

**Registrar(J) (Budget)**

May kindly see the online application of Sri Nitivan Nigam, Civil Judge (Sr. Div.), Moradabad regarding grant of permission to do/pursue LL.M. Course through distance education from Kurukshetra University.

In his application, Sri Nigam has stated that he wants to pursue the two years LL.M. Course from distance education (correspondence) Kurukshetra University in the upcoming session 2020-2021. He has also stated that he wants to pursue this course for intensification of legal knowledge and it would also be very helpful in dealing with day to day problems in judicial/administrative works and in writing quality judgments and orders as well. The higher academic qualification will also be very helpful in his overall development and enhancement of professional skills. He has further added that for pursuing the course from distance education, no regular attendance is required, so he would not take any study leave in order to pursue the course of LL.M. and thus it would also not affect the professional work adversely. He has also enclosed the prospectus of LL.M. Course as attachment. He has, therefore, requested to kindly place his application before the Hon'ble Court for grant of permission to do/ pursue LL.M. Course through distance education from Kurukshetra University.

In this connection, it is stated that Sri Nigam has joined the U.P. Nyayik Sewa on 13.01.2017. 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, 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 *The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.*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 Nitivan Nigam, Civil Judge (Sr. Div.), Moradabad may be granted permission to do/ pursue the LL.M. Course through distance education (correspondence) from Kurukshetra University, Kurukshetra, Haryana, starting from the upcoming 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 and also subject to the conditions mentioned above.

Archana Awasthi

Review Officer

Mohd. Arshad

Assistant Registrar

18.08.2020

**Hon'ble the Chief Justice**

My Lord,

Submitted for His Lordship's kind  
perusal and order

Registrar(J)(Budget)  
24.08.2020