

Registrar(J) (Budget)

May kindly see the online application of Sri Nishant Dev, Addl. District Judge (FTC), Muzaffarnagar regarding grant of permission to do/pursue LL.M. Course through correspondence from Kurukshetra University.

In his application, Sri Dev has stated that he wants to pursue LL.M., a two year course through correspondence from Kurukshetra University, starting from the academic session January 2020. He has also stated that he will not take any study leave for the LLM course and getting increased knowledge and wider perspective of law is the sole purpose of doing LL.M. He has also declared that he will do the LLM Course without attending day to day class. The officer has also enclosed prospectus of LL.M. as attachment. He has, therefore, requested for grant of permission to do/ pursue LL.M. Course through distance learning from Kurukshetra University.

In this connection, it is stated that Sri Dev has joined the U.P. Nyayik Sewa on 06.06.2009. 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, 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 *The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.*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 Nishant Dev, Addl. District Judge (FTC), Muzaffarnagar may be granted permission to do/ pursue the LL.M. Course through correspondence from Kurukshetra University, Kurukshetra, Haryana starting from the academic session 2020-2021 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

07.02.2020

Hon'ble the Chief Justice

My Lord,

Submitted for His Lordship's
kind perusal & order

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11.02.2020