahmad has also attached attested copy of last five Financial Years including current Financial Year GPF pass-book statements and certificate dated 04.12.2020, issued under signature of Senior Assistant(Accounts), Head-Office as the evidence of total amount available to his credit till November, 2020 in GPF Account No. LJU-19765. As per GPF pass-book statements for Financial Years 2019-20 & 2020-21, total amount available to his credit till date is Rs.65,12,102/-,

out of which final withdrawal of Rs.20,00,000/- can be sanctioned to him. He has also informed vide certificate/s dated 04.12.2020 that he has not taken any final withdrawal in his entire service period. He has further informed that he has taken a total of 5 temporary advances in his entire service period which have already been debited from his GPF A/c and recovery corresponding to same has also been completed. He had joined U.P. Judicial Services on 13.06.1990 and is due to retire on 30.06.2021. He has put in more than fifteen years of his age in this service and currently his Pay is Rs.74,910/-.

Final Withdrawal of Rs.20,00,000/- may be sanctioned to Sri Mahtab Ahmad, Chairman, Commercial Tax Tribunal, Lucknow from his GPF Account No. LJU-19765, to meet out the expenses relevant with construction of house, as a special case, in terms of sub-rule 16(1)(C)(a) read with 17(1) (a), which allows sanction of withdrawal upto 3/4<sup>th</sup> of the balance at the credit of officer in the Fund, of G.P.Fund(U.P) Rules, 1985, subject to the following conditions :

1. That the amount shall not be withdrawn unless it is actually required for the purpose and it shall not be utilized for any other purpose.
2. That a utilization certificate shall be furnished to the Court within the time allowed in rule.
3. That construction shall commence within six month of withdrawal of money and should be completed within a period of one year from the date of commencement of construction.
4. That the Drawing and Disbursing Officer/Senior Assistant(Accounts) shall ensure to mention the amount of Final Withdrawal in the withdrawal column of GPF pass-book of Sri Mahtab Ahmad, without delay.
5. That as per undertaking dated 04.12.2020, issued by Sri Mahtab Ahmad under his own signature, any excess payment made in his favour shall be returned by him immediately to the concerned authority/account.

In the view of above submitted facts and information, if approved by Learned Joint Registrar(Judicial)(Budget), instant request of Sri Mahtab Ahmad may kindly be placed before Hon'ble Mr. Justice Om Prakash-VII, for His Lordship's kind perusal and order to the effect that an amount of Rs.20,00,000/-(Twenty Lacs) only as final withdrawal may be sanctioned to Sri Mahtab Ahmad, Chairman, Commercial Tax Tribunal, Lucknow against his GPF Account No. LJU-19765, to meet out expenses relevant with construction of house, as a special case, in terms of sub rule 16(1)(C)(a) read with 17(1)

(a) of G.P.Fund(U.P) Rules, 1985, subject to the conditions mentioned above ?

His Lordship may further be requested to digitally sign attached draft sanction order ?

Pranti Dixit  
Review Officer

Arvind Kr. Srivastava  
Asst. Registrar  
(Admin-A1)

**Hon'ble Mr. Justice Om Prakash-VII**  
**Nominated Judge**

Submitted for kind perusal & order

Joint Registrar (J)(Budget)  
14.12.20