

Court No. - 34

Case :- WRIT - A No. - 17570 of 2023

Petitioner :- Arvind Kumar Chaurasiya

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

Counsel for Petitioner :- Arvind Prabodh Dubey

Counsel for Respondent :- C.S.C.

Hon'ble Ajit Kumar,J.

1. Heard learned counsel for the parties.

2. Learned counsel for the petitioner submits that absolutely on non existent ground, petitioner has come to be suspended as there is no evidence as to petitioner taking bribe of Rs.100/-. He further submits that entire career of the petitioner is at stake and petitioner has already been sent to revenue department on deputation on 26.09.2023. He submits that he continues to be posted in the revenue department and discharging duties in the revenue department.

3. In the circumstances, since the petitioner has been discharging duties in the revenue department, the order dated 30.09.2023 placing him under suspension is put in abeyance until the disposal of the departmental and disciplinary proceedings which are directed to be disposed of in following terms:

a. Petitioner shall be served with the chargesheet within two weeks from today.

b. Soon after the receiving of chargesheet, petitioner shall be submitting reply within a further period of three weeks.

c. After the reply of the petitioner, departmental enquiry shall be concluded within one month provided petitioner cooperates.

d. After the departmental enquiry is completed, disciplinary proceedings shall also be proceeded to in the next two months' time.

Till the disposal of disciplinary proceedings, the order dated 30.09.2023 is directed to be kept in abeyance.

5. Petitioner is directed to discharge his duties in the revenue department and shall be paid salary.

6. It is made clear that this order will cease to operate if the petitioner fails to submit reply to the chargesheet and also fails to cooperate in departmental enquiry and disciplinary proceedings.

7. The order of suspension dated 0.09.2023 shall abide by the result of the disciplinary proceedings.

8. With the aforesaid observations and directions, this petition stands ***disposed of***.

Order Date :- 17.10.2023

Deepika