

Registrar (Judicial) (Budget)

May kindly see the online application of Smt. Vipasha Ghangoria, Additional Civil Judge (Junior Division), Maharajganj regarding grant of permission for submission of Ph.D. thesis and to appear in Ph.D. final Viva-Voce to/ in Dr. Ram Manohar Lohiya National Law University, Lucknow.

In her application, Smt. Vipasha Ghangoria has stated that she is pursuing Ph.D. from Dr. Ram Manohar Lohiya National Law University, Lucknow and enrolled herself in the same on 04.09.2017 and prior to joining U.P. Judicial Services, has completed the regular attendance and completed the full-time Ph.D. course work in August 2018, prescribed by the Law Department as mandated in the U.G.C. Rules (relating papers can be seen as attachment). She has also stated that she has already given an online Pre-Ph.D. seminar Presentation on 29.07.2022 and her Ph.D. thesis, which is work of literary character, entitled "Arbitration in India: Internal Challenges and India as a preferred International Arbitration Destination (A study with reference to Section 89 of the Code of Civil Procedure and Arbitration and Conciliation Act 1996)" is ready for submission. She has further added that Ph.D. thesis submission would not affect her training at Judicial Training Research Institute, Lucknow or at District Court of Maharajganj and she do not need any casual leave for completion of the Ph.D. thesis except one day casual leave (if needed) for the Ph.D. final Viva-Voce to be held in near future. She has therefore, requested for grant of permission from the Hon'ble Court for submission of Ph.D. thesis and to appear in Ph.D. final viva- voce to/in Dr. Ram Manohar Lohiya National Law University, Lucknow.

In this connection, it is stated that the officer has joined the Uttar Pradesh Nyayik Sewa on 04.01.2024. There is circular letter dated 4.11.11, which provides that if any Judicial Officer during the course of her Service, requests to pursue higher studies, she 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 she has completed the regular attendance and completed the full-time Ph.D. course work in August 2018, prescribed by the Law Department as mandated in the U.G.C. Rules and added that she hardly needs one day casual leave for appearing in final viva voce of her Ph.D., thus no further requirement of study leave appears to be required in the instant case. Now, It is on the discretion of the Hon'ble High Court either to grant permission to the officer for submission of her Ph.D. thesis and permission to appear in final viva-voce of her Ph.D. course or to pass any such order which deems to be proper.

Recently, vide order dated 30.11.2023 relating to re-constitution of Committees, Hon'ble The Acting Chief Justice has been pleased to change the single Judge Committee appearing at sl. no. 3 of the list of Committees dated 23.04.2023- last modified on 29.08.2023, 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 30.11.2023 of Hon'ble The Acting Chief Justice relating to re-constitution of Committees, for His Lordship's kind perusal and if His Lordship approves:-

Smt. Vipasha Ghangoria, Additional Civil Judge (Junior Division), Maharajganj be granted permission for submission of her Ph.D. thesis, on the topic "Arbitration in India: Internal Challenges and India as a preferred International Arbitration Destination (A study with reference to Section 89 of the Code of Civil Procedure and Arbitration and Conciliation Act 1996)" and permission to appear in the final viva-voce of Ph.D. thesis at Dr. Ram Manohar Lohiya National Law University, Lucknow, as requested.

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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