

I/c J.R.(J) (Budget)

May kindly see the online application of Sushri Indu Rani, Additional Civil Judge (Junior Division), Nazibabad-Bijnor regarding information about purchase as well as gifting of new Tata Nexon car by her father to the officer, allotted reg. no. UP25 CU9111, intimated through his application dtd. 08.06.2021.

The information regarding purchase of car as required under Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 as furnished by the officer is given below:-

1.	Date of joining service	18/11/19
2.	Present Gross Salary Take home Salary	Rs. 87,338/- Rs. 74,825/-
3.	Details of purchases (Moveable property exceeding to value of Rs. 10,000/- and immovable property) made by the officer earlier	None
4.	Details of Advance or Loan taken from the High Court	N.A.
5.	Details of loan taken from Bank etc.	Nil
6.	Details regarding purchase of second hand car	N.A.
7.	(a) Details of the property purchased	New Tata Nexon car purchased on 01.12.2019, allotted reg. no. UP25 CU9111. Note- The said car is stated to have been purchased by the father of the officer, Sri Laxman Singh in the name of his daughter (i.e. officer) as gift (copy of 'Consent letter' of her father as well as invoice has been submitted by the officer as attachment)
	(b) Cost price	Rs. 9,98,893/-
8.	Name and address of the seller(s)	Tata Motors showroom 'Grover Trade Links Pvt. Ltd.' located on Rampur Road, Bareilly
9.	Status of the Seller /Dealer	Regular & reputed
10.	Whether the seller is related to the officer in any manner and whether any case against him is pending/decided by the officer	No
11.	Details of source of amount	<ul style="list-style-type: none">• Her father had purchased the said car in her name on 01.12.2019 after her joining date which is 18.11.2019. The total price paid by him for the said car is Rs. 9,98,893/-• Her father has taken a term loan of Rs. 9,00,000/- from SBI, Lucknow & Rs. 1,11,000/- is stated to have been paid in cash which he withdrew from his S.B. A/c (copy of statement of A/c & receipt can be seen as attachment).

The relevant rule relating to gift (Rule 11 of the U.P. Government Servant's Conduct (Amendment) Rules, 1998) and relating to transfer of immovable property [Rule-24 (1) of U.P. Government Servant's conduct Rule-1956] runs as under: -

11. Gifts:- A government servant shall not without previous approval of Government :-
(a) Accept directly or indirectly on his own behalf or on behalf of any other persons, or

(b) Permit any member of his family who is dependent on him, to accept Any gift, gratuity or reward from any person other than a close relative.

In view of the above, the information so submitted by the officer is likely to be acceptable, as the car has been gifted to her by her father, which is the closest blood relative.

In this connection it is submitted that the Rule-24 (2) of U.P. Government Servants Conduct (Amendment) Rules, 1998 relating to transfer of such item, is as follows: -

“A Government servant who enters into any transaction concerning any movable property exceeding in value, the amount of his basic pay for one month, whether by way of purchase, sale or otherwise, shall forthwith report such transaction to the appropriate authority;

Provided that no Government servant shall inter into any such transaction except with or through a reputed dealer or agent of standing, or with the previous sanction of the appropriate authority.”

Under the facts & details mentioned above and as the officer has purchased the car from a regular & reputed dealer and has submitted sufficient details about purchase and source of money, if approved, the matter may kindly be laid before Hon'ble Mr. Justice Rajeev Misra, Administrative Judge, Bijnor also nominated for “Disposal of the matters of the Judicial Officers wherein permission/information for sale or purchase of movable/immovable property and permission/information to accept gift under U.P. Government Servant's Conduct Rules, 1956”, for the district Bijnor for His Lordship's kind perusal and information under rule 24(2) of U.P. Government Servant's Conduct Rules, 1956?

Munmun Narang S.O.

Mohd. Arshad A.R.

Hon'ble Mr. Justice Rajeev Misra,

Administrative Judge, Bijnor

Submitted for kind perusal & order

I/c Joint Registrar(Judicial) (Budget)

