

### **Registrar (J) (Budget)**

May kindly see the online application of Sri Prabhu Narayan Pandey, Additional District & Sessions Judge, Rampur regarding grant of permission to do/ pursue one year LL.M. course from Maharishi University of Information Technology, Maharishinagar, Gautam Buddh Nagar.

In his application Sri Prabhu Narayan Pandey has stated that Maharishi University of Information Technology, Sector 110 Noida, Post Office Maharishinagar, District Gautam Buddh Nagar (U.P.) is established by U.P. Act No. 310 of 2001 vide Notification No. 573 Dated 06.10.2001 and it's Law faculty, named as Maharishi Law School, imparting Post Graduate Course in Law (LL.M.) of one year and to improve his skills, to enhance his abilities & for betterment of service, he wishes to pursue LL.M. Course for academic Session 2024-2025. He has also added that the abovesaid University and Course is well recognised by University Grants Commission (U.G.C.) and Bar Council of India (B.C.I.) and the LL.M. programme for the academic session 2024-2025 would be conducted on Saturdays & Sundays respectively and only 22/44 credits are required for semester/yearly examination. He has also stated that in the subordinate Courts of High Court of Judicature at Allahabad, there is provision of holidays on IIInd & IVth Saturdays alongwith Sundays and due to present posting at Judgeship Rampur and short distance of Grater Noida, it is expedient to reach & pursue the abovesaid Course in holidays comfortably. He has also attached his "permission letter" which can be seen as attachment wherein he has declared that he would pursue his study after Court hours without affecting Judicial work and added that study leave would not be required to pursue the course as classes would be held on holidays only. Thereafter through online objection, the officer has been asked to intimate updated academic session of his course, mode of the study of course and in case of regular one, also be asked to intimate as to how he can pursue the same, class timings of the course etc. In reply, the officer has stated that the course is a regular one in which admission process is still on and LL.M. one year program would be conducted on Saturdays and Sundays for the academic session 2024-2025. The mode of Study would be weekend regular classes i.e. on Saturdays and Sundays only, in which timing of classes will be from 09:30 A.M. to 04:15 P.M (Copy of relating paper can also be seen as attachment). He has again stated that being posted at Rampur Judgeship, the distance of Institution is short and connectivity of mode of travel is easily accessible, so it is expedient to reach and pursue the above place on holidays comfortably. He has, therefore, requested to Hon'ble Court to kindly grant him permission to do/ pursue the stated course from the aforesaid university.

In this connection, it is stated that Sri Prabhu Narayan Pandey has joined the U.P. Nyayik Sewa on 03.01.2004. There is circular letter dated 04.11.11, which provides that if any Judicial Officer during the course of his service, requests to pursue higher studies, he 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 he would not take study leave and in this one year LL.M. program, classes would be conducted on Saturdays and Sundays only and as there is provision of holidays on IIInd & IVth Saturdays alongwith Sundays and due to present posting at Judgeship Rampur and short distance of Grater Noida, it is expedient to reach & pursue the abovesaid Course in holidays comfortably. Now, It is on the discretion of the Hon'ble High Court either to grant permission to the officer to do/ pursue LL.M course or to pass any such order which deems to be proper It is also submitted that a Judicial Officer can be accorded permission to attend academic classes and specialized higher studies in terms of G.O. No.24/1066-Appointment (B) dated 21.08.1967, subject to the following conditions:-

1. Government work should not suffer in any way.
2. The academic classes, if any are held outside office hours.
3. No preferential treatment will be given in the matter of leave postings and transfer.
4. The permission can be withdrawn without notice if; it is found at any time that the government servant neglects his normal work or that public work suffers, in any way.

Recently, vide order dated 01.07.2024 relating to re-constitution of Committees, Hon'ble The

Chief Justice has been pleased to reconstitute the single Judge Committee appearing at sl. no. 65 of the list of Committees 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 01.07.2024 of Hon'ble The Chief Justice relating to re-constitution of Committees, for His Lordship's kind perusal and if His Lordship approves:-

(a) Sri Prabhu Narayan Pandey, Additional District & Sessions Judge, Rampur may be granted permission to do/ pursue one year LL.M. course from Maharishi University of Information Technology, Maharishinagar, Gautam Buddha Nagar for the academic session 2024-2025, with exemption of the requirement to take study leave for the same and without entering into the fact whether the University is recognised by University Grants Commission or not and without reserving any future claim of the Officer regarding his qualification if the University/ Institution is not recognised, subject to the conditions mentioned above.

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 Anjani Kumar Mishra,**

**Nominated Judge**

Submitted for kind perusal and order

Registrar (J) (Budget)

