

Joint Registrar (J) (Budget)

May kindly see the online application of Sushri Mina Akhtar, Addl. Civil Judge (Junior Division), Etah regarding grant of permission for admission and to do/pursue LL.M. Course through distance learning from Kurukshetra University, Kurukshetra, Haryana.

In her application, Sushri Mina Akhtar has stated that she wishes to enroll for the Masters in Law (Distance Learning/Correspondence) which can help her enhance her knowledge and develop her skills in this field. She wishes to enroll for the academic session 2021-2023 and being the distance learning course, it can be pursued without attending the classes, which will ensure that the judicial work is not hampered. Thereafter, through an online objection, she was asked to intimate about her admission status and status of taking study leave. In reply of the same, the officer has stated that she has not taken admission in the LL.M. Course and also stated that she do not require any study leave for LL.M. Course as this is a distance course. She has also enclosed prospectus, syllabus public notice issued by the University for distance learning and her self declaration relating to no attendance for pursuing the Course as attachments. She has, therefore, requested for grant of permission for admission and pursuing LL.M. Course through distance learning from Kurukshetra University, Haryana.

In this connection, it is stated that Sushri Mina Akhtar has joined the U.P. Nyayik Sewa on 16.11.2019. 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, the officer has stated that she wishes to take admission for the academic session 2021-2023 and thereafter wants to pursue LL.M. Course through distance education from Kurukshetra University and also stated that no 'study leave' would be required as this a distance learning programme, 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 Mina Akhtar, Addl. Civil Judge (Junior Division), Etah may be granted permission for admission and to do/pursue LL.M. Course through distance learning/ correspondence from Kurukshetra University for the academic Sessions 2021- 2023, with exemption of the requirement to take study leave for the same and 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

Hon'ble Mr. Justice Pritinker Diwaker,

Nominated Judge

Submitted for kind perual & order

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