

Registrar (J) (Budget)

May kindly see the online application of Sri Aman Shukla, Civil Judge (Junior Division), Jansath-Muzaffarnagar regarding grant of permission to do/ pursue LL.M. course from S.G.T. University, Gurgaon for the academic session 2024-2025.

In his application Sri Aman Shukla has stated that he intends to pursue one year master's program in Law (LL.M.) from S.G.T University, Gurgaon. He has stated that University administration has informed him that the lectures would be delivered only on non working days i.e. 2nd Saturday, 4th Saturday and Sundays. The curriculum of LL.M is U.G.C approved and the S.G.T. University is NAAC A affiliated and approved by U.G.C and the above program would not require him to take any study leave. He has also added that the judicial work would not be hampered in any way. Thereafter through online objection, the officer has been asked to intimate his admission status, academic session as the stated one appears to be expired now and also be asked as to how he would manage to attend the classes on every 2nd, and 4th Saturday without hampering the Judicial work. In reply of the same, the officer has stated that he has not paid the fees till now and if the Hon'ble Court grants him permission, he would be able to join the course in the current academic session 2024-25. He has also stated that though the course is regular, the university has granted/ provided the option to attend some of workshops and seminars through online mode for which he would not be required to leave the station. Moreover the classes would be conducted on 2nd, 4th Saturday and Sunday and the University has also granted the permission to appear for examination even if the attendance is less than one hundred percent (copy of realting paper can be seen under attcahment heading "University Letter" dated 09.07.2024). He has also enclosed the copy of course prospectus, which can be seen as attachment. He has, therefore, requested to Hon'ble Court to kindly grant him permission to do/ pursue the stated LL.M. course from the aforesaid university.

In this connection, it is stated that Sri Aman Shukla has joined the U.P. Nyayik Sewa on 18.11.2019. There is circular letter dated 04.11.11, which provides that if any Judicial Officer during the course of his service, requests to pursue higher studies, he has to apply for grant of 'study leave' as per rules which will be subject to the discretion of Hon'ble The Chief Justice. In the instant case, the officer has stated that the lectures would be delivered only on non working days i.e. 2nd Saturday, 4th Saturday and Sundays and he would also not take any study leave to complete this course. He has also stated that the university has granted/provided the option to attend some of the classes through online mode for which he would not be required to leave the station and University has also granted him permission to appear for examination even if the attendance is less than one hundred percent. Now, It is on the discretion of the Hon'ble High Court either to grant permission to the officer to do/ pursue the aforesaid LL.M. course or to pass any such order which deems to be proper. It is also submitted that a Judicial Officer can be accorded permission to attend academic classes and specialized higher studies in terms of G.O. No.24/1066-Appointment (B) dated 21.08.1967, subject to the following conditions:-

1. Government work should not suffer in any way.
2. The academic classes, if any are held outside office hours.
3. No preferential treatment will be given in the matter of leave postings and transfer.
4. The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.

Recently, vide order dated 01.07.2024 relating to re-constitution of Committees, Hon'ble The Chief Justice has been pleased to reconstitute the single Judge Committee appearing at sl. no. 65 of the list of Committees and Hon'ble Mr. Justice Anjani Kumar Mishra is nominated in the said Committee, to deal with the matters relating to grant of permission to Judicial Officers to pursue academic course.

May, therefore, if approved, the file may be laid before single Judge Committee of Hon'ble Mr. Justice Anjani Kumar Mishra, as per order dated 01.07.2024 of Hon'ble The Chief Justice relating to re-constitution of Committees, for His Lordship's kind perusal and if His Lordship approves:-

(a) Sri Aman Shukla, Civil Judge (Junior Division), Jansath- Muzaffarnagar may be granted permission to do/ pursue LL.M. course from Shree Guru Gobind Singh Tricentenary (S.G.T) University, Gurgaon for the academic session 2024-2025, with exemption of the requirement to take study leave for the same and without entering into the fact whether the University is recognised by University Grants Commission or not and without reserving any future claim of the Officer regarding his qualification if the University is not recognised, subject to the conditions mentioned above.

Or

To pass any other order, which His Lordship deems fit and proper.

Archana Awasthi

Review Officer

Munmun Narang

Section Officer

Meetu Verma

Assistant Registrar,

Admin A-4

Hon'ble Mr. Justice Anjani Kumar Mishra,

Nominated Judge

Submitted for kind perusal & order

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