

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

May kindly see the online application of Sri Sarad Kumar Tripathi, Special Judge (E.C. Act), Jaunpur, regarding information about sale of Chamber No. 19, 1st Floor, Babu Lal Mishra Adhivakta Bhawan, 10 x 8, Civil Court, Kanpur Nagar.

In his application, Sri Sarad Kumar Tripathi has informed that he sold his chamber no 19, 1st floor, situated at civil court compound kanpur to his co-sharer Sri Naman Gupta (Advocate) for a sale consideration of Rs. 12,00,000/-. (copy of transaction and allotment can be seen as attachment)

It is pertinent to mention here that the officer has joined the U.P.H.J.S. on 24.03.2021. From available papers, it transpires that he had been allotted the said chamber with his co-sharer Sri Naman Gupta in the year 2015 by the Kanpur Bar Association, Civil Court, Kanpur. The officer has been asked to clarify whether he has the sole ownership rights on chamber no. 19, Civil Court Compound, Kanpur, and whether he is eligible to sell for a sale consideration and also furnish Supporting documents about ownership/allotment and copies of policy/guidelines etc. of the respective bar association. He has also been asked to submit copies of documents prepared in sale/transfer of the chamber. In reply to this, the officer has stated that he is the Owner of Chamber No. 19 with his Co-sharer Naman Gupta, and is also eligible to sell/transfer to his co-sharer(Sri Naman Gupta, Advocate) (copy of intimating Bar Association about taking sale consideration and granting no objection for allotment in favour of Sri Naman Gupta can be seen as attachment.) He further stated that there are no any written Policies or guidelines available in Bar Association. He has also received Rs. 12,00,000/- from his Co-sharer Sri Naman Gupta (copy of transaction can be seen as attachment). Here, it is also submitted that the officer after the sale transaction, entered into another such transaction about purchase/ get allotted chamber no.1B10 situated new building Civil Court Compound Kanpur from his owner Mr. Rajiv Kumar Dwivedi with co-sharer named Sri Rajendra Tripathi at consideration 20.50 lakh, detailed intimation of which has been separately informed through another cased Id no. S00024402022, which is dealt/ processed separately.

It is submitted that as per Rule 24 of U.P Government's Servant's Conduct Rule-1956 if a Government servant/ Judicial Officer proposes to sell an immovable to a private person/ private person, it is imperative for the officer to obtain prior permission of this Hon'ble Court under Rule- 24 (1) of U.P. Government Servant's conduct Rule-1956, but he has not taken any prior permission of this Court before sale of his Chamber and violated the Rule (24) of U.P. Government's Servant's Conduct Rule-1956, which runs as follows:-

*“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 matter be laid before Hon'ble Mr. Justice Rajeev Misra, Administrative Judge, Jaunpur, for His Lordship's kind perusal & order for acceptance of information about sale/ transfer of Chamber No. 19, 1st Floor, Babu Lal Mishra Adhivakta Bhawan, 10 x 8, Civil Court, Kanpur Nagar by Sri Sarad Kumar Tripathi, Special Judge (E.C. Act), Jaunpur to his earlier co-sharer Sri Naman Gupta (Advocate) for a sale consideration of Rs. 12,00,000/-?

Or

Any other order which His Lordship likes to pass.

Munmun Narang, S.O.

Meetu Verma, A.R.

**Hon'ble Mr. Justice Rajeev Misra,**

**Administrative Judge, Jaunpur**

Submitted for kind perusal & orders?

Registrar(Judicial)(Budget)

