

I/c Joint Registrar (J) (Budget)

May kindly see the online application of Sri Dharmender Singh Yadav, Additional Civil Judge (Junior Division), Lakhimpur-Kheri regarding grant of permission for submission of her Ph.D. thesis, on the topic of " Procedure of Talaq Under Islamic law: legal study in Bareilly District" in the supervision of Dr. Naseem Akhtar, Associate Professor of Mahatma Jyotiba Phule Rohilkhand University, Bareilly.

In his application, Sri Dharmender Singh Yadav has submitted that his nomination in the Ph.d course was made in the year 2015 at Mahatama Jyotiba Phule Rohilkhand University Bareilly and he had completed six month regular Course work and after qualifying examination had been allotted Research Subject for Ph.d." Procedure of Talaq Under Islamic law: legal study in Bareilly District". He has also stated that he has completed her research work and submitted pre submission at research work before joining in U.P. judicial service. Thereafter through online objections the officer was asked to intimate his status of taking study leave, status of coursework and thesis submission and declaration regarding no attendance requirement etc. In reply, the officer has submitted his reply, which can be seen as follows:-

Prior to applying for and joining the Judicial Service, he was engaged in teaching law, which required him to obtain a Ph.D. degree in the subject and accordingly he got himself registered for doing Ph.D. in Bareilly University under the supervision of Dr. Naseem Akhtar.

He has stated that he has passed Ph.d. course examination in the year 2016, organised by Mahatma Jyotiba Phule Rohilkhand University Bareilly after completion of 6 month regular classes.

He has been allotted research topic " Procedure of Talaq under Islamic law: A socio-legal study in Bareilly District" by Research Development committee of the same university in the year 2017. His research supervisor is Dr. Naseem Akhtar (Associate professor, Bareilly College, Bareilly)

He had completed Pre-submission of his research work under the supervision of Dr. Naseem Akhtar on dated 9 December 2019 and also completed all requirements there of, before his joining in the Uttar Pradesh Judicial services.

Now there is no requirement of any leave to attend any day to day classes and after checking plagiarism report of his thesis as per norms, he would finally submit his research work.

He has also enclosed relating papers, which can be seen as attachments. He has, therefore, requested to Hon'ble Court to grant him permission for submission of his Ph.D. thesis to Mahatma Jyotiba Phule Rohilkhand University Bareilly.

In this connection, it is stated that the officer has joined the U.P. Judicial Service 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 would be subject to the discretion of Hon'ble the Chief Justice. In the instant case, as the officer has stated that he has completed pre submission and all formalities thereof, thus he has stated that there is no requirement of any leave to attend any day to day classes therefore, it appears that 'study leave' is also not required to him. Now, It is on the discretion of the Hon'ble Court either to grant permission to the officer for submission of Ph.D. thesis 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 Dharmender Singh Yadav, Additional Civil Judge (Junior Division), Lakhimpur-Kheri be granted permission for submission of Ph.D. thesis, on the topic "Procedure of Talaq Under Islamic law: legal study in Bareilly District" in the supervision of Dr. Naseem Akhtar, Associate Professor of Mahatma Jyotiba Phule Rohilkhand University, Bareilly, as requested.

Or

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

I/c Joint Registrar (Judicial) (Budget)

