

Registrar(J) (Budget)

May kindly see the online application of Sri Rajiv Mukul Pandey, the then Civil Judge (Jr. Div.), Kunda- Pratapgarh presently posted as Secretary, Pratapgarh regarding grant of permission to do/pursue LL.M. Course through distance learning from Kurukshetra University.

In his applications, Sri Pandey has stated that in order to enhance his knowledge in the field of law, he wants to pursue 2 year Master of Laws (LL.M) Course through distance learning programme from Kurukshetra University, Kurukshetra, Haryana for the academic session 2019-21. He has also stated that as this is a distance learning program, so there is no requirement to attend classes on day to day basis and he do not take study leave also for pursuing the Course. He has further stated that the University and the said LL.M. program is also recognized by University Grants Commission and it will not affect his judicial functions in any manner. He has also enclosed admission notice of LL.M. Course as attachment. He has, therefore, requested to place his application for grant of permission to do/ pursue LL.M. Course through distance learning from Kurukshetra University.

In this connection, it is stated that Sri Sanjay has joined the U.P. Nyayik Sewa on 16.01.2017. There is circular letter dated 4.11.11, which provides that if any Judicial Officer during the course of his Service, requests to pursue higher studies, he has to apply for grant of 'Study Leave' as per rules which will be subject to the discretion of Hon'ble the Chief Justice. In the instant case, the officer has stated that he would not take study leave for the said LL.M. Course, as the Course is to be done through distance learning mode, therefore, his request appears to be considerable. However acceptance of his request is on the discretion of the Court. 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 *The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.*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 Rajiv Mukul Pandey, presently posted as Secretary, Pratapgarh may be granted permission to do/ pursue the LL.M. Course through distance learning from Kurukshetra University, Kurukshetra, Haryana for the academic session 2019-2021 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 as well as 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

31.01.2020

Hon'ble the Chief Justice

My Lord,
Submitted for His Lordship's
kind perusal and order

Registrar(J)(B)
31.01.2020