

I/c Joint Registrar (Judicial) (Budget)

May kindly see the online application of Sri Neeraj Kumar Garg, Addl. District & Sessions Judge, Etawah regarding grant of permission to visit Frankfurt, Germany along with his family i.e. wife & 02 children in summer vacation from 10.06.2023 to 21.06.2023; to meet his brother in law and to attend family function.

In his application, Sri Neeraj Kumar Garg has stated that the expenses of the proposed foreign trip is Rs. 3.20 Lakh approximately that would be borne by him from his savings Account. Thereafter, through online objection, the officer was asked to submit the copy of bank account statement & has also been asked to submit following information/declaration/ papers (attachments) for taking necessary steps in the matter as per Hon'ble Court's C.L. No.16 dated 27.05.2017:-

1. Whether there will be any possibility of arising any dilemma before Government of India or U.P. due to his visit to Germany?
2. Whether such request was ever refused to him?
3. Whether he has visited any foreign country earlier, if yes, give details.
4. Copy of passport & Visa.

In reply, the officer has online submitted copy of bank account statement & passport which can be seen in attachment. He has also replied the following points:-

1. There is no possibility of arising any dilemma before the Govt of India or Government of U.P. by this visit
2. That such request to visit foreign country was never refused to him.
3. That the Officer has visited foreign countries i.e. Singapore during 26.12.2008 to 02.01.2009 & 03.01.2009 to 05.01.2009 and Indonesia 02.01.2009 to 03.01.2009

He has, therefore, requested to place his application before the Hon'ble Court for grant of permission for the aforesaid visit.

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, submitted by concerned sections, no vigilance/ departmental enquiry is pending against Sri Neeraj Kumar Garg. 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 Hon'ble 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 is going to Frankfurt, Germany along with his family to meet his brother in law & to attend family function which appears to be a pleasure/ family trip during summer holidays, thus his request appears to be considerable. Now its upto the discretion of Hon'ble The Chief Justice and Hon'ble Administrative Judge, Etawah either to grant him permission to visit Frankfurt, Germany to meet his brother in law and to attend family function during summer holidays i.e. from 10.06.2023 to 21.06.2023 or to pass any other order. 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 in 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 Karunesh Singh Pawar, Administrative Judge, Etawah for kind perusal and if His Lordship approves, Sri Neeraj Kumar Garg, Addl. District & Sessions Judge, Etawah may be granted permission to visit Frankfurt, Germany along with his family during summer holidays i.e. from 10.06.2023 to 21.06.2023, to meet his brother in law & to attend family function, as requested, subject to approval by Hon'ble Mr. Justice Pritinker Diwaker, Hon'ble The Acting Chief Justice, 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.

Ramdatt Yadav, A.R.O.

Anshu Mishra, R.O.

Meetu Verma, Assistant Registrar

Admin A-IV

Hon'ble Mr. Justice Karunesh Singh Pawar,
Administrative Judge, Etawah

Submitted for kind perusal & orders?

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23.03.23

