

APPLICATION FOR OTHER SERVICES

Case Id : 997

Employee No.: 3719

Application

- | | |
|---------------------------------------|--|
| 1. Name of the Applicant | PRASHANT VERMA |
| 2. Type of Application/Representation | Grant of permission to Judicial Officers to pursue academic courses. |
| 3. Designation | Addl. Civil Judge (Junior Div.) |
| 4. Application | |

To,

The Registrar General

Hon'ble High Court of Judicature Allahabad,

Allahabad.

Through,

Respected District Judge,

District & Sessions Court,

Mainpuri.

Subject : Regarding the permission to appear in Online Examination (LL.M.) Part-1

Respected Sir,

I humbly beg to submit that before I joined the services and took charge on 16.12.2019 as Additional Civil Judge (Jur 4308/Admin.(services) 2019 dated 13.12.2019 and U.P. Government Notification/Appointment no. 603/ II-4-2019 da Kurukshetra University for LL.M. (2 Years) course through distance learning mode for the session 2019-2021.

I have already intimated the Hon'ble Court regarding the admission in the course of LL.M. through Distance Learning the Hon'ble Court it was submitted that whenever the schedule of the examinations is available, the same shall be upc

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Date: 2021.12.02 17:38:12 IST
Reason: Document Owner
Location: Allahabad High Court

Prashant
(Self-Attested)

The schedule of the examinations is now available as it has been published by the University on its website. These are May-June of this year. Due to the COVID-19 Pandemic the said examination are going to be held now, through online 28th, 30th September & 3rd, 5th October respectively. I will be taking all the examinations from my respective place.

I humbly want to submit that I am not seeking any study leave for the same. I also give the declaration that I am not a that my Judicial work will not be affected in any manner while appearing for the examinations.

I therefore, request Hon'ble Court to kindly permit me to appear in the examinations on the respective dates through

Thanking You

Yours Sincerely,

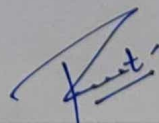
Date :- 04-09-2020

Additional Civil Judge(Jr. Div.)

Court No. 8, Mainpuri

Kindly find the attachments.

- Examination Schedule
- Examination Guidelines
- Earlier Application along with documents submitted to the Hon'ble Court
- Syllabus LL.M. Part - I



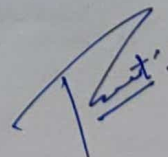
Attachments

Attachment	Uploading Date
Examination Schedule	04/09/2020
Examination Guidelines	04/09/2020
Earlier Application along with documents submitted to the Hon'ble Court [No.131/I, Dated 17.01.2020]	04/09/2020
Syllabus LL.M. Part- 1	04/09/2020
Prospectus (2019-21)	30/09/2020
Date sheet - LL.M. Part 2	22/07/2021
Result - LL.M. Part 1	22/07/2021

*Red background attachments are uploaded in return of objection.

Note for approval / remarks

DISTRICT JUDGE (DISTRICT COURT - MAINPURI)	07/09/2020	Forwarded. with Regards!
ADMIN A4	26/09/2020	The officer may kindly be asked to intimate that whether he has appeared in the examinations in anticipation of Court's permission and also upload the prospectus of LL. M. and reply of the Court on his earlier offline letter.
PRASHANT VERMA (JUDICIAL OFFICER)	30/09/2020	<p>Respected Sir,</p> <p>In reply of the kind objection raised by the Hon'ble Court I humbly beg to submit that,</p> <ul style="list-style-type: none"> I have appeared in the examinations in anticipation of hon'ble Court's permission [dated 11, 19 & 28 Sept respectively]. Three of my examinations are remaining for the Part-I of LL.M. I am attaching the PDF of Prospectus for the session 2019-21 I, with due deligence, have enquired about the reply of the Hon'ble Court on my earlier letter. But no such letter from the Hon'ble Court has been recieved in my name to the Mainpuri Judgeship. <p>I also humbly submit to the Hon'ble Court that the admission in this course was taken before joining the services and not afterwards.</p> <p>I humbly request the Hon'ble Court to permit me to pursue LL.M. which is through Distance Learning Mode. I shall be highly obliged to the Hon'ble Court.</p> <p>Thanking You</p> <p align="right">Yours Obediently Prashant Verma</p>
DISTRICT JUDGE (DISTRICT COURT - MAINPURI)	05/10/2020	Forwarded,with regards!
ADMIN A4	07/10/2020	On the above noted subject, I have to say that the officer may kindly be asked to intimate that whether he has appeared in all the examinations of LL.M 1st year course in anticipation of the Court's permission, for taking further necessary action in the matter.
PRASHANT VERMA (JUDICIAL OFFICER)	07/10/2020	<p>Respected Sir,</p> <p>In reply of the kind objection raised by the Hon'ble High Court, I would like to humbly</p>



