

I/c Joint Registrar (Judicial) (Budget)

May kindly see the online application of Sri Viqar Ahmed Ansari, Presiding Officer, Commercial Court, Allahabad, regarding grant of permission to visit Saudi Arabia to perform Umrah from 31.10.2022 to 17.11.2022.

In his application, Sri Viqar Ahmed Ansari has stated that he wishes to perform Umrah and for that purpose he wants to visit Saudi Arabia from 31.10.2022 to 17.11.2022. He has also stated that the expenses for visiting abroad to perform Umrah might range between Rs. 60,000/- to 70,000/- and that would be incurred from his savings account of SBI Account No. 10277507623 (copy of the passbook having balance amount of Rs.12,17,249/- can be seen as attachment). He has also submitted required details/ declarations as per Hon'ble Court's C.L. dated 27.05.2017, which are as follows:-

1. That he had earlier visited Saudi Arabia and performed Umrah in the year 2013 and again visited Saudi Arabia in the year 2017 and performed Haj.
2. That the permission to visit abroad has never been refused by the Hon'ble High Court.
3. That there would not be any possibility of arising any dilemma before Government of India or State of U.P. on account of his foreign visit to Saudi Arabia.
4. Copy of passport can be seen as attachment.

He, has therefore requested to Hon'ble Court to grant him permission to visit Saudi Arabia in order to perform Umrah there from 31.10.2022 to 17.11.2022.

In this connection, it is submitted that grant of permission to visit abroad is considered in accordance to the G.O.1/3/98-Ka-Prasko/1999 dated 14 June 1999 and in accordance with Hon'ble High Court's Circular Letter No. 16/ IV-f-101/ Admin (A)/ dated 27.05.2017. As per reports, no vigilance/ departmental enquiry is pending against Sri Viqar Ahmed Ansari. It is pertinent to mention here that the duration of his visit is from 31.10.2022 to 17.11.2022 i.e. about 18 days, which includes all working days of the Hon'ble Court except Sunday and Second Saturday holiday and the officer has stated that he wants to visit Saudi Arabia for performing Umrah there, thus this trip appears to be religious in nature. As per the point no. (1) of Hon'ble High Court's Circular Letter No. 16/ IV-f-101/ Admin (A)/ dated 27.05.2017, Abroad tour by any officer shall not be availed of during working days of the Court or during the period of suspension/departmental proceedings, except in case of medical treatment of himself/herself, spouse or dependent, or in special circumstances, and tours which are sponsored and/ or approved by the State/ Central Government during certain fixed span of time and does not fall during vacation. In these eventualities the Judicial officers shall seek permission before applying for VISA. In the instant case the officer has stated that he wants to visit foreign country (Saudi Arabia) for performing Umrah on the proposed dates i.e. from 31.10.2022 to 17.11.2022. Now its upto the discretion of Hon'ble The Chief Justice and Hon'ble Administrative Judge, Allahabad either as a special case, to grant him permission to visit Saudi Arabia for performing Umrah there from 31.10.2022 to 17.11.2022 or to pass any other order. In this connection. It is also submitted that in the Hon'ble High Court's Circular Letter dated 27.05.2017, it has been settled that for the purpose of grant of such permission the competent authority for the judicial officers is Hon'ble the Administrative Judge of the District concerned, for the Judicial officers posted in judgeship or on the District of any deputation post, subject to approval by Hon'ble the Chief Justice or any member of the Administrative Committee authorised by the Hon'ble the Chief Justice. Vide subsequent order dated 19.10.2020, Hon'ble the Chief Justice has been pleased to nominate Hon'ble Mr. Justice Pritinker Diwaker, to consider request of permission of the Judicial Officers to visit abroad in his place.

May, therefore, if approved, the instant matter may be laid before Hon'ble Mr. Justice Vivek Kumar Birla, Administrative Judge, Allahabad for kind perusal and if His Lordship approves, as a special case, Sri Viqar Ahmed Ansari, Presiding Officer, Commercial Court, Allahabad may be granted permission to visit Saudi Arabia to perform Umrah there from 31.10.2022 to 17.11.2022, as requested, subject to approval by Hon'ble Mr. Justice Pritinker Diwaker, Senior Judge (J-1), as per Hon'ble High Court's Circular Letter No. 16/ IV-f-101/ Admin (A)/ dated 27.05.2017 and order dated 19.10.2020 of Hon'ble the Chief Justice, as mentioned above with

the condition that proper charge of Government records or cash, if any, or any government property with him, may be handed over by him before proceeding abroad?

Or

To pass any other order, which His Lordship deems fit and proper.

Archana Awasthi

Review Officer

Mohd. Arshad

Assistant Registrar

Hon'ble Mr. Justice Vivek Kumar Birla,

Administrative Judge, Allahabad

Submitted for kind perusal & order

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