

Registrar (Judicial) (Budget)

May kindly see the online application of Sushri Shruti Triptahi, Civil Judge (Junior Division), Hathras regarding grant of permission to visit California (San Jose), United States of America (U.S.A.) from 12.06.2023 to 02.07.2023 for family visit .

In her application, Sushri Shruti Tripathi has stated that she wishes to travel to California (San Jose), USA for the personal family visit as her brothers have been in the United States of America since 2012 and her mother is also residing with her brother in U.S.A. to look after the new-born nephew who is now a U.S. Citizen. She has also stated that her mother has also not been keeping well since last few weeks and therefore she wants to visit her family in June-July 2023 for twenty days i.e. from 12.06.2023 to 02.07.2023. She has also added that her younger brother has also completed his Masters and she wishes with most humble undertones, to be able to attend convocation ceremony of her younger brother and to be able to attend the mundan ceremony of her nephew. Moreover, her brothers are engineers working with Apple & Qualcomm respectively & have been well settled in the San Jose town of California (U.S.A) and all the travel expenses are to be borne by them. She has also submitted that there would be no other static expenses of her on accommodation and lodging and all the dynamic expenses of her would be borne by the officer on her own (copy of account statement of the officer having balance amount of Rs. 7,00,118/- can be seen as attachment). The officer has also been asked to intimate her status regarding the point no. (1) of Hon'ble Court's C.L. dated 27.05.2017 which states that pleasure trips to abroad can be performed in non working days of the Hon'ble Court only and also be asked to intimate the reason as to why she has applied for permission so late. In reply of the same, the officer has stated that her mother is not currently residing with her and she is visiting her family after years. She has also stated that this trip has been scheduled to attend two ceremonies and to also tend to her mother's falling health. Also, as a widowed mother in a foreign land it is difficult for her to manage everything alone at this time, therefore, she wishes to visit abroad at this time of the year and she had no plans of visiting abroad yet the plans for the mundan ceremony & her brother's convocation coincided with her mother's ill health. The officer has further stated that she is extremely sorry and repent full for this application at such short notice but she had no indication of this abrupt visit. The officer has also stated that she holds a ten-year Tourist Visa of U.S.A. Before joining of service and hence do not need to apply/indulge in any separate formalities for begetting the same. She has also enclosed her passport, tourist VISA and other relating papers which can be seen as attachments. She has also submitted her declaration, which are as follows:-

1. That by her abroad visit no dilemma is likely to be created before the Government of India or Government of Uttar Pradesh.
2. That such type of request for abroad visit has not been refused earlier as this is the first time she is applying for such type of requests.
3. That even before joining of service she had visited United States of America in November-December 2019 and during that visit too, she had stayed with her brothers in San Jose, California.

She has, therefore, requested to kindly grant her permission to visit California (San Jose) U.S.A. to meet her family there for the aforesaid period.

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, provided by concerned sections no vigilance/ departmental enquiry is pending against Sushri Shruti Tripathi. 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, in the instant case the officer is going to visit California (San Jose) U.S.A. To meet her family there and also to attend mundan ceremony of her nephew and convocation ceremony of her brother

from 12.06.2023 to 02.07.2023 i.e. the trip of the officer include working days of the Hon'ble Court alongwith the recess. However, it is on the discretion of the Hon'ble High Court either to grant him permission or to pass any other 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 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 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 Manish Kumar, Administrative Judge, Hathras for kind perusal and if His Lordship approves, Sushri Shruti Triptahi, Civil Judge (Junior Division), Hathras may be granted permission, as a special case, to visit California (San Jose), United States of America (U.S.A.) from 12.06.2023 to 02.07.2023 to meet her family and to attend mundan ceremony of her nephew and convocation ceremony of her brother, as requested, subject to approval by Hon'ble Mrs. Justice Sunita Agarwal, 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 condition that proper charge of Government records or cash, if any, or any government property with her, may be handed over by her 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 Manish Kumar

Administrative Judge, Hathras

Submitted for kind perusal & orders?

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