

Joint Registrar (Judicial) (Budget)

May kindly see the online application of Sushri Shalini, Addl. Civil Judge (Jr. Div.), Allahabad, regarding grant of permission to do/pursue LL.M. Course through distance learning from Kurukshetra University.

In her application, Sushri Shalini has stated that she wants to take admission and pursue LL.M. course through distance learning from Kurukshetra University for the academic session 2020-2021. She has also stated that there is no requirement to attend classes for pursuing the course and also added that she would not require 'Study leave' and no judicial work will hamper from pursuing the LL.M. Course. Thereafter online objections were made through the portal by asking the status of admission in LL.M. and also academic session as the aforesaid academic session was about to be expired. In reply of the raised objections, the officer has stated that she has not taken admission in the LL.M. till now and after getting permission from the Hon'ble Court, she will apply for the academic session 2021-2022. She has also enclosed prospectus and other related papers as attachments. She 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 Sushri Shalini has joined the U.P. 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 her Service, requests to pursue higher studies, she 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 she would not take study leave for the said LL.M. Course and after getting permission from Hon'ble Court will take admission in 2021-2022 session, her request appears to be considerable. However acceptance of her request is on the discretion of the Hon'ble 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 *The permission can be withdrawn without notice if; it is found at any time that the government servant neglects her normal work or that public work suffers, in any way.*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) Sushri Shalini, Addl. Civil Judge (Junior Division), Allahabad may be granted permission to take admission and to do/pursue the LL.M. Course for the academic session 2021-2023 through Distance Learning Programme of Kurukshetra University, Kurukshetra, with exemption of the requirement to take study leave for the same without entering into the fact whether the University is recognised by UGC or not and without reserving any future claim of the Officer regarding her 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

16.07.2021

Hon'ble Mr. Justice Pritinker Diwaker,

Nominated Judge

Submitted for kind perusal & order

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