

Registrar (J) (Budget)

May kindly see the online application of Sri Shiv Kumar III, Additional District & Sessions Judge, Baghpat regarding grant of permission to purchase agricultural lands in the name of his wife Smt. Poonam Singh, measuring 0.0396 hectare, Khasra Gata no. 9 situated in village Temha, Paragana Bhauapar, Tehsil- Bansgaon, District- Gorakhpur; 0.0364 hectare, Khasra Gata no. 6 situated in Village- Tekua Veershah, Paragana- Bhauapar, Tehsil- Bansgaon, District- Gorakhpur and 0.021 hectare, Khasra Gata no. 6 situated in Village- Tekua Veershah, Paragana- Bhauapar, Tehsil- Bansgaon, District- Gorakhpur through its 'Agreement Deed' dated 29.07.2024 (Sale deed agreement can be seen as attachment), intimated through online application dated 14.08.2024.

The information regarding purchase of plot as required under Court's Circular Letter No. 25/ Admin (A) dated 13.07.1998 as furnished by the officer is given below:-

1.	Date of joining service	21.06.2006
2.	Present Gross Salary Take home Salary	Rs. 2,55,345/- Rs. 2,00,490/-
3.	Details of purchases (Moveable property exceeding to value of Rs. 10,000/- and immovable property) made by the officer earlier	Santro car bearing Registration No. UP 53 AH 6604, purchased on 06.06.2008 of Rs. 3,68,247/- information regarding purchase to Hon'ble High Court was sent on 20.12.2008 Toyota Yaris Car bearing Registration No. UP 32 JX 0013 of Rs. 11,92,060/- information regarding purchase of car was sent to Hon'ble High Court on 19.11.2018. Pistol purchased on 06.11.2019 of Rs. 98590/- information regarding purchase was sent to Hon'ble High Court on 26.02.2020. Semi furnished home in vrindavan Yojana from Awas Vikas Parishad on 09.07.2015 of Rs. 30,84,839/- information regarding purchase of property was sent to Hon'ble High Court on 22.12.2015.
4.	Details of Advance or Loan taken from the High Court	NIL
5.	Details of loan taken from Bank etc.	NIL
6.	Details regarding purchase of second hand car	NIL
7.	(a) Details of the property purchased	agricultural lands measuring 0.0396 hectare situated in village Temha, Paragana Bhauapar, Tehsil- Bansgaon, District- Gorakhpur; 0.0364 hectare situated in Village- Tekua Veershah, Paragana- Bhauapar, Tehsil- Bansgaon, District- Gorakhpur and 0.021 hectare situated in Village- Tekua Veershah, Paragana- Bhauapar, Tehsil- Bansgaon, District- Gorakhpur
	(b) Cost price	Rs. 9,99,500/-
8.	Name and address of the seller(s)	Sri Chandra Pratap S/o Late Shri Kedar Singh R/o Village- Tekua Madhav, Post- Gagaha, Tehsil - Bansgaon, District- Gorakhpur
9.	Status of the Seller /Dealer	Private person

10.	Whether the seller is related to the officer in any manner and whether any case against him is pending/decided by the officer	No
11.	Details of source of amount	Rs. 1,00,000/- is stated to have been paid as advance money out of his own S.B. A/c (copy of A/c Statement can be seen as attachment) rest of the amount will be paid out of his own S.B. A/c in which he has sufficient MOD Balance (MOD balance is shown on the very first page of A/c Statement attached)

In this connection it is submitted that through online objection the officer has been asked that to clarify that as to why in the e-stamp for sale agreement the name is written as Sri Shiv Kumar Singh, whereas his name is Sri Shiv Kumar. He has also asked to clarify that although the agreement has been made between Sri Shiv Kumar (buyer) and Sri Chandra Pratap (seller) but he has informed that the said property is to be purchased in the name of his wife Smt. Poonam Singh then why the sale agreement was not made between the actual buyer i.e his wife Smt. Poonam Singh and Sri Chandra Pratap (seller)?

In reply the officer has submitted that on the date of agreement e-stamp was purchased by advocate who mentioned surname as 'Shiv Kumar Singh' instead of 'Shiv Kumar', it is clarified that name mentioned on e-stamp for sale agreement Shiv Kumar Singh and Shiv Kumar is the same person, furthermore officer has submitted that he has informed that the said property is to be purchased in the name of his wife Smt. Poonam Singh because at the time of agreement it was not decided in whose name property is to be purchased. It is mentioned in the agreement that the property may be purchased in the name of himself or nominated person by him.

It is further submitted that as per Rule- 24 (1) of U.P. Government Servant's conduct Rule-1956: -

"No Government servant shall, except with the previous knowledge of the appropriate authority acquire or dispose of any immovable property by lease, mortgage, purchase, sale, gift or otherwise, either in his own name or in the name of any member of his family; Provided that any such transaction conducted otherwise than through a regular & reputed dealer shall require the previous sanction of the appropriate authority."

May, therefore, if approved, the matter be laid before Hon'ble Mr. Justice Anish Kumar Gupta, Administrative Judge, Baghpat, also nominated for "Disposal of the matters of the Judicial Officers, wherein permission/information for sale or purchase of movable/immovable property and permission/information to accept gift under U.P. Government Servants' Conduct Rules 1956" for the district Baghpat, for His Lordship's kind perusal and if His Lordship approves, Sri Shiv Kumar III, Additional District & Sessions Judge, Baghpat may be granted permission to purchase agricultural lands in the name of his wife Smt Poonam Singh, measuring 0.0396 hectare Khasra Gata no. 9 situated in village Temha, Paragana Bhauapar, Tehsil- Bansgaon, District- Gorakhpur; 0.0364 hectare Khasra Gata no. 6 situated in Village- Tekua Veersah, Paragana- Bhauapar, Tehsil- Bansgaon, District- Gorakhpur and 0.021 hectare Khasra Gata no. 6 situated in Village- Tekua Veersah, Paragana- Bhauapar, Tehsil- Bansgaon, District- Gorakhpur from Sri Chandra Pratap S/o Late Shri Kedar Singh R/o Village- Tekua Madhav, Post- Gagaha, Tehsil - Bansgaon, District- Gorakhpur for Rs. 9,99,500/- as requested, subject to the condition that the relevant papers of the transaction alongwith copy of the sale deed be furnished by him immediately on completion of the transaction?

Ashwani Yadav R.O.

Munmun Narang S.O.

Meetu Verma A.R.

Hon'ble Mr. Justice Anish Kumar Gupta,

Administrative Judge, Baghpat

Submitted for kind perusal & orders?

Registrar(Judicial)(Budget)

