

I/c Joint Registrar (Judicial) (Budget)

May kindly see the online application of Sushri Roopali Singh, Judicial Magistrate, Rampur regarding grant of permission to do/ pursue LL.M. Course through distance education from Kurukshetra University.

In her application, Sushri Roopali Singh has stated that she wants to take admission and do/ pursue LL.M. from Kurukshetra university through distance education for the academic session starting from 2020-2021. She has also stated that no classes are required for this course, therefore she has requested for grant of permission to do/ pursue the LL.M. Course from aforesaid university. Thereafter through online objections, the officer was asked about her status of taking study leave, status of her admission. Status of LL.M. studies etc. In reply, the officer has stated that Study leave is not required in this course as this is a distance education course offered by the Kurukshetra University, Kurukshetra and admission has been taken by her in the stated LL.M. course for the sessions 2020-21, in anticipation of Hon'ble Court's permission. Again, the officer was asked about her appearance in the stated LL.M. 1st year examination. In reply, the officer has stated that LL.M. 1st year is not completed yet and attached the datesheet of the said examination which can be seen as attachment. Again as the same reply was received on the portal after much sufficient time, therefore, the officer was again asked for LL.M. 1st year and LL.M. second year study status. In reply, the officer has stated that she has completed her first Year of LL.M. from Kurukshetra University through Distance Learning Program for the session 2020-21 in anticipation of permission and LL.M. second year examination is scheduled to be held in the month of August and also attached the date sheet of the proposed examination, which can be seen as attachment. She has also enclosed his LL.M. syllabus, prospectus, declaration, LL.M. 1st year result and LL.M. 2nd year date-sheet, which can be seen as attachments. She has, therefore, requested for grant of permission to do/ pursue LL.M. Course through distance education from Kurukshetra University.

In this connection, it is stated that the officer has joined the Uttar Pradesh Nyayik Sewa on 15.11.2019. There is circular letter dated 4.11.11, which provides that if any Judicial Officer during the course of her Service, requests to pursue higher studies, she 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 that as this is a correspondence course, thus she do not need any kind of study leave to pursue the course. In the instant case, as stated by the officer that she has taken admission in the LL.M. Course and appeared in the LL.M. 1st year examinations and also pursuing LL.M. 2nd year in anticipation of permission from the Hon'ble High Court and now wants to appear in the examination of LL.M. 2nd year; It is on the discretion of the Hon'ble High Court either to regularize the matter by granting ex post facto permission for her admission and appearance in the LL.M. 1st year as well as permission for appearing in LL.M. 2nd year course examination or to pass any such order which deems to be proper.

May, therefore, if approved, the instant matter may be laid before Hon'ble Mr. Justice Pritinker Diwaker, Senior Judge (J-1), for His Lordship's kind perusal and if His Lordship approves:-

A) Sushri Roopali Singh, Judicial Magistrate, Rampur may be granted ex-post facto permission for her admission and for her appearance in the LL.M. 1st year examination as well as permission to appear in LL.M. 2nd year course examination through Distance education/ correspondence from Kurukshetra University, Kurukshetra for the academic sessions 2020-2022, 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 her qualification if the University is not recognised.

Or

B) To pass any other order which His Lordship deem fit and proper .

Archana Awasthi
Review Officer
Mohd. Arshad
Assistant Registrar

Hon'ble Mr. Justice Pritinker Diwaker,

Senior Judge (J-1)

Submitted for kind perusal & order

I/c Joint Registrar(Judicial) (Budget)

