

## **Joint Registrar(Judicial) (Budget)**

May kindly see online request dated 03.02.2022 bearing Case Id S00017982022, **(Page 1 of attachment under heading-Covering letter)** accompanied with application dated 03.02.2022 **(Attachment at Page 1 under heading- Application)** and other essential documents **(submitted as attachments)** of Sri Harish Tripathi, Principal Judge, Family Court, Bareilly regarding sanction of final withdrawal of Rs.50,00,000/- to him out of the total amount standing to his credit in G.P.F Account No. LJU-19925, to meet out the expenses due to arise in upcoming marriage of his daughter, Ms. Jagriti Tripathi.

Sri Harish Tripathi has informed vide aforesaid letter dated 03.02.2022 that the marriage of his daughter Ms. Jagriti Tripathi with Mr. Hari Mohan, S/o Sri Nathu Ram Sharma R/o Bijnor is due to be solemnized on 27.04.2022. He has also annexed copy of wedding card **(Page 11 till 14 of attachment under heading- Application)** as evidence of purpose. Thus, he has requested for sanction of Rs.50,00,000/- from his GPF account.

In this connection, it is submitted that the aforesaid request of Sri Harish Tripathi may be considered under the 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 Harish Tripathi has also enclosed attested photo-copy of last five, including current financial year's GPF pass-book statements and certificate dated 03.02.2022 **(Page 8 of attachment under heading- Application)**, issued by the Drawing and Disbursing Officer, Family Court, Bareilly as the evidence of total amount standing to his credit in his GPF Account No. LJU-19925 till December, 2021. As per GPF pass-book statement for the F.Y 2020-21 **(Page 5 of attachment under heading-Application)** & 2021-22 **(Page 6 of attachment under heading-Application)** and certificate dated 03.02.2022 issued by the Drawing and Disbursing Officer, Family Court, Bareilly a total amount of Rs.68,45,258/- stands to his credit in his GPF Account till December, 2021, out of which final withdrawal of Rs.50,00,000/- can be sanctioned.

Further, he has informed vide certificate dated 03.02.2022 **(Page 7 of attachment under heading- Application)** that he has not taken any final withdrawal in his entire service-period. Also, vide said certificate he has informed that he was sanctioned one temporary advance of Rs.33,900/- from his G.P.F Account in F.Y. 2003-2004, which has already been recovered and accordingly debited from said G.P.F A/c. He had joined U.P.Judicial services on 08.09.1993 and is due to retire on 31.12.2022. His current Basic Pay is Rs.71,830/- (plus admissible D.A. and other allowances)

Further, he has annexed justification certificate dated 03.02.2022 **(Page 9 of attachment under heading- Application)** vide which he has intimated that said request is being made under pecuniary interest 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, in light of which instant request can 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.50,00,000/- may be sanctioned to Sri Harish Tripathi from his GPF Account No. LJU-19925, 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 Harish Tripathi, without delay.
5. That as per undertaking dated 03.02.2022 (**Page 18 of attachment under heading- Application**), issued by Sri Harish Tripathi under his own signature and seal, duly attested by D.D.O., Family Court, Bareilly 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 details, if approved, instant request of Sri Harish Tripathi, Principal Judge, Family Court, Bareilly may kindly be placed before Hon'ble Mr. Justice Rakesh Srivastava (**Nominated Judge to pass orders in matters of G.P.F Advance of Bareilly District 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.50,00,000/-(Fifty Lacs only) as final withdrawal may be sanctioned to Sri Harish Tripathi, Principal Judge, Family Court, Bareilly against his GPF Account No. LJU-19925, 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  
Section Officer  
Admin-A1

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

**Nominated Judge**

Submitted for kind perusal & order

Joint Registrar (Judicial) (Budget)