

Registrar(J) (Budget)

May kindly see the online application of Sri Brijesh Kumar Singh, Addl. Principal Judge, Family Court, Ghaziabad regarding grant of permission to do/pursue LL.M. Course through distance education from Kurukshetra University.

In his application, Sri Singh has stated that he wants to take admission in the LL.M. Course in the month of July, 2020 i.e. in the session 2020-21, 2021-22. He has also stated that he will not claim/apply for any kind of study leave and his studies will not in any way affect his work and duties as Judicial Officer. He has further stated that he is interested in pursuing his higher studies and this course is related to his judicial work and it will certainly enhance his capacity to work as Judicial Officer. He has also enclosed prospectus of LL.M. Course from Kurukshetra University and also declared that he will not attend any day to day basis class for this course. 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 Singh has joined the U.P. Nyayik Sewa on 08.05.2009. 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 *The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.*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 Brijesh Kumar Singh, Addl. Principal Judge, Family Court, Ghaziabad may be granted permission to do/ pursue the LL.M. Course through distance education from Kurukshetra University, Kurukshetra, Haryana, for the academic session from 2020- 2022 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