

Registrar (Judicial) Budget

May kindly see the online application of Smt. Apeksha Singh, Addl. Civil Judge (Senior Division)/ ACJM, Gonda regarding grant of permission to visit Nepal along with her husband and daughter from 10.06.2024 to 16.06.2024.

In her application, Smt. Apeksha Singh has stated that she wants to visit Nepal with her husband Nishant Saurabh Rao and daughter Mishita Singh Rao (4 years old) during summer vacation from 10th June to 20 th June, 2024 and for the trip to Nepal no visa is required. Thereafter through online objection the officer has been asked to submit her declaration and information as per Hon'ble Court's C.L dated 27.05.2017 and also be asked to intimate duration of visit as stated duration contains 11 days whereas the Judicial officers are allowed to take only 10 days leave as recess. In reply, the officer has submitted following points:-

1. There is no possibility of arising any dilemma because of this trip.
2. Such request has never been refused earlier.
3. This is her first abroad trip.
4. The estimated budget for the trip would be maximum of Rs. one lac and as added that she has received arrears recently and has approx. Rs. 25 lac in the salary account. However copy of passbook (which can be seen as attachment) shows balance amount of Rs. 3,05,035 only but it also appears to be sufficient as the stated expenditure is Rs. 1,00,000/- only. The officer has also attached the legible copy of passbook as asked by Ld. Registrar Budget, which can be seen as attachment heading namely 'Bank Statement'.
5. She has also reduced her journey period from 10 th of June to 16th of June 2024 and also apologised for mentioning 11 days as journey period and stated that it was by error and in anticipation of permission.

She has, therefore requested to kindly place her application before Hon'ble Court for grant of permission to visit Nepal along with her husband and daughter 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 Smt. Apeksha Singh. In the instant case the officer wants to go to Nepal alongwith her husband and daughter as a family trip in summer vacation from 10.06.2024 to 16.06.2024 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 her permission or to pass any order which deems 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 Mr. Justice

Siddharth, Administrative Judge, Gonda for kind perusal and if His Lordship approves, Smt. Apeksha Singh, Addl. Civil Judge (Senior Division)/ ACJM, Gonda may be granted permission to visit Nepal alongwith her husband and daughter from 10.06.2024 to 16.06.2024, 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 she will enter Nepal territory through some custom check-post and get her luggage cleared by Custom Authorities and proper charge of Government records or cash, if any, or any government property with her, may be handed over by her 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 Siddharth,

Administrative Judge, Gonda

Submitted for kind perusal & orders?

Registrar(Judicial)(Budget)

