

Registrar (Judicial) Budget

May kindly see the online application of Sri Sawan Kumar Vikas, A.C.J. M. (Railway), Gorakhpur regarding grant of permission to visit Kathmandu, Nepal along with his wife Smt. Sweta Chandra, who is also a Judicial Officer, from 11.06.2024 to 20.06.2024.

In his application, Sri Sawan Kumar Vikas has stated that he along with his spouse Smt. Sweta Chandra (JO Code UP 2132) wishes to visit Pashupatinath Temple situated at Kathmandu, Nepal between 11th June 2024 to 20th June 2024 during summer break and the approximate estimate of travel and stay expenditure would be Rs. 30,000/- each, calculating to a total expenditure of rupees 60000/- for the travel, stay and return from Nepal. He has also stated that all the expenses of travel would be borne out of his salary (copy of the salary A/c statement, showing balance amount of Rs. 8,81,602/- can be seen as attachment), which is sufficient for the travel and stay requirements in Nepal. He has further added that as per the rules and regulations of the country of Nepal there is no requirement of passport or visa for visit and travel in the country. The officer has also submitted his declarations on a signed affidavit as asked by Ld. Registrar (J) (Budget) (can be seen under attachment heading 'signed affidavit'), which are as follows:-

1. By his abroad visit, no dilemma is likely to be created before the Government of India or before the Government of U.P.
2. Such a request for a foreign visit was not refused to him earlier.
3. Since joining the judicial services, he has not visited any foreign country.

He has, therefore requested to kindly place his application before Hon'ble Court for grant of permission to visit Kathmandu (Nepal) along with his wife for the aforesaid period.

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. It is also submitted that as per the reports of concerned sections no departmental/ vigilance enquiry is pending against Sri Sawan Kumar Vikas. In the instant case the officer wants to go to Kathmandu, Nepal to visit Pashupatinath Temple there alongwith his wife, who is also a Judicial Officer from 11.06.2024 to 20.06.2024 which completely falls in summer vacation, thus, this trip appears to be a pleasure trip which falls during non working days of the Hon'ble Court. However, it is on the discretion of the Hon'ble High Court either to grant him permission or to pass any order which deems to be proper. Here, it is also to point out that his wife, Smt. Sweta Chandra has also separately applied for the same permission, which is also being processed through a separate e-service Id. S00044002024. 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 Mr. Justice Shekhar B. Saraf, Administrative Judge, Gorakhpur for kind perusal and if His Lordship approves, Sri Sawan Kumar Vikas, A.C.J.M. (Railway), Gorakhpur may be granted permission to visit

Kathmandu, Nepal to visit Pashupatinath Temple there, along with his wife Smt. Sweta Chandra, also a Judicial Officer, from 11.06.2024 to 20.06.2024, 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 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 Lordship deems fit and proper.

Archana Awasthi,
Review Officer
Munmun Narang
Section Officer
Meetu Verma
Assistant Registrar,
Admin (A-IV)

Hon'ble Mr. Justice Shekhar B. Saraf,

Administrative Judge, Gorakhpur

Submitted for kind perusal & orders?

Registrar(Judicial)(Budget)

