NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 2254 of 2015

1. Anil Kumar Minz S/o Shri Mohar Sai Aged About 37 years Assistant Grade III Guru Ghasi Das National Park Baikunthpur Tahsil Baikunthpur District Korea Chhattisgarh

---- Petitioner

Versus

1. State Of Chhattisgarh Through Principal Chief Conservator Of Forest Wild Life Raipur Chhattisgarh
2. Chief Conservator Of Forest Wold Life Raipur Chhattisgarh
3. Conservator Of Forest, Wold Life