

I/c Joint Registrar (J) (Budget)

May kindly see the online application of Sushri Arpita Singh-II, Additional Civil Judge (Junior Division), Varanasi regarding grant of permission for submission of her Ph.D. thesis, on the topic of "Criminal Justice to Women in Private & Public Domain: A Study in Indian Context" to the Faculty of Law, Banaras Hindu University, Varanasi..

In her application, Sushri Arpita Singh-II has submitted that before joining the service, she was enrolled and pursuing Ph.D. (RET Category Law) Course in Faculty of Law, Banaras Hindu University, Varanasi having enrollment No. 379656 and she has obtained certificate of Pre-submission Seminar of her Ph.D. thesis entitled "Criminal Justice to Women in Private & Public Domain: A Study in Indian Context" and it is a mandatory rule to submit thesis within six months from the date of issuance of certificate of Pre-submission seminar but due to COVID-19 this period has been extended till further order, thus she has requested for submitting the Ph.D. thesis before the expiration of that certificate. Thereafter, through online objection the officer has been asked to intimate her status of taking study leave, status of thesis submission and also be asked to submit declaration regarding no attendance requirement. In reply, the officer has stated that she has qualified and completed the Ph.D. course work exam as per the rules and regulations of Banaras Hindu University (marksheet of Ph.D. course work can be seen as attachment). She has also added that before joining the U.P. Nyayik Sewa, Course work and Pre-submission seminar have already been conducted (Certificate of Pre-submission can also be seen as attachment) and most parts of her thesis have been completed and she has not taken any class study for Ph.D. after joining U.P. Nyayik Sewa. Again in her reply submitted against online objections, the officer has stated that she has submitted all the six-monthly Ph.D. Progress Reports as required by the B.H.U. Ph.D. Ordinance, 2016 and the same have been duly approved by the Departmental Research Committee (D.R.C.) of Faculty Of Law, B.H.U. She has further stated that a period of about four months and fifteen days is required to complete the residential period in which no study as such is to be done and this period is required only to complete the residential period for which no study leave shall be required and this period can be completed by any mode of leave, preferably leave with half pay. She has, therefore, requested for grant of permission to submit the thesis which is at the submission stage, and for which the course work is already completed and passed before joining the service and no further study is to be done and no study leave as such is required.

In this connection, it is stated that the officer has joined the Uttar Pradesh Judicial Service on 15.11.2019. 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, as the officer has stated that she has already completed and passed the course work before joining the service and no further study is to be done and no study leave as such is required. Only about three months and fifteen days is required to complete the residential period in which no study as such, is to be done and this period is only to complete the required residential period for which no study leave shall be required and added that this period can be completed by any mode of leave, preferably leave with half pay. As she also do not want to take study leave but any other kind of admissible leave, preferably leave with half pay, nothing appears to be objectionable relating to leave matter at the stage of consideration of grant of applied instant permission. Now, as the officer has completed the course work of Ph.D. and only submission of thesis and Viva-voce examination is left, it is on the discretion of the Hon'ble High Court either to grant permission to the officer for submission of Ph.D. thesis, as prayed or to pass any such order which deems to be proper.

May, therefore, if approved, the instant matter may be laid before Hon'ble Mr. Justice Pritinker Diwaker, Senior Judge (J-1) for His Lordship's kind perusal and, if His Lordship approves:-

(A) Sushri Arpita Singh-II, Additional Civil Judge (Junior Division), Varanasi be granted permission for submission of her Ph.D. thesis on the topic of "Criminal Justice to Women in Private & Public Domain: A Study in Indian Context" to Banaras Hindu University, as well as be

granted permission to appear in the viva-voce followed by thesis submission, as requested, in order to complete her Ph.D.?

Or

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

Archana Awasthi
Review Officer
Meetu Verma
Assistant Registrar, Admin (A-4)

Hon'ble Mr. Justice Pritinker Diwaker,

Senior Judge (J-1)

Submitted for kind perusal and orders?

I/C Joint Registrar(Judicial)(Budget)

09.02.2023

