

Joint Registrar (J) (Budget)

May kindly see the online application received from Sri Pradeep Kumar-V, Spl. J. (SC/ST, Pev. of Atroci Act), Mainpuri regarding grant of permission to sell his flat #202, Savitry Appartment, V.I.P. Road, Zirakpur (Mohali), Punjab.

In his application, Sri Pradeep Kumar has stated that earlier the Hon'ble Court has been pleased to grant him permission to sell his flat #202, Savitry Appartment, V.I.P., Road, Zirakpur (Mohali) Punjab to Smt. Nisha W/o Sri Satish Kumar R/o House no. 196, Sector 14, Rohtak (Haryana) vide letter no. 11737/IV-4209/Admin (A-4) dated 26.08.2019 (Copy of the same can be seen as attachment). His respectful submission is that due to delay & changed circumstances, the concerned purchaser is not interested to buy the same. He is humbly praying that kindly grant him permission to sell the same to the new proposed purchaser Sri Sandeep Sharma S/o Sri Krishnan Lal & Monika Sharma W/o Sandeep Sharma, R/o House No. 277, E.S.I. Colony, Sector 30A, Chandigarh, Chandigarh. The sale price is Rs. 24,50,000/-. His respectful obedience & confirmation is that the proposed purchaser is not related to him in any way & no case of the proposed purchaser has ever been pending in his Court or decided by him. Therefore, kindly grant him permission to change the proposed purchaser.

Now, the officer has earlier applied for grant of permission to sell his above mentioned property & the Hon'ble Court was pleased to grant him permission for the same. It may be pertinent to mention here that subsequently Smt. Nisha W/o Sri Satish Kumar R/o House no. 196, Sector 14, Rohtak (Haryana) was not interested to buy the property. Since the said transaction was not complete, hence the information could not be sent before the Hon'ble Court. Now, the present situation is that one Sri Sandeep Sharma S/o Sri Krishnan Lal & Monika Sharma W/o Sandeep Sharma, R/o House No. 277, E.S.I. Colony, Sector 30A, Chandigarh, Chandigarh wants to purchase the said flat. Sri Pradeep Kumar-V has finally stated that

considering his clarification it is most respectfully submitted that the Hon'ble High Court may kindly grant him permission that he could sell his flat to the new proposed purchaser in the changed circumstances.

In this connection it is submitted that the relevant Rule 24(1) of U.P. Government servants' conduct Rule, 1956, applicable in this case, speaks as under-

“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.”

It is further submitted that the officer had already been granted permission to sell the said property, vide Court's order dated 30.07.2019, to an other earlier proposed purchaser namely Sri Sandeep Sharma. But as the said proposed transaction was not complete and the officer has again requested for grant of permission to sell the same property to another purchaser now, it is desirable that the earlier Court's order dated 30.07.2019 may be got cancelled.

Under the facts & circumstances mentioned above, if approved by Hon'ble Mr. Justice Pradeep Kumar Srivastava, fresh permission may be accorded to Sri Pradeep Kumar-V, Spl. J. (SC/ST, Pev. of Atroci Act), Mainpuri to the effect that he may sell his flat #202, Savitry Appartment, V.I.P. Road, Zirakpur (Mohali), Punjab to Sri Sandeep Sharma S/o Sri Krishnan Lal & Monika Sharma W/o Sandeep Sharma, R/o House No. 277, E.S.I. Colony, Sector 30A, Chandigarh, Chandigarh for Rs. 24,50,000/-, as requested, subject to the

conditions that he should submit the relevant papers of the transaction after its completion?

Munmun Narang R.O.

Mohd. Arshad A.R.

30.01.2021

Hon'ble Mr. Justice Pradeep Kumar Srivastava

Nominated Judge

Submitted for kind perusal & order

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