

I/c Joint Registrar (Judicial) Budget

May kindly see the online application of Sri Vinod Kumar Barnwal, Addl. District & Sessions Judge, Agra regarding grant of permission to visit Pokhra in Nepal along with his family from 28.04.2023 to 30.04.2023.

In his application, Sri Vinod Kumar Barnwal has stated that he has to go to Pokhra in Nepal alongwith his family to attend a family function there. He has also submitted following declaration/ information relating to his visit, which are as follows:-

1. There will be no possibility of arising any such dilemma due to his proposed visit to Nepal.
2. No such request was ever applied by him neither refused by Hon'ble Court.
3. He has not visited any foreign country earlier.
4. He has also stated that he could not submit this application earlier as the program to visit Nepal got fixed at sudden. He has also assured that he would take care of this in future.

He has, therefore requested for grant of permission to visit Pokhra in Nepal along with his family from 28.04.2023 to 30.04.2023.

In this connection, it is submitted that 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 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. Now, as in the instant case the officer wants to visit Pokhra (Nepal) alongwith his family to attend a family function there from 28.04.2023 to 30.04.2023 i.e. for three days which also includes Sunday and 2 working days only. It is also submitted that as per the reports, placed below, no departmental/ vigilance enquiry is pending against Sri Vinod Kumar Barnwal. Now, It is on the discretion of the Hon'ble High Court either to grant him permission or to pass any such order which deems to be proper.

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 judgship 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. Recently, vide order dated 23.04.2023 regarding reconstitution of different Committees, Hon'ble The Chief Justice has been pleased to form a single Hon'ble Judge Committee i.e. Hon'ble Senior Judge (J-1) to deal with the matter of grant of permission to Judicial Officers to visit abroad.

May, therefore, if approved, the instant matter may be laid before Hon'ble Mr. Justice Ashwani Kumar Mishra, Administrative Judge, Agra for kind perusal and if His Lordship approves, Sri Vinod Kumar Barnwal, Additional District & Sessions Judge, Agra may be granted permission to visit Pokhra (Nepal) alongwith his family from 28.04.2023 to 30.04.2023 to attend a family function there, as requested, subject to approval by Hon'ble The 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 23.04.2023 of Hon'ble the Chief Justice, as mentioned above with the conditions and that he will enter Nepal territory through some custom check-post and get his luggage cleared by Custom Authorities and 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/Her Lordship deems fit and proper.

Archana Awasthi
Review Officer

Munmun Narang
Section Officer

Meetu Verma
Assistant Registrar
Admin (A-IV)

Hon'ble Mr. Justice Ashwani Kumar Mishra,
Administrative Judge, Agra

Submitted for kind perusal & orders?

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