

### **Registrar (Judicial) (Budget)**

May kindly see the online application of Sri Shamsul Haque, Presiding Officer, Motor Accident Claims Tribunal, Hardoi regarding grant of permission to visit Saudi Arabia for performing Haj there alongwith his wife and son from 09.06.2024 to 30.06.2024.

In his application, Sri Shamsul Haque has stated that he has planned to go to Saudi Arabia for performance of HAJ 2024 alongwith family members, Mrs Mehnaz Begum (spouse) and Shams Nabeel Siddiqui (son). He has also stated that he has already applied for earned leave for that period and stated that the total expense is expected approx. Rs 25,00,000/- , source of the same is SNJPC Arrear/self saving/ salary of the officer (Copy of Bank Pass Book, showing balance amount of Rs. 43,57,885/- can be seen as attachment). He has further stated that this private tour to Saudi Arabia would be entirely religious and also submitted following declaration as per Hon'ble High Court's C.L. dated 27.05.2017-

1. That there is no dilemma likely to create before Government of India or U.P. due to our visit to Saudi Arabia for Haj as the visit is entirely religious.
2. That the request to visit abroad has never been refused in past.
3. That having got permission from Hon'ble Court, he had once visited Saudi Arabia for performance of Umra and stayed there from 16.08.2011 to 03.09.2011.
4. Copy of passport of the officer can also be seen as attachment..

He, has therefore requested to place his application before the Hon'ble Court to grant him permission to visit Saudi Arabia in order to perform Haj 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, no vigilance/ departmental enquiry is pending against Sri Shamsul Haque. 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. It is pertinent to mention here that the duration of his visit is from 09.06.2024 to 30.06.2024 i.e for a period of approximately 22 days, which is a purely religious trip and appears to be performed during a certain duration notified by the Haj Committee of India. However, it is on the discretion of the Hon'ble High Court either to grant him permission or to pass any order which seems 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 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 visit abroad..

May, therefore, if approved, the instant matter may be laid before Hon'ble Mrs. Justice Manju Rani Chauhan, Administrative Judge, Hardoi for kind perusal and if Her Lordship approves, Sri Shamsul Haque, Presiding Officer, Motor Accident Claims Tribunal, Hardoi may be granted permission, as a special case, to visit Saudi Arabia to perform Haj there from 09.06.2024 to 30.06.2024 alongwith his family, as requested, subject to approval by single Judge Committee of Hon'ble Mr. Justice Anjani Kumar Mishra, as per Hon'ble High Court's Circular Letter No. 16/ IV-f-101/ Admin (A)/ dated 27.05.2017 and order dated 30.11.2023 of Hon'ble The Acting Chief Justice relating to re-constitution of Committees, as mentioned above with the condition that 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 Lordship deems fit and proper.

Archana Awasthi,  
Review Officer  
Munmun Narang,  
Section Officer  
Meetu Verma  
Assistant Registrar  
AdminA-IV

**Hon'ble Mrs. Justice Manju Rani Chauhan,**

**Administrative Judge, Hardoi**

Submitted for kind perusal & orders?

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