

Registrar (J) (Budget)

May kindly see the online application of Sri Bhupendra Rai, Addl. District & Sessions Judge, Unnao regarding grant of permission to visit Nepal for darshan of Pashupati Nath Temple there from 15.06.2020 to 18.06.2020 i.e. during summer vacation alongwith his spouse.

In his application, Sri Rai has stated that he intends to visit Nepal for darshan of Sri Pashupatinath ji temple alongwith his spouse in coming summer vacations on his own expenses. He has also submitted the following declarations/ information of his Nepal visit:-

1. His visit to Nepal will not create any dilemma before Govt. of India or Govt. of Uttar Pradesh,
2. Such request has never been refused to him.
3. He has not visited any foreign country before,
4. Actual dates of his visit will be from 15.06.2020 to 18.06.2020 i.e. his visit includes 04 days.

He has, therefore, requested for grant of permission to visit Nepal for the aforesaid period alongwith his spouse.

In this connection, it is submitted that as per reports, no departmental/ vigilance enquiry is pending against Sri Bhupendra Rai. Permission to visit foreign country is considered vide G.O no. 1/3/98/-Ka Prasko./1999 dated 14.06.1999 and this Court's Circular letter no. 16/ IVf-101/Admin (A) dated 27.05.2017. As per the G.O. and relevant C.L. of the Court, the officer has furnished details of his Nepal visit. It is pertinent to mention here that as his visit is from 15.06.2020 to 18.06.2020 which falls during the 10 days recess in summer vacation and its upto the discretion of Hon'ble The Chief Justice and Hon'ble Administrative Judge, Unnao to grant him permission to visit Nepal from 15.06.2020 to 18.06.2020, seeing the Court's C.L. dated 27.05.2017, approving guidelines that abroad tour by any officer shall not be availed of during working days of the Court or during the period of suspension/departmental proceedings, except in case of medical treatment of himself/herself, spouse or dependent, or in special circumstances and tours which are sponsored and/ or

approved by the State/ Central Government during certain fixed span of time and does not fall during vacations. In these eventualities the Judicial Officers shall seek permission before applying for VISA. As the tour of the officer appears to be a personal trip on religious ground which does not require VISA and also falls during summer vacation, if His Lordships deem fit and proper, his request may be considered. It is also submitted that vide the aforesaid C.L. date 27.05.2017, it has been settled that for the purpose of grant of such permission the competent authority for the judicial officers is Hon'ble the Administrative Judge of the District concerned, for the Judicial officers posted in judgeship or on the District of any deputation post, subject to approval by Hon'ble the Chief Justice or any member of the Administrative Committee authorised by the Hon'ble the Chief Justice.

Under the facts and circumstances mentioned above, if approved, the instant matter may be laid before Hon'ble Mr. Justice V.K. Birla, Administrative Judge, Unnao for His Lordship's kind perusal and if His Lordship approves, Sri Bhupendra Rai, Addl. District & Sessions Judge, Unnao may be granted permission to visit Nepal for darshan of Pashupatinath temple there from 15.06.2020 to 18.06.2020, as requested, subject to the conditions that he will enter Nepal territory through some custom check-post and get his luggage cleared by Custom Authorities and he will hand over proper charge of Government records or cash, if any, or any Government property with

him, before proceeding abroad and also subject to further approval by Hon'ble The Chief Justice, as per requirement of Court's C.L. No.16/ IV f-101/ Admin (A)/ dated 27.05.2017, for which the matter is required to be submitted onwards to Hon'ble The Chief Justice by Hon'ble The Administrative Judge, Unnao?

Archana Awasthi
Review Officer

Mohd. Arshad
Assistant Registrar

06.02.2020.

Hon'ble Mr. Justice V.K. Birla,
Administrative Judge, Unnao
Submitted for kind perusal & order

Registrar(J)(Budget)
11.02.2020