

Court No. - 34

Case :- WRIT - A No. - 18933 of 2023

Petitioner :- Smt. Sushila Devi And 3 Others

Respondent :- State Of U.P. And 2 Others

Counsel for Petitioner :- Anand Kumar Singh, Shri Prakash Dwivedi

Counsel for Respondent :- C.S.C.

Hon'ble Ajit Kumar, J.

1. Heard learned counsel for the parties.
2. Petitioners are aggrieved for not being supplied the requisite documents to which they have demanded after receiving the charge-sheet in the matter of disciplinary proceedings. It is submitted by the learned counsel for the petitioners that in absence of requisite documents being supplied to the petitioners, they could not submit proper reply.
3. *Per contra*, learned Standing Counsel submits that they have already been asked to approach the inquiry officer on 02.11.2023 but they did not turn up.
4. Be that as it may, it is hereby provided that in the event petitioners appear on or before 30.11.2023 before the disciplinary authority /inquiry officer, they shall be supplied with all the requisite documents or shall be shown the requisite documents, if they cannot be supplied. The petitioners shall be submitting thereafter reply within two weeks. The inquiry officer shall thereafter conclude the inquiry within period of one month of submission of reply by the petitioners, giving opportunity of hearing to them in the matter as per the procedure prescribed under the relevant rules. Soon after completion of departmental inquiry, the disciplinary proceedings shall also be concluded within further period of one month.
5. It is made clear that in the event petitioners do not co-operate in the departmental inquiry and disciplinary proceedings, it will remain open for the inquiry officer/disciplinary authority to conclude the respective inquiry and proceedings in accordance with law.

Order Date :- 8.11.2023

P Kesari