

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

May kindly see the online application of Sri Pradeep Kumar Kushwaha, Civil Judge (Jr. Div.), Mohammadabad-Ghaziipur regarding intimation about his reappearance in one paper of LL.M. 2<sup>nd</sup> year Course examination (Insurance Law), scheduled on 16<sup>th</sup> December 2019 through correspondence from Kurukshetra University, Kurukshetra, Haryana.

In his application, Sri Kushwaha has stated that he had appeared in LL.M. 2<sup>nd</sup> year examination with the permission of Hon'ble Court, in the month of June 2019, but due to poor health, he was not in the state to give his best in the examination, but he appeared in the exams, did fairly well except in one paper, i.e. Insurance Law which is scheduled on 16<sup>th</sup> December 2019. He has also stated that he do not require any study leave as per the Court's C.L. letter dated 04.11.2011 and will re-appear in that written examination by taking his remaining casual leave. He has, therefore, intimated to the Hon'ble Court about his to reappearance in the aforesaid paper of LL.M. 2<sup>nd</sup> year examination.

In this connection, it is stated that Sri Kushwaha has joined the U.P. Nyayik Sewa on 01.02.2017. It is pertinent to mention here that the officer has stated that he do not require any 'study leave' as per Court's C.L. dated 04.11.2011 and earlier he had been granted permission to re-appear in the written examination of his LL.M. 2<sup>nd</sup> year Course, expected to be held in December 2018 through correspondence from Kurukshetra University, Kurukshetra, Haryana vide order dated 12.12.2018 of Hon'ble The Chief Justice and again on his request, he was granted permission to reappear in the LL.M. 2<sup>nd</sup> year examination vide the Court's letter dated 14.05.2019 but as the officer has stated that due to his poor health he was not in the state to give his best in the examination and has to reappear in one

paper, namely 'Insurance Law', scheduled on 16.12.2019 by taking his remaining casual leave, his request about intimation may be considered for grant of due permission in the case. It is also submitted that a Judicial Officer can be accorded permission to attend academic classes and specialized higher studies in terms of G.O.No.24/1066-Appointment (B) dated 21.08.1967, subject to the following conditions:-

1. *Government work should not suffer in any way.*
2. *The academic classes, if any are held outside office hours.*
3. *No preferential treatment will be given in the matter of leave postings and transfer.*
4. *The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.*

May, therefore, if approved, the instant matter may be laid before Hon'ble the Chief Justice for His Lordship's kind perusal and if His Lordship approves Sri Pradeep Kumar Kushwaha, Civil Judge (Jr. Div.), Mohammadabad-Ghazipur may be granted permission to re-appear in the written examination of paper namely 'Insurance Law' of his LL.M. 2<sup>nd</sup> year Course, scheduled to be held on 16.12.2019 through correspondence from Kurukshetra University, Kurukshetra, Haryana with exemption of the requirement to take study leave for the

same and without entering into the fact whether the University is recognised by UGC or not and without reserving any future claim of the officer regarding his qualification if the University is not recognised.

Archana Awasthi

Review Officer

Mohd. Arshad

Assistant Registrar

12.12.2019

**Hon'ble the Chief Justice**

My Lord,

Submitted for His Lordship's kind perusal and orders.

Joint Registrar(J)(B)

17.12.2019