

Ld. Joint Registrar(J)(Budget)

May kindly see online request dated 03.02.2021 accompanied with application dated 04.02.2021(Attachment no. 8) and other essential documents(submitted as attachments) of Sri Mahendra Singh-III, Additional District & Sessions Judge, Ambedkar Nagar at Akbarpur regarding sanction of final withdrawal of Rs.10,00,000/- to him out of the total amount standing to his credit in G.P.F Account No. LJU-22803, to meet out the expenses relevant with higher education of his younger son, Mr. Yash Pawar.

Vide aforesaid request(Attachment no. 1), Sri Mahendra Singh-III has informed that his son is about to take admission in Masters of Business Administration(MBA) in International Business course in University of Greenwich, London, United Kingdom, a 24 months course wherein course-fee for one year is (£)16000 i.e 16000 Euros which equates to Rs.14,08,000/- INR @ Rs.88/Euro. For that purpose, he has requested for a final withdrawal of Rs.10,00,000/- from his GPF A/c. In support of his said request, Sri Mahendra Singh-III has submitted acceptance letter bearing fees-details issued from University of Greenwich(Attachment no. 10).

In this connection it is submitted that the aforesaid request of Sri Mahendra Singh-III may be considered under provision of Rule 16(1)(A)(a)(i) of G.P.Fund(U.P) Rules, 1985, which is as follows :

Rule 16(1)(A) : After the completion of twenty 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 Fund, for one or more of the following purposes, namely:

(a) Meeting cost of higher education, including where necessary the travelling expenses, of the subscriber or any dependent child of the subscriber in the following cases, namely -

(i) education outside India for academic, technical professional or vocational course beyond the High School stage ;

(ii)

(b)

(c)

Sri Mahendra Singh-III has also attached attested photo-copy of GPF pass-book statements of last six including current F.Y(Attachment no. 5 & 7) and certificate dated 02.02.2021(Attachment no. 4), issued by the District Judge, Ambedkarnagar as the evidence of total amount standing to his credit till January, 2021 in GPF Account No. LJU-22803. As per GPF pass-book statement for the F.Y 2019-20 & 2020-21(Attachment no. 5) and certificate issued by the District Judge, Ambedkarnagar(Attachment no. 4), a total amount of Rs.21,52,783/- stands to his credit in his GPF Account.

He has also informed vide certificate dated 02.02.2021(Attachment no. 2) that he has taken a total of four temporary advances from his GPF A/c till date, which has accordingly been debited and recovered. Besides, he has taken a final withdrawal of Rs.10,00,000/- in F.Y. 2019-20 with regard to which he has submitted Utilization Certificate dated 02.02.2021(Attachment 4 Page 4). He had joined U.P.Judicial services on 27.09.1999 and is due to retire on 31.10.2028. His current Pay is Rs.61,690/-.

Final Withdrawal of Rs.10,00,000/-(Ten Lacs) only may be sanctioned to Sri Mahendra Singh-III, Additional District & Sessions Judge, Ambedkar Nagar at Akbarpur from his GPF Account No. LJU-22803, for meeting out the expenses relevant with higher education of his son(Mr. Yash Pawar), as a special case, in

terms of sub rule 16(1)(A)(a)(i) read with 17(1)(a) 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 along with fee-deposit receipt shall be furnished to the Court within the time allowed in rule.
3. That the amount sanctioned for depositing college fees shall be utilized within 1 month from the date of withdrawal.
4. That the Treasury Officer, Ambedkarnagar shall ensure to mention the amount of Final Withdrawal in the withdrawal column of GPF pass-book of Sri Mahendra Singh-III, without delay.
5. That as per undertaking dated 23.09.19(Attachment 12), issued by Sri Mahendra Singh-III under his own signature, duly countersigned by D.D.O, District Court, Ambedkarnagar, 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, the file may kindly be laid before Hon'ble Mr. Justice Om Prakash-VII, for His Lordship's kind perusal and order to the effect that an amount of Rs.10,00,000/-(Ten Lacs) only as final withdrawal may be sanctioned to Sri Mahendra Singh-III, Additional District & Sessions Judge, Ambedkar Nagar at Akbarpur, against his GPF Account No. LJU-22803, for meeting out the expenses relevant with higher education of his son(Mr. Yash Pawar), as a special case, in terms of sub rule 16(1)(A)(a)(i) 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)

प्रो-फार्मा ४

(नविष्य निर्वाह निधि से अंतिम निष्कासन (Final Withdrawal) की स्वीकृत प्रदान करने के आदेश का प्रारूप)

कार्यालय जाप 5वें अंग न्यायाधीश, उच्च न्यायालय

1. एतद्वारा श्री/श्रीमती/कुमारी गणेश शिंदे - II को उनके सामान्य नविष्य निधि खाता संख्या एल०जे०पू० 22803 से 47 की उच्चतर प्रयोजन के व्यय बंद करने हेतु 10,00,000/- रुपये (शब्दों में) दस लाख का अंतिम निष्कासन सामान्य नविष्य निधि (उ०प्र०) नियमावली, १९८५ के नियम संख्या 16(1)(A)(a)(i) शिपिन 17(1)(a) के अनुसार स्वीकार किया जाता है।

2. अंतिम निष्कासन की धनराशि श्री/श्रीमती/कुमारी गणेश शिंदे - II के छात्रवृत्ति के बचत अथवा निधि में जमा अवशेष के आधे/तीन चौथाई भाग से अधिक नहीं होगी। मूल नियमावली (फण्डामेंटल रूल) में यथापरिभाषित उनका मूल वेतन 61,890/- रु० है।

3. यह प्रमाणित किया जाता है कि श्री/श्रीमती/कुमारी गणेश शिंदे - II ने दिनांक 26.09.2019 को अपनी सरकारी सेवा के पन्द्रह बरस पूरे कर लिये हैं, १० वर्ष में अधिवाषिकी पर सेवा निवृत्त होंगे/होंगी।

4. दिनांक 08.02.2021 को उपलब्ध कराये गये अभिलेख की स्थिति के अनुसार श्री/श्रीमती/कुमारी गणेश शिंदे - II के खाते में जमा अवशेष राशि का ब्योरा निम्न प्रकार है।

- (1) वर्ष 2019-20 की लेखा वर्ष / सामान्य नविष्य निधि पास बुक की विवरणिका के अनुसार जमा अवशेष की धनराशि रु० 20,42,783/-
- (2) माह अप्रैल से माह अप्रैल तक प्रतिमाह की दर से अभिदान रु० 1,10,000/-
- (3) माह अप्रैल से माह अप्रैल तक प्रतिमाह रु० 1,10,000/-
- की दर से अग्रिम की वसूली रु० 1,10,000/- (क)
- (4) मद (1), (2) तथा (3) का योग रु० 21,52,783/-
- (5) बाद में स्वीकृत अंतिम निष्कासन, यदि कोई हो रु० 0
- (6) स्वीकृत प्रदान करने की तिथि को अवशेष मद (4) में से मद (5) घटाइये रु० 21,52,783/-
- (क) वर्ष 2019-20 की लेखा-परीक्षा के पश्चात् इस कार्यालय द्वारा श्री/श्रीमती/कुमारी गणेश शिंदे - II को पिछली बार आदेश संख्या 16(1)(A)(a)(i) शिपिन 17(1)(a) दिनांक 08.02.2021 द्वारा रु० का कोई अंतिम निष्कासन स्वीकार नहीं किया गया था।
- (ख) ज्ञात हुआ है कि श्री गणेश शिंदे - II को (जैसा कि उन्होंने बताया) गणेश शिंदे - II (स्वीकृत कर्ता) द्वारा पिछली बार अंशतः अंतिम निष्कासन के रूप में रु० 10,00,000/- की स्वीकृत प्रदान की गई थी।

दिनांक

सक्षम अधिकारी,
न्यायाधीश,
उच्च न्यायालय,
इलाहाबाद।