

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

May kindly see online request dated 26.10.2021 accompanied with application dated 01.11.2021 (**attachment under heading-remaining doc**) and other essential documents (**attachment under heading objection removal Sheshmani ji**) of Sri Sheshmani, Principal Judge, Family Court, Bahraich regarding sanction of final withdrawal of Rs.20,00,000/- to him out of the total amount standing to his credit in G.P.F Account No. LJU-21155, to meet out the expenses due to arise in upcoming marriage of his daughter, Ms. Rashmi Shukla.

Sri Sheshmani has informed vide aforesaid requisition dated 26.10.2021 that the marriage of his daughter Ms. Rashmi Shukla with Mr. Utkarsh Pandey, S/o Smt. Sheela Pandey & Sri Rangnath Pandey, Retired High Court Judge, R/o 5/49, Vineet Khand, Gomti Nagar, Lucknow is due to be solemnized on 12.12.2021. He has also annexed copy of wedding card (**attachment under heading-Invitation Card**) as the evidence of purpose. Thus, he has requested for sanction of Rs.20,00,000/- from his GPF account.

In this connection it is submitted that the aforesaid request of Sri Sheshmani may be considered under provision of **Rule 16(1)(A)(b) of G.P.Fund(U.P) Rules, 1985**, which is as follows :

**Rule 16(1)(A) : After the completion of twenty years of service (including period of suspension followed by reinstatement and other broken periods of service, if any) of a subscriber or within 10 years before the date of his retirement on superannuation, whichever is earlier, from the amount standing to his credit in his GPF Account for one or more of the following purposes, namely:**

(a) .....

(b) **meeting the expenditure in connection with the marriage of the subscriber's son or daughter, and any other relation actually dependent on him.**

(c) .....

Sri Sheshmani has also enclosed attested photo-copy of last five, including current Financial Y., GPF pass-book statements and certificate dated 01.11.2021 (**Page 9 of attachment under heading-objection removal Sheshmani ji**), issued by the Drawing and Disbursing Officer, Bahraich as the evidence of total amount standing to his credit in his GPF Account No. LJU-21155 till September, 2021. As per GPF pass-book statement for the F.Y 2020-21 (**Page 5 of attachment under heading-objection removal Sheshmani ji**) & 2021-22 (**Page 6 of attachment under heading-objection removal Sheshmani ji**) and certificate issued by the Drawing and Disbursing Officer, Bahraich, a total amount of Rs.60,83,551/- stands to his credit in his GPF Account till September, 2021, out of which final withdrawal of Rs.20,00,000/- can be sanctioned.

Further, he has informed vide reply dated 01.11.2021 (**Page 1 of attachment under heading-objection removal Sheshmani ji**) that he has not taken any final withdrawal in his entire service-period. Also, vide said reply he has informed that he had taken a temporary advance of Rs.10,750/- in F.Y. 1999-2000 from his G.P.F Account, which has already been recovered and accordingly debited from said G.P.F A/c. He had joined U.P.Judicial services on 18.03.1996 and is due to retire on 30.06.2027. His current pay is Rs.68750/-.

Further, he has annexed justification certificate dated 01.11.2021 (**Page 11 of attachment under heading- objection removal Sheshmani ji**) vide which he has intimated that said request is being made under pecuniary circumstances and hereby sanctioned amount shall be spent only on meeting marriage expenses of his daughter.

Further, since herein requested amount clearly exceeds six months pay of officer, the relevant rule **17(1)(a) of G.P.Fund(U.P) Rules, 1985** which allows instant request to be considered a special case, provides as quoted hereunder :

**17. Conditions for withdrawal -(1)(a) Any sum withdrawn by a subscriber at any one time for one or more of the purposes specified in clauses (a), (c), (d) or (e) of Sub-rule (1) of Rule 16 from the amount standing to his credit in the Fund shall not ordinarily exceed one-half of such amount or six months' pay, whichever is less. In special cases the sanctioning authority**

**may however, sanction the withdrawal of an amount in excess of this limit up to 3/4th of the balance at his credit in the fund having due regard to (1) the object for which the withdrawal is being made, and (ii) the amount to his credit in the Fund.**

Thus, Final Withdrawal of Rs.20,00,000/- may be sanctioned to Sri Sheshmani from his GPF Account No. LJU-21155, for meeting out the expenses due to arise in upcoming marriage of his daughter, in terms of sub rule 16(1)(A)(b) read with 17(1)(a), of G.P.Fund(U.P) Rules, 1985, subject to the following conditions :

1. That the amount shall not be withdrawn unless it is actually required for the purpose and it shall not be utilized for any other purpose.
2. That a utilization certificate shall be furnished to the Court within the time allowed in rule.
3. That the amount sanctioned for marriage shall be utilized within 3 months from the date of withdrawal.
4. That the concerned Treasury Officer shall ensure to mention the amount of Final Withdrawal in the withdrawal column of GPF pass-book of Sri Sheshmani, without delay.
5. That as per undertaking dated 01.11.2021 (**Page 10 of attachment under heading- objection removal Sheshmani ji**), issued by Sri Sheshmani under his own signature and seal, duly attested by D.D.O, Bahraich, any excess payment made in his favour shall be returned by him immediately to the concerned authority/account.

In the view of above submitted facts and information, if approved by Learned Joint Registrar(Judicial)(Budget), instant request of Sri Sheshmani, Principal Judge, Family Court, Bahraich may kindly be placed before Hon'ble Mr. Justice Rakesh Srivastava (**Nominated Judge to pass orders in matters of G.P.F Advance as per new nomination order dated 29.10.2021 of Hon'ble the Chief Justice**), for His Lordship's kind perusal and order to the effect that an amount of Rs.20,00,000/- (Twenty Lacs) only as final withdrawal may be sanctioned to Sri Sheshmani, Principal Judge, Family Court, Bahraich against his GPF Account No. LJU-21155, for meeting out the expenses relevant with marriage of his daughter, as a special case, in terms of sub rule 16(1)(A)(b) read with 17(1)(a) of G.P.Fund(U.P) Rules, 1985, subject to the conditions mentioned above ?

His Lordship may further be requested to digitally sign attached draft sanction order ?

Pranti Dixit  
Review Officer  
Arvind Kr. Srivastava  
Asst. Registrar  
Admin A-1  
02.11.2021

**Hon'ble Mr. Justice Rakesh Srivastava**

**Nominated Judge, Bahraich**

Submitted for kind perusal & order

Joint Registrar (Judicial) (Budget)