		<p>submit that I, in the anticipation of the Hon'ble High Court's permission, have appeared in all the examinations of LL.M.(Distance Education) Part-1 course through online mode .</p> <p>These examinations were on 11, 19 , 28 & 30 of month September and 3 & 5 of month October.</p> <p>Further, I would like to humbly inform the Hon'ble Court that on each of these dates I was on leave.</p> <p>It is my humble request to the Hon'ble High Court to kindly permit me to pursue LL.M. course in which I have had taken admission before joining services. I shall be highly obliged.</p> <p>Thanking you</p> <p style="text-align: right;">Yours Obediently Prashant Verma</p>
DISTRICT JUDGE (DISTRICT COURT - MAINPURI)	22/10/2020	Forwarded with regards!
ADMIN A4	07/07/2021	<p>On the above noted subject, I have to say that the officer may kindly be asked to intimate about the present status of his LL.M. 2nd year study i.e. whether it is completed or not and about the 2nd year examination dates etc. with supporting papers, as sufficient time has been elapsed now. The officer may further be asked to intimate about the result of LL.M. 1st year examination with supporting papers; for taking further necessary action in the matter.</p>
PRASHANT VERMA (JUDICIAL OFFICER)	22/07/2021	<p>Respected Sir,</p> <p>In reply to the kind objections raised by the hon'ble court, I beg to humbly submit the following :-</p> <ul style="list-style-type: none"> • That the result of LL.M. 1st year has been published and I have passed the said examination. Kindly find the attachment showing my marksheet of LL.M. 1st year. • That, I have been promoted to LL.M. 2nd year and I am pursuing the same. Exams of LL.M. 2nd year have not yet been conducted. • That the Dates of LL.M. 2nd year examinations has been published and the exams are going to be held on 11, 16, 19, 24 & 27 of August 2021 respectively. Kindly find the attachment of datesheet. <p>It is my humble request to the Hon'ble court to kindly permit me for appearing in the examinations of LL.M. 2nd year which are going to be held in the month of August.</p> <p>Thanking You</p> <p style="text-align: right;">Yours Obediently Prashant Verma</p>
DISTRICT JUDGE (DISTRICT COURT - MAINPURI)	17/08/2021	Forwarded



ADMIN A4	18/08/2021	On the above noted subject, I have to say that the officer may kindly be asked as to whether he has appeared in the said examination of LL.M. 2nd year scheduled from date 11.08.2021 in anticipation of permission from Hon'ble High Court, for taking further necessary action in the matter.
PRASHANT VERMA (JUDICIAL OFFICER)	18/08/2021	<p>Respected Sir,</p> <p>In reply of the kind objection raised by Hon'ble Court, I most humbly submit that I have appeared in exams conducted on 11.08.2021 & 16.08.2021 respectively and I further wish to appear in exams dated 19.08.2021, 24.08.2021 & 27.08.2021 respectively, in anticipation of the permission from the Hon'ble Court.</p> <p>Thanking You</p> <p>Yours Faithfully</p> <p>Prashant Verma</p>
DISTRICT JUDGE (DISTRICT COURT - MAINPURI)	25/08/2021	forwarded with regards.
ADMIN A4	07/09/2021	<p>Joint Registrar (Judicial) (Budget)</p> <p>May kindly see the online application of Sri Prashant Verma, Additional Civil Judge (Junior Division), Mainpuri regarding grant of permission to do/ pursue LL.M. Course through distance education from Kurukshetra University.</p> <p>In his application, Sri Prashant Verma has stated that he had taken admission in LL.M. course for the academic session 2019-2021 through distance education from Kurukshetra University prior to his joining and due to the COVID-19 Pandemic the said examination for LL.M. Part-I were going to be held from 11th September. He had also stated that he was not seeking any study leave for the same and also declared that he was not attending any regular class for the course and also assured that his Judicial work would not be affected in any manner while appearing for the examinations. Thereafter he was asked to intimate about his appearance in the said examination. In reply the officer has stated that he has appeared in all the examinations of LL.M. 1st year through online mode by taking leave on that particular days. Now again as sufficient time has been elapsed, the officer was again asked to intimate about the current status of his LL.M. study and about the LL.M. 1st year result and about his appearance in the LL.M 2nd year examinations. In reply the officer has stated that he has passed the first year examination and promoted to LL.M. 2nd year. He has also added that he has appeared in exams conducted on 11.08.2021 & 16.08.2021 respectively and further wishes to appear in exams dated 19.08.2021, 24.08.2021 & 27.08.2021 respectively, in anticipation of the</p>

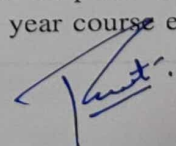
permission from the Hon'ble High Court. He has also enclosed prospectus, LL.M. 1st year result/ marksheet and other related papers of LL.M. as attachments. He has, therefore, requested to kindly place his application before the Hon'ble High Court for grant of ex-post facto permission to do/ pursue LL.M. Course through distance education/ correspondence from Kurukshetra University.

In this connection, it is stated that the officer has joined the Uttar Pradesh Nyayik Sewa on 16.12.2019. 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 as this is a correspondence course. It is also pertinent to mention here that the officer has stated that earlier, he has sent an intimation to the Hon'ble High Court regarding permission to appear in the examination and till now the same is pending, but here it is to submit that as per the directions of Hon'ble High Court's letter no. 558/ XXXIII-CPC/ e-Courts/ Allahabad dated 31.08.2019, the application from 01.09.2019 onward has to be dealt through online mode, thus the same has to be dealt through online mode only. Now, as the officer has appeared in the examination of the LL.M. 1st year course and also stated that he is appearing in the online LL.M. 2nd year examinations, scheduled from 11th August 2021; It is on the discretion of the Hon'ble High Court either to regularize the matter by granting ex post facto permission for his appearance in the LL.M. 1st year examination and LL.M. 2nd year examination scheduled from 11th August 2021 to the officer or to pass any such order which deems to be proper. 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 Mr. Justice Pritinker Diwaker, Nominated Judge for the purpose, for His Lordship's kind perusal and if His Lordship approves :-

Sri Prashant Verma, Additional Civil Judge (Junior Division), Mainpuri may be granted ex-post facto permission for his appearance in the LL.M. 1st year course examination as well as for



his appearance in the LL.M. 2nd year course examination, through distance education/ correspondence from Kurukshetra University, Kurukshetra for the academic sessions 2019- 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 University Grants Commission or not and without reserving any future claim of the Officer regarding his qualification if the University is not recognised.

Or

To pass any other order which His Lordship deem fit and proper .

Archana Awasthi

Review Officer

Mohd. Arshad

Assistant Registrar

06.09.2021

JOINT REGISTRAR
JUDICIAL BUDGET

20/09/2021

Joint Registrar (Judicial) (Budget)

May kindly see the online application of Sri Prashant Verma, Additional Civil Judge (Junior Division), Mainpuri regarding grant of permission to do/ pursue LL.M. Course through distance education from Kurukshetra University.

In his application, Sri Prashant Verma has stated that he had taken admission in LL.M. course for the academic session 2019-2021 through distance education from Kurukshetra University prior to his joining and due to the COVID-19 Pandemic the said examination for LL.M. Part-I were going to be held from 11th September. He had also stated that he was not seeking any study leave for the same and also declared that he was not attending any regular class for the course and also assured that his Judicial work would not be affected in any manner while appearing for the examinations. Thereafter he was asked to intimate about his appearance in the said examination. In reply the officer has stated that he has appeared in all the examinations of LL.M. 1st year through online mode by taking leave on that particular days. Now again as sufficient time has been elapsed, the officer was again asked to intimate about the current status of his LL.M. study and about the LL.M. 1st year result and about his appearance in the LL.M 2nd year examinations. In reply the officer has stated that he has passed the first year examination and promoted to LL.M. 2nd year. He has also added that he has appeared in exams conducted on 11.08.2021 & 16.08.2021 respectively and further wishes to appear in exams dated 19.08.2021, 24.08.2021 & 27.08.2021 respectively, in anticipation of the permission from the Hon'ble High Court. He has also enclosed prospectus, LL.M. 1st year result/ marksheet and other related papers of LL.M. as attachments. He has, therefore, requested to kindly place his application before the Hon'ble High Court for grant of ex-post facto permission to do/ pursue LL.M. Course through distance education/ correspondence from Kurukshetra University.

In this connection, it is stated that the officer has joined the Uttar Pradesh Nyayik Sewa on 16.12.2019. 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 as this is a correspondence course. It is also pertinent to mention here that the officer has stated that earlier, he has sent an intimation to the Hon'ble High Court regarding permission to appear in the examination and till now the same is pending, but here it is to submit that as per the directions of Hon'ble High Court's letter no. 558/ XXXIII-CPC/ e-Courts/ Allahabad dated 31.08.2019, the application from 01.09.2019 onward has to be dealt through online mode, thus the same has to be dealt through online mode only. Now, as the officer has appeared in the examination of the LL.M. 1st year course and also stated that he is appearing in the online LL.M. 2nd year examinations, scheduled from 11th August 2021; It is on the discretion of the Hon'ble High Court either to regularize the matter by granting ex post facto permission for his appearance in the LL.M. 1st year examination and

LL.M. 2nd year examination scheduled from 11th August 2021 to the officer or to pass any such order which deems to be proper. 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 Mr. Justice Pritinker Diwaker, Nominated Judge for the purpose, for His Lordship's kind perusal and if His Lordship approves :-

A) Sri Prashant Verma, Additional Civil Judge (Junior Division), Mainpuri may be granted ex-post facto permission for his appearance in the LL.M. 1st year course examination as well as for his appearance in the LL.M. 2nd year course examination, through distance education/ correspondence from Kurukshetra University, Kurukshetra for the academic sessions 2019- 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 University Grants Commission or not and without reserving any future claim of the Officer regarding his qualification if the University is not recognised.

Or

B) To pass any other order which His Lordship deem fit and proper.

Archana Awasthi
Review Officer
Mohd. Arshad
Assistant Registrar
06.09.2021

Hon'ble Mr. Justice Pritinker Diwaker,

Nominated Judge

Submitted for kind perusal & order

Joint Registrar (J) (Budget)

**HON'BLE J. PRITINKER
DIWAKER**

02/12/2021

Approved

Final Remark

Approved