

Registrar (J) (Budget)

May kindly see the online application received from Sri Jasveer Singh Yadav, Additional Civil Judge (Sr. Div.). Bareilly by which he has requested for grant of permission to purchase plot no. B-162, measuring 250.8 sq. m., DLF Garden City, Village-Purseni, Tehsil Mohanlal Ganj, Raibareilly Road, Lucknow.

In his application, Sri Yadav has stated that he intends to purchase plot no. B-162, measuring 250.8 sq. m., DLF Garden City, Village-Purseni, Tehsil Mohanlal Ganj, Raibareilly Road, Lucknow from M/s DLF Ltd. which has been presently booked by the company to Mrs. Anjali Jaiswal, W/o Mr. Vimal Kumar Jaiswal R/o Flat no. A/802, Ashirwad Anandam, Bala Ji market, Srinathpuram Engineering College Kota Rajasthan-324010, who did not pay the full amount DLF Ltd. He will be paying the first allottee Mrs. Anjali Jaiswal Rs. 49,94,489/- & the DLF Ltd Rs. 9,07,761/- however the first party seller will be DLF Ltd. Registry will be executed by the first party seller, i.e. DLF Ltd. He has submitted pointwise details of the proposed transaction, as required under the provisions of this Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 and has therefore, requested for grant of permission to purchase the above mentioned plot.

The information regarding transaction of the plot, as required under Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 as furnished by the officer is given below: -

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| 1 | Date of joining service | 21/03/15 |
| 2 | Present Gross Salary | Rs. 1,22,473/- |
| | Take home Salary | Rs. 96,349/- |
| 3 | Details of purchases (Moveable property exceeding | 1. Maruti Suzuki Ciaz car purchased in the year 2015. |

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| | to value of Rs. 10,000/-and immovable property) made by the officer earlier. | Note: Information regarding purchase of car has been duly sent by the officer. |
| 4 | Details of Advance or Loan taken from the High Court. | Nil |
| 5 | Details of loan taken from Bank etc. | Nil at present |
| 6 | Details regarding purchase of second hand car. | N.A. |
| 7 | Details of the property proposed to be purchased | Plot no. B-162, measuring 250.8 sq. m., DLF Garden City, Village-Purseni, Tehsil Mohanlal Ganj, Raibareilly Road, Lucknow (Copy of 'Agreement to Transfer' has been submitted by the officer as attachment). |
| | (b) Cost price | Rs. 59,02,250/- |
| 8 | Name and address of the seller(s). | M/s DLF Ltd. by transferring allotment from first allottee Mrs. Anjali Jaiswal, W/o Mr. Vimal Kumar Jaiswal, R/o Flat no. A/802, Ashirwad Anandam, Bala Ji market, Srinathpuram Engineering College Kota Rajasthan-324010 |
| 9 | Status of the Seller /Dealer | Regular & Reputed |
| 10 | Whether the seller is related to the officer in any manner and whether any case against him is pending/decided by the officer. | No |
| 11 | Details of source of amount | 1. Rs. 47,20,000/- is proposed to be taken as housing loan from SBI, Bareilly repayable in 360 |

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| | | <p>EMIs of Rs. 32,040/- (Copy of 'Bank Offer letter' has been submitted by the officer as attachment).</p> <p>2. Rs. 5,00,000/- (i.e. Rs. 3,00,000 & Rs. 2,00,000/-) is stated to have been paid by the officer via RTGS as advance money in consideration of the agreement out of his own S.B. A/c (copy of passbook has been submitted by the officer as attachment).</p> <p>3. His mother Smt. Prabha Yadav has proposed to give him Rs. 5,00,000/- for the purchase of the above mentioned plot. (copy of 'Consent Letter' of his mother has been submitted by the officer as attachment).</p> <p>4. The remaining amount will be paid out of his own S.B. A/c (copy of passbook has been submitted by the officer as attachment).</p> |
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In this connection, it is submitted that although M/s DLF Ltd. is the sole owner of the said flat and the sale will technically done by the M/s DLF Ltd. to the officer directly, but as in the instant case, a huge amount has been paid to first/original allottee of the plot and as this transaction includes a private person in between, he has applied for prior permission to purchase the same.

It is further submitted that as per Rule- 24 (1) of U.P. Government Servant's conduct Rule-1956: -

“No Government servant shall, except with the previous knowledge of the appropriate authority acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the name of any member of his family;

Provided that any such transaction conducted otherwise than through a regular & reputed dealer shall require the previous sanction of the appropriate authority.”

Therefore, if approved, the file be laid before Hon'ble Mr. Justice Ali Zamin, Nominated Judge for disposal of the matters of Judicial Officers, of information/ permission of sale/ purchase of movable/ immovable property or gift etc., for His Lordship's kind perusal and if His Lordship approves, Sri Jasveer Singh Yadav, Additional Civil Judge (Sr. Div.). Bareilly may be granted permission to purchase plot no. B-162, measuring 250.8 sq. m., DLF Garden City, Village-Purseni, Tehsil Mohanlal Ganj, Raibareilly Road, Lucknow for Rs. 59,02,250/- which was originally booked by M/s DLF Ltd. to one Mrs. Anjali Jaiswal, W/o Mr. Vimal Kumar Jaiswal, as requested, subject to the condition that the relevant papers of the transaction alongwith copy of the sale deed be furnished by him immediately on completion of the transaction?

Munmun Narang

Review Officer

Mohd. Arshad

Asst. Registrar

05.09.2020

Hon'ble Mr. Justice Ali Zamin,

Nominated Judge

Submitted for kind perusal & orders

Registrar(J)(Budget)

07.09.20