

Registrar (J) (Budget)

May kindly see the online application of Sri Amit Kumar Maurya, Additional Civil Judge (Junior Division), Shikohabad-Firozabad regarding information about purchase of two immovable agricultural plots through sale deed dated 24.03.2023 & 23.05.2023, intimated through application dated 02.09.2023.

In this connection, it is submitted that Sri Amit Kumar Maurya had intimated about purchase of two immovable agricultural plots i.e. plot having an area of 70.81 sq. m. situated at village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur for Rs. 1,20,000/- from Sri Sabhapati Maurya, Sunil Kumar, Sursatti R/o village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur & plot having an area 13.5 sq. m. situated at village Sarai Durga Das, Pargana Gadwara, Teshil Badlapur, Distt. Jaunpur for Rs. 20,000/- from Sri Rajkumar R/o village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur. The information/details regarding the transaction, as required under Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 as furnished by the officer are given below:

1.	Date of joining service	16.12.2019
2.	Present Gross Salary Take home Salary	Rs. 1,34,753/- Rs. 1,06,353/-
3.	Details of purchases (Movable property exceeding to value of Rs. 10,000/-and immovable property) made by the officer earlier	None
4.	Details of Advance or Loan taken from the High Court	Nil
5.	Details of loan taken from Bank etc.	Nil at present
6.	Details regarding purchase of second hand car	N.A.
7.	(a)Details of the property proposed to be purchased	Two immovable agricultural plots i.e. plot having an area of 70.81 sq. m. situated at village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur & plot having an area 13.5 sq. m. situated at village Sarai Durga Das, Pargana Gadwara, Teshil Badlapur, Distt. Jaunpur (Copy of 'Sale Deeds' can be seen as attachment)
	(b) Cost price	Rs. 1,20,000/- & Rs. 20,000/-
8.	Name and address of the seller(s)	• Sri Sabhapati Maurya, Sunil Kumar, Sursatti R/o village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur & • Sri Rajkumar R/o village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur

9.	Status of the Seller /Dealer	Private persons
10.	Whether the seller is related to the officer in any manner and whether any case against him is pending/decided by the officer	No
11.	Details of source of amount	<ul style="list-style-type: none"> • The payment was made through cheque no. 439894, Account no. 32501004271 State Bank of India, Branch Civil Lines Azamgarh of amount Rs 30,000, cheque no. 439895 Account no. 32501004271 State Bank of India, Branch Civil Lines Azamgarh of amount Rs 30,000 and cheque no 439893 Account no. 32501004271 State Bank of India, Branch Civil Lines Azamgarh of amount Rs 60,000. • The payment was made through cheque no 439896 Account no. 32501004271 State Bank of India, Branch Civil Lines Azamgarh of amount Rs 20,000/-(copy of statement of A/c can be seen as attachment)

As it had been seen that the plot had been purchased from private persons, accordingly the officer was asked to clarify as to why he has purchased the plots from a private person without obtaining prior permission of the Court under the provisions of Rule 24 (1) of U.P. Govt. Servant's Conduct Rules 1956.

In reply of the objection, the officer had stated that he had purchased the said properties from private persons i.e. having area of 70.81 Square meters from Arazi no 417 total area 0.036 hectare from Sabhapati Maurya, Sunil Kumar & Sursatti & property having area of 13.5 Square meters from Rajkumar, without obtaining prior permission of this Court as the aforesaid area was small and the land was adjacent to his ancestral home. The aforesaid area was purchased without the prior permission of the Hon'ble court as the seller was in dire in money and wanted to sell their property on urgent basis. The aforesaid properties were purchased immediately as the property was used as right to passage by his family members for long time and it had become imminently crucial for him to purchase the properties otherwise his important right to passage would have been blocked. It is submitted that the prior permission was not sought earlier from the Hon'ble court due lack of knowledge on his part. It is also most humbly submitted that this mistake would not be repeated again in future ever. Hence, it is therefore requested to kindly accept by sincere apologies for his bonafide mistake and place the same before the Hon'ble court for information and sympathetic consideration.

It is further submitted that as per Rule- 24 (1) of U.P. Government Servant's conduct Rule-1956: -

"No Government servant shall, except with the previous knowledge of the appropriate authority acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the

name of any member of his family;

Provided that any such transaction conducted otherwise than through a regular & reputed dealer shall require the previous sanction of the appropriate authority."

It may also be submitted that however the version/ clarification of the officer about purchase of two immovable agricultural properties from private persons without taking prior permission of the Court, as prescribed in Rule 24 (1) of U.P. Government Servant's Conduct Rules 1956, is satisfactory. The officer has regretted for the same, however, acceptance of the same is on discretion of the Hon'ble Court.

May, therefore, if approved, the matter be laid before Hon'ble Dr. Justice Gautam Chowdhary, Administrative Judge, Firozabad also nominated for "Disposal of the matters of the Judicial Officers wherein permission/information for sale or purchase of movable/immovable property and permission/information to accept gift under U.P. Government Servants' Conduct Rules 1956" for the district Firozabad, for His Lordship's kind perusal & if His Lordship approves, Sri Amit Kumar Maurya, Additional Civil Judge (Junior Division), Shikohabad-Firozabad may be granted ex-post facto permission for purchase of two immovable agricultural plots i.e. plot having an area of 70.81 sq. m. situated at village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur for Rs. 1,20,000/- from Sri Sabhpati Maurya, Sunil Kumar, Sursatti R/o village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur & plot having an area 13.5 sq. m. situated at village Sarai Durga Das, Pargana Gadwara, Teshil Badlapur, Distt. Jaunpur for Rs. 20,000/- from Sri Rajkumar R/o village Sarai Durga Das, Pargana Gadwara, Tehsil Badlapur, Distt. Jaunpur.

Or

Any other order which His Lordship may like to pass.

Munmun Narang S.O.

Meetu Verma A.R.

Hon'ble Dr. Justice Gautam Chowdhary,

Administrative Judge, Firozabad

Submitted for kind perusal & orders?

Registrar(Judicial)(Budget)