

Registrar (Judicial) (Budget)

May kindly see the online application of Sri Adarsh Srivastava, Civil Judge (Senior Div.), Gorakhpur (JO Code UP 2078) regarding grant of permission to visit Pashupatinath temple situated at Kathmandu, Nepal, alongwith his Wife Smt. Twishi Srivastava, who is also a judicial officer (JO Code UP 2065), from 11.06.2024 to 20.06.2024.

In his application, Sri Adarsh Srivastava has stated that he wishes to visit Pashupatinath temple situated at kathmandu, Nepal, along with his wife Smt. Twishi Srivastava who is also a judicial officer, from 11.06.2024 to 20.06.2024 i.e. during period of the summer vacation. The approximate estimate of travel and stay would be approximately Rs. 30,000/- per person that would be borne by the officer from his salary account (copy of the statement of salary bank account is attached), which has an account balance of 38,55,607/- rupees which is sufficient for 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 and the required tickets for flight/rental car and stay shall be booked after the grant of permission from Honourable High Court. He has also submitted the following declarations:-

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 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, provided by concerned sections, no vigilance/ departmental enquiry is pending against Sri Adarsh Srivastava. 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. Now, in the instant case the officer is going to visit Pashupatinath Temple, Kathmandu, Nepal, alongwith his wife, 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 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. it is also to point out that his wife Smt. Twishi Srivastava has also separately applied for the same permission, which is also being processed through a separate e-service Id. S00044032024. 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 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 Adarsh Srivastava, Civil Judge (Senior Div.), Gorakhpur, may be granted permission to visit Pashupatinath temple, Kathmandu, Nepal, alongwith his wife, 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 condition that he will enter Nepal territory through 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.

Ashwani Yadav (Review Officer)

Munmun Narang (Section Officer)

Meetu Verma (Assitant Registrar)

Admin (A-4)

Hon'ble Mr. Justice Shekhar B. Saraf,

Administrative Judge, Gorakhpur

Submitted for kind perusal & orders?

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