

Court No. - 35

Case :- WRIT - A No. - 16746 of 2023

Petitioner :- Dr.Shakeel

Respondent :- Chancellor And 4 Others

Counsel for Petitioner :- Vimal Kumar,Ram Shiromani Yadav

Counsel for Respondent :- Rohit Pandey

with

Case :- WRIT - A No. - 18183 of 2023

Petitioner :- Shri Govind Degree College And Another

Respondent :- State Of U.P. And 3 Others

Counsel for Petitioner :- Pratik Chandra

Counsel for Respondent :- CSC,Rohit Pandey

Hon'ble Vikas Budhwar,J.

Writ-A No. 16746 of 2023, Dr. Shakeel Vs. Chancellor And 4 Others, (leading writ petition) and WRIT - A No. - 18183 of 2023, Shri Govind Degree College And Another Vs. State Of U.P. And 3 Others, (connected writ petition).

Heard Shri Vimal Kumar, learned counsel for the writ petitioner in the leading writ petition and respondent No. 4 in the connected writ petition, Shri Santosh Kumar Mishra, learned Standing Counsel for the respondent No. 1 in the connected writ petition, Smt. Shamli Tiwari, advocate holding brief of Shri Rohit Pandey, learned counsel for the respondent No. 2 and 3, University in both the writ petitions and Geeta Parihar, advocate (A/G0281/2016) holding brief of Shri Prateek Chandra, learned counsel for the respondent Nos. 4 and 5 in the leading writ petition and the writ petitioner in the connected writ petition.

Since common question of laws and facts involved in the writ petitions, thus, both the writ petitions are decided by a composite order.

The case of Dr. Shakeel is that he was issued an appointment as

lecturer in B.Ed. department of the institution in question on 22.08.2019, approval whereof was granted on 23.01.2020, however on the basis of a forged resignation letter dated 22.12.2022, Dr. Shakeel has been stated to have resigned. The matter travelled to the respondents-University and a communication was issued on 17.06.2023 by the Registrar of the Mahatma Jyotiba Phule Rohilkhand University, Bareilly requiring the parties to appear before it.

Prayer in the present petition is to cancel the resignation letter dated 22.12.2022. So far as the connected writ petition is concerned, the same has been preferred by the committee of management of the institution in question with the relief that the respondents-University be directed to cancel the appointment of Dr. Shakeel. It is not disputed between the parties that the matter is engaging attention before the Vice Chancellor of the Mahatma Jyotiba Phule Rohilkhand University, Bareilly and a communication has been issued on 17.06.2023, requiring the parties to appear along with the inputs for inquiry. Since the matter is engaging attention before the University thus the Vice Chancellor, Mahatma Jyotiba Phule Rohilkhand University, Bareilly is directed to conclude the entire proceedings within a period of six weeks from the date of presentation of the certified copy of the order. The counsel for the parties have made a statement that parties shall appear and cooperate on the date fixed in the matter.

With the aforesaid observation, the writ petition is **disposed off**.

Order Date :- 22.11.2023/A. Prajapati