

Registrar (Judicial) Budget

May kindly see the online application of Sri Jay Prakash, Additional District & Sessions Judge, Gorakhpur regarding grant of permission to visit temple of Manokamana, District Gorkha, Nepal along with his family during summer vacation from 12.06.2023 to 21.06.2023.

In his application, Sri Jai Prakash has stated that he along with his family, wishes to pay religious pilgrimage to Manokamana Temple, District Gorkha, Nepal during summer vacation 12.06.2023 to 21.06.2023. He has also submitted following declaration/information:-

1. That he wishes to undertake during the Summer vacation of 12.06.2023 to 21.06.2023 and it is not during any working day of the Court.
2. That no VISA is required for visiting Nepal.
3. That the sole purpose of his visit is religious pilgrimage of Manokamana Temple.
4. The duration of his stay in Manokamana Temple, District Gorkha, Province Gandaki, District Gorkha, Nepal will be only during summer vacation that is 12.06.2023 to 21.06.2023.
5. That the source of expenditure for the stay abroad of himself and his family will be borne from his salary account in State Bank of India 30144223204 PBB Branch, Gorakhpur
6. That by his visit abroad no dilemma is likely to be created before the Govt. of India or Govt. Of U.P.
7. That no request for abroad visit was refused to him earlier.

He has, therefore requested for grant of permission to visit temple Manokamana, District Gorkha, Nepal along with his family during summer vacation from 12.06.2023 to 21.06.2023.

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 go on a religious tour to Nepal to visit temple Manokamana, District Gorkha, Nepal along with his family during summer vacation from 12.06.2023 to 21.06.2023, his request appears to be considerable. It is also submitted that as per the reports, provided by concerned sections, no departmental/ vigilance enquiry is pending against Sri Jay Prakash. 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 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. 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 Rahul Chaturvedi, Administrative Judge, Gorakhpur for kind perusal and if His Lordship approves, Sri Jay Prakash, Additional District & Sessions Judge, Gorakhpur may be granted permission to visit temple of Manokamana, District Gorkha, Nepal along with his family during summer vacation from 12.06.2023 to 21.06.2023, 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 conditions 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.

Munmun Narang S.O.

Meetu Verma A.R.

Hon'ble Mr. Justice Rahul Chaturvedi,

Administrative Judge, Gorakhpur

Submitted for kind perusal & orders?

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