

Registrar (Judicial) (Budget)

May kindly see the online application of Sri Virek Aggarwal, Additional Civil Judge (Senior Division)/Additional Chief Judicial Magistrate, Prayagraj, (presently attached to Hon'ble High Court, Allahabad) regarding grant of permission to visit U.S.A. to accompany his parents to visit his twin brother Mr. Viren Aggarwal there from 16.12.2024 to 10.01.2025.

In his application, Sri Virek Aggarwal has stated that during winter vacations, he wants to visit his twin brother Mr. Viren Aggarwal, residing in USA at 163 N Marengo Ave, Apt 213, Pasadena, CA 91101, from 16 December 2024 to 10 January 2025. He has also stated that his brother is residing there alone and his parents wish to visit him, however, his parents are senior citizens, and both are suffering from knee problem and his mother is also suffering from Vasculitis, (an Auto Immune disease). He has also stated that during his visit he would stay with his brother. The expenses of his Air Ticket would be borne by the officer by his own (copy of account balance having balance amount of Rs. 5,87,030/- can be seen as attachment). He has further added that he already has a Visa for USA, Visa Number (20230874110003) (copy can be seen as attachment) and would take appropriate travel insurance as well for his travel during the above said period. He has also stated that he would not do any act which brings disrepute to UP State Government or India, or which is against the ethics and dignity of a Judicial Officer. This visit is completely familial and personal and during the aforesaid period he would take Earned leave of 27 days from December 16, 2024 to January 11, 2025 and during winters the Hon'ble High Court would be closed for 11 days from December 22, 2024 to January 1, 2025, which he would cover/include in his Earned Leave, as such the court work would not suffer adversely. In reference to High Court's C.L dated 27.05.2017, he has furnished his decalartion which can be seen as attachment wherein following declarations are mentioned:-

1. That by his visit to abroad visit no dilemma is likely to create before the Government of India or before the Government of U.P.
2. That such type of request for abroad visit has not been refused earlier.
3. He has previously travelled to USA for 9 days during summer vacations in June 2018, and for 21 days from 18 December 2019 to 7 January 2020, , and for 22 days from 20 December 2020 to 9 January 2021, and for 21 days from 18 December 2021 to 7 January 2022, and 25 days from 19 December 2022 to 13 January 2023.
4. Copy of his passport can also be seen as attachment.

He has, therefore, requested to place his request before Hon'ble Court to grant him permission to visit U.S.A. to accompany his parents to meet his twin brother there.

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 Virek Aggarwal. 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, It is pertinent to mention here that the officer wants to visit USA from 16.12.2024 to 10.01.2025 (including winter vacation) to meet his twin brother there and in order to accompany his parents who are of old age and have health issues, thus it appears to be a family trip in order to make a healthy relation within. It is also to mention here that his visit includes 17 working days excluding Sundays and winter holidays of 2024. 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. 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 01.07.2024 relating to re-constitution of Committees, Hon'ble The Chief Justice has been pleased to change the single Judge Committee appearing at sl. no. 65 of the list of Committees dated 01.07.2024, 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 Siddhartha Varma, Administrative Judge, Allahabad (Prayagraj) for kind perusal and if His Lordship approves, Sri Virek Aggarwal, Additional Civil Judge (Senior Division)/Additional Chief Judicial Magistrate, Prayagraj may be granted permission to visit United States of America (USA) to accompany his parents for visiting his twin brother there from 16.12.2024 to 10.01.2025, 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 01.07.2024 of Hon'ble The Chief Justice relating to re-constitution of Committees, as mentioned above with the condition that 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 Siddhartha Varma,

Administrative Judge, Allahabad (Prayagraj)

Submitted for kind perusal & order

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