

## **Joint Registrar (J) (Budget)**

May kindly see the online application received from Sri Kshitij Kumar Srivastava, H.J.S., Judicial Member, Commercial Tax Tribunal, Bareilly, by which he has requested for grant of permission to purchase residential house measuring no. 183, Ashish Royal Park, Bareilly, measuring plot area of 220 sq. meters and covered area of 180.92 sq. meters, part of Khasra no. 31-34, situated in village Navada Jogiyaan, Pargana & Tehsil Bareilly, District Bareilly.

In his application, Sri Kshitij Kumar Srivastava has stated that he intends to purchase the aforementioned property from Sri Ram Nivas Gupta S/o Late Sri Satya Prakash Gupta R/o 5-B, Mandal Vihar Colony, Bareilly for Rs. 85,00,000/-, for which an 'Agreement Deed' has been executed on 14.07.2021. He has submitted pointwise details of the proposed transaction, as required under the provisions of this Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 and has therefore, requested for grant of permission to purchase the above mentioned house.

The information regarding transaction of the house, 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 - 25/05/2001
2. Present Gross Salary - Rs. 2,14,980/-  
Take home Salary - Rs. 1,58,580/-
3. Details of purchases (Moveable property exceeding to value of Rs. 10,000/-and immovable property) made by the officer earlier.-  
Hyundai Creta car has been purchased by the officer in the year 2016 for Rs. 13,85,000/-

Note: The officer has already sent the information to this Hon'ble Court.

4. Details of Advance or Loan taken from the High Court - Nil
5. Details of loan taken from Bank etc. - Nil
6. Details regarding purchase of second hand car. - N.A.
7. Details of the property proposed to be purchased-

(A)Residential house measuring no. 183, Ashish Royal Park, Bareilly, measuring plot area of 220 sq. meters and covered area of 180.92 sq. meters, part of Khasra no. 31-34, situated in village Navada Jogiyaan, Pargana & Tehsil Bareilly, District Bareilly (Copy of 'Agreement Deed' can be seen as attachment).

(b) Cost price  
Rs. 85,00,000/-

8. Name and address of the seller(s) - Sri Ram Nivas Gupta S/o Late Sri Satya Prakash Gupta R/o 5-B, Mandal Vihar Colony, Bareilly

9. Status of the Seller /Dealer - Private person

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 -

A. Rs. 15,00,000/- is stated to have been paid at the time of agreement through cheque nos. 462815 & 462816 out of his own salary savings bank A/c no. 30055228134 (copy of passbook can be seen as attachment named SBI statement).

B. Rs. 40,00,000/- is proposed to be taken as housing loan from Bank of India, repayable in 240 EMIs of Rs. 30,500/- (copy of loan related paper can be seen as attachment named Loan sanction letter).

C. Rs. 25,50,000/- will be paid by his mother, Smt. Suman Srivastava, Pensioner, as gift who is a widow & is residing with him since the death of her husband (officer's father) (copy of passbook of his father mother joint account as well as his mother' single named account, having balances of Rs. 25,25,658/- and Rs. 15,97,087/- can be seen in two attachments named Mother's statement) (Copy of gift money consent letter from his mother is given and may be seen as attachment named 'Consent letter mother').

D. Rest Rs. 4,50,000/- against the sale consideration and around Rs. 7,50,000/- against stamp duty expenditure will be paid out of his own own salary savings bank A/c no. 30055228134, having balance of Rs. 21,71,983/- (copy of passbook can be seen as attachment named SBI statement).

It is further submitted that as per Rule- 24 (1) of U.P. Government Servant's conduct Rule-1956:-

"No Government servant shall, except with the previous knowledge of the appropriate authority acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the name of any member of his family;

Provided that any such transaction conducted otherwise than through a regular & reputed dealer shall require the previous sanction of the appropriate authority."

Therefore, if approved, the file be laid before Hon'ble Mr. Justice Ali Zamin, Nominated Judge for disposal of the matters of Judicial Officers, of information/ permission of sale/ purchase of movable/ immovable property or gift etc. for the district Bareilly, for His Lordship's kind perusal and if His Lordship approves, Sri Kshitij Kumar Srivastava, H.J.S., Judicial Member, Commercial Tax Tribunal, Bareilly may be granted permission to purchase residential house measuring no. 183, Ashish Royal Park, Bareilly, measuring plot area of 220 sq. meters and covered area of 180.92 sq. meters, part of Khasra no. 31-34, situated in village Navada Jogiyaan, Pargana & Tehsil Bareilly, District Bareilly from Sri Ram Nivas Gupta S/o Late Sri Satya Prakash Gupta R/o 5-B, Mandal Vihar Colony, Bareilly for Rs. 85,00,000/-, as requested, subject to the condition that the relevant papers of the transaction alongwith copy of the sale deed be furnished by him immediately on completion of the transaction?

Munmun Narang R.O.

Mohd. Arshad A.R.

09.08.2021

**Hon'ble Mr. Justice Ali Zamin,**

**Nominated Judge**

Submitted for kind perusal & order

Joint Registrar (J) (Budget)