

Joint Registrar(Judicial)(Budget)

May kindly see the online application of Sushri Yogita Kumar, Metropolitan Magistrate, Kanpur Nagar regarding grant of permission to appear in the papers of LL.M. 2nd year Course through distance education from Kurukshetra University, Kurukshetra, Haryana.

In her application, Sushri Yogita Kumar has stated that she has been pursuing LL.M (2-year) course through distance education from Kurukshetra University, Haryana and had appeared in first year of LL.M (2-year) examination in 2018 before joining the judicial service. She has also stated that earlier she has been granted permission to appear in LL.M (2-year) 2nd year examination which was held from 3.06.2019 to 18.06.2019 (copy of the same can be seen as attachment) but she could not appear in any papers of the aforesaid examination as she was undergoing her 2nd phase induction training programme organized by Judicial Training and Research Institute, Lucknow organized from 1.5.2019 to 31.7.2019. Thereafter, LL.M. part-II examination were again held in September 2020 but she was not able to appear in the same due to medical emergency in her family and now wants to appear in the LL.M. 2nd year examination, scheduled in August 2021. Thereafter, through online objections, the officer was asked to intimate her status of taking study leave, about her appearance in the said examination and also be asked to submit/ attach declaration relating to no attendance requirement. In reply, the officer has stated that she has appeared in the LL.M. 2nd year examination, scheduled from 11.08.2021 to 27.08.2021 by taking casual leaves and stated that no study leave has been taken by her and has not attended any class during the entirety of the said course. She has also enclosed examination datesheet, LL.M. 1st year result, declaration and other relating papers of LL.M. She has, therefore, requested to the Hon'ble Court for grant of ex-post facto permission to appear in LL.M. 2nd year examination.

In this connection, it is stated that Sushri Yogita Kumar has joined the U.P. Nyayik Sewa on 07.07.2018. It is pertinent to mention here that the officer had already granted permission to appear in the written examination of her LL.M. 2nd year Course, was scheduled to be held in June 2019 through distance education from Kurukshetra University, Kurukshetra, Haryana vide order dated 12.12.2018 (Offline) of Hon'ble The Chief Justice but as stated by the officer that he could not appeared in the same as she was undergoing her 2nd phase induction training programme and also in the next year had not appeared due to some medical emergency in her family; now appeared in the LL.M. 2nd year examination, held from 11.08.2021 to 27.08.2021; now It is on the discretion of the Hon'ble High Court either to regularize the matter by granting ex post facto permission for her appearance in the LL.M. 2nd year examinations 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, Nominated Judge for the purpose, for His Lordship's kind perusal and if His Lordship approves :-

A) Sushri Yogita Kumar, Metropolitan Magistrate, Kanpur Nagar may be granted ex-post facto permission for her appearance in the LL.M. 2nd year examinations, was held from 11.08.2021 to 27.08.2021 through distance education from Kurukshetra University, Kurukshetra, Haryana, 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 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
18.02.2022

Hon'ble Mr. Justice Pritinker Diwaker,

Nominated Judge

Submitted for kind perusal & order

Joint Registrar (Judicial) (Budget)

