

I/c Joint Registrar (Judicial) (Budget)

May kindly see the online application of Sri Manu Gupta, Nyayadhikari, Gram-Nyayalaya, Kerakat-Jaunpur regarding grant of permission to do/ pursue LL.M. Course through distance education from Kurukshetra University.

In his application, Sri Manu Gupta has stated that he wants to take admission and do/ pursue LL.M. from Kurukshetra university through distance education. As it is a correspondence course wherein no regular classes are conducted thus he do not need any type of study leave and he would complete his course by self study. He has therefore, requested to grant him permission to take admission in the said course for the academic session 2020-2022. Thereafter through online objection the officer was asked to intimate about status of his admission and study of LL.M. alongwith his declaration regarding no judicial work would hamper from pursuance of the course. In reply, the officer has stated that he got himself enrolled for the academic session of July 2020 to 2022 and has also appeared in the LL.M. 1st year examination in the anticipation of the permission of Hon'ble High Court. Later on in reply of another objection the officer has stated that he has completed his LL.M Part I i.e. first year and the exam for the LL.M Part II i.e. second year is scheduled in August 2022. He has also enclosed his LL.M. syllabus, prospectus, declaration, LL.M. 1st year admit card & result and LL.M. 2nd year date-sheet, which can be seen as attachments. He has, therefore, requested for grant of 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 as this is a correspondence course, thus he do not need any kind of study leave to pursue the course. In the instant case, as stated by the officer that he has taken admission in the LL.M. Course and appeared in the LL.M. 1st year and also pursuing LL.M. 2nd year in anticipation of permission from the Hon'ble High Court and now wants to appear in the examination of LL.M. 2nd year; It is on the discretion of the Hon'ble High Court either to regularize the matter by granting ex post facto permission for his admission and appearance in the LL.M. 1st year as well as permission for appearing in LL.M. 2nd year course examination to the officer 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) Sri Manu Gupta, Nyayadhikari, Gram-Nyayalaya, Kerakat-Jaunpur may be granted ex-post facto permission for his admission and for his appearance in the LL.M. 1st year examination as well as permission to appear in LL.M. 2nd year course examination through Distance education/ correspondence from Kurukshetra University, Kurukshetra for the academic sessions 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 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

Hon'ble Mr. Justice Pritinker Diwaker,

Senior Judge (J-1)

Submitted for kind perusal & order

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