

**I/c Joint Registrar (J) (Budget)**

May kindly see the online application received from Sri Mohammad Quamar, Additional District & Sessions Judge (FTC), Shahjahanpur regarding grant of permission to sell house no. 827/34 Yogenderpuri Rehmatnagar Muzaffarnagar to Sri Shafiq Ahmad S/o Ishtiaq Ahmad R/o Kasba Charthawal, Mohalla Tagayan muslim Pargana Charthawal Tehsil & Distt. Muzaffarnagar.

In his application, Sri Mohammad Quamar has stated he is posted as ADJ (FTC) Shahjahanpur whereas his spouse (Smt. Shabana Begum) posted as a govt. teacher in Muzaffarnagar, resides all alone along with infants. In 2011, the officer along with his spouse has taken a loan of Rs. 25,00,000/- from PNB & has purchased house no. 827/34 Yogenderpuri Rehmatnagar Muzaffarnagar. The intimation regarding the same has been duly sent to this Hon'ble Court. With the due course of time, his spouse along with infants were residing there but the place where the house was situated, was not at all safe from security reasons. The officer was always in a perplexed state of mind due to the unsafe local conditions of that house. There was always a fear of any mishappening to be aroused, thus both of them had decided to sell it off. Both the officer & his wife were joint owners of that house, out of which the officer owns ½ portion. Therefore, due to the above mentioned reasons, both of them had decided to sell it off to Sri Shafiq Ahmad S/o Ishtiaq Ahmad R/o Kasba Charthawal, Mohalla Tagayan muslim Pargana Charthawal Tehsil & Distt. Muzaffarnagar for Rs. 75,00,000/-. The buyer is not related to the officer and neither his case is pending in his court nor he has decided his case at any point of time. (Copy of 'Sale deed' can be seen as attachment). Therefore, he has humbly requested the Hon'ble court to grant him permission to sell the aforesaid house to the proposed buyer.

In this connection, it is submitted that the aforementioned property has been purchased by the officer prior to joining of judicial service (17.04.2009). Thus, the relevant Rule 24(1) of U.P. Government servants' conduct Rule, 1956, is applicable in this case, which speaks as under-

*"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."*

May, therefore, if approved, the file be laid before Hon'ble Mr. Justice Neeraj Tiwari, Administrative Judge, Shahjahanpur 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 Shahjahanpur, for His Lordship's kind perusal and if His Lordship approves, Sri Mohammad Quamar, Additional District & Sessions Judge (FTC), Shahjahanpur be granted permission to sell house no. 827/34 Yogenderpuri Rehmatnagar Muzaffarnagar to Sri Shafiq Ahmad S/o Ishtiaq Ahmad R/o Kasba Charthawal, Mohalla Tagayan muslim Pargana Charthawal Tehsil & Distt. Muzaffarnagar for Rs. 75,00,000/- as requested, subject to the condition that the relevant papers in connection with the sale transaction shall be furnished immediately on completion of the transaction?

Munmun Narang R.O.

Mohd. Arshad A.R.

19.07.2022

**Hon'ble Mr. Justice Neeraj Tiwari,**

**Administrative Judge, Shahjahanpur**

Submitted for kind perusal & order

I/c Joint Registrar (Judicial) (Budget)