

Registrar (J) (Budget)

May kindly see the online application of Sri Viresh Chandra, presently posted as Additional District Judge (FTC), Hapur by which he has submitted information about getting a pistol transferred into his name from his mother's name.

In his letter, Sri Viresh Chandra has stated that his mother Smt Chandramukhi w/o Late Yatish Chandra owns a N.P.B Pistol No 611337 Bore 0.32 maker Czech. His mother had transferred the pistol to him on 30-08-2022. The Pistol was transferred to his mother from his father who died on 11.10.1992. Copy of licence of his mother as well as himself along with Affidavit of his mother to the effect that she has to transfer the firearm to his son due to her old age, may be seen in 'attachment'.

In this connection, it is submitted that there is a Court's C.L. no. 11/ IVh-16/ Admin (A) dated 12.04.2010, which says that:-

"All the judicial officers be directed that application to obtain necessary permission for purchase of firearm be made in the Court at the time of submission of application for grant of such licence."

In this context, it is submitted that in the event of purchase of a firearm, the conditions of above- mentioned Circular will apply, however, in the instant case, the officer has not purchased the firearm but got the firearm in his name from his mother's name, as her mother has transferred the same due to her old age. As such, it appears to be a case of 'Gift'.

In this connection, it is submitted that the relevant rule relating to gift i.e Rule 11 of U.P.Government Servant's Conduct Rules, 1956 is as follows: -

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 relative.

It is further submitted as the firearm is given by his mother to him, who appears to be officer's closest relative, there appears to be nothing objectionable, as per the above-mentioned rule.

May, therefore, if approved, the matter be laid before Hon'ble Dr. Justice Yogendra Kumar Srivastava, Administrative Judge, Hapur, also nominated for disposal of the matters of Judicial Officers, of information/ permission of sale/ purchase of movable/ immovable property or gift etc., for the District Hapur, for His Lordship's kind perusal and information under Rule 11 U.P. Government Servant's Conduct Rules, 1956?

Munmun Narang S.O.

Meetu Verma A.R.

Hon'ble Dr. Justice Yogendra Kumar Srivastava,

Administrative Judge, Hapur

Submitted for kind perusal & orders?

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