

I/c Joint Registrar(J)(Budget)

May kindly see the online application received from Sri Mohd. Nasim, Special Judge (E.C. Act), Budaun by which he has informed about acceptance of a plot of 409.5 sq. yard area in favour of his wife by her father.

Sri Mohd. Nasim, in his application, has stated that his father-in-law Mr Roju acquired some ancestral properties after death of his father Kude. The properties inherited by his father-in-law bearing Khasra numbers 626Min, 621Min, 622/1 Min and 625 of Total Area 0.1060 hectar are situated at Village Pasonda, Pargana Loni, Tahsil and Zila Ghaziabad U.P. The property mentioned above inherited by his father-in-law before the officer's marriage with his wife Sajida. This property was not in sole ownership of his father-in-law but in a family settlement between the co-owners a separate plot of 409.5 square yard area was given to his father-in-law Mr. Roju through registered gift deeds executed by co-owners. His father-in-law is not having any son as his legal heir. He is very old, rustic person and remains sick most of the time so, he wished to gift a plot of 409.5 Sq. yard from his ancestral property, to his daughter (officer's wife) Sajida to avoid any future tussle with the co-sharers. Accordingly, he executed a registered gift deed in favour of his wife Sajida on 11-11-2021 (copy of gift deed and khatauni in this regard can be seen as attachment). He has therefore, submitted the information about acceptance of plot as gift for kind perusal of the Hon'ble Court.

In this connection, the relevant extract of rule relating to gift (Rule 11 of the U.P. Government Servant's Conduct Rules, 1956) is as under :-

*11.Gifts:- A government servant shall not without previous approval of Government :-
(a) Accept directly or indirectly on his own behalf or on behalf of any other persons, or
(b) Permit any member of his family who is dependent on him, to accept any gift, gratuity or reward from any person other than a close relation.*

It is further submitted that as plot has been gifted by the father to his daughter (officer's wife) out of natural love and affection & being father & daughter in relation. Thus, there appears to be nothing objectionable as per above mentioned rule.

May, therefore, if approved, the matter may kindly be laid before Hon'ble Mr. Justice Vivek Varma, Administrative Judge, Budaun, also nominated for 'Disposal of the matters of the Judicial Officers, wherein permission/ information for sale or purchase of movable/ immovable property and permission/ information to accept gift under U.P. Government Servants' Conduct Rules 1956" for the district Budaun, for His Lordship's kind perusal and information under Rule (11) of U.P. Government Servant's Conduct Rules, 1956?

Munmun Narang S.O.

Meetu Verma A.R.

03.04.2023

Hon'ble Mr. Justice Vivek Varma,

Administrative Judge, Budaun

Submitted for kind perusal & orders?

I/C Joint Registrar(Judicial)(Budget)

06.04.23