

IN THE HIGH COURT OF JUDICATURE AT PATNA

Civil Writ Jurisdiction Case No.5855 of 2015

1. Bhogendra Nath Jha, son of Late Tara Kant Jha, resident of village Awari, P.S.-
Saarghat, District- Madhubani, at present Deputy Registrar, Co- operative Societies
(head quarters (under suspension) Co-operative Department, Bihar, Patna.).

.... Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Co-operative Department,
Bihar, Patna.
2. The Registrar, Co-operative Societies Bihar, Patna.
3. The Deputy Secretary, (Vigilance), Co-operative Department, Bihar, Patna.

.... Respondent/s

Appearance :

For the Petitioner/s : Mr. Rakesh Kumar Jha

For the Respondent/s : Mr. Rana B.N.Singh, AC to GP 9

CORAM: HONOURABLE MR. JUSTICE AJAY KUMAR TRIPATHI

ORAL JUDGMENT

Date: 09-07-2015

The Commissioner of Departmental Enquiry is scheduled
to superannuate on 31st of July, 2015. Apprehension of the petitioner
is that if the enquiry report is not submitted by the said authority, the
enquiry of the petitioner will again drag on for years together.

Such apprehension is ill founded at this stage because
nobody can predict that an officer will leave behind inconclusive work
before his superannuation. If this is so, the Court may have occasion
to consider what is to be done next. That by itself cannot be a ground
for revoking the suspension when the enquiry has already concluded.

Writ application is dismissed at this stage.

(Ajay Kumar Tripathi, J)

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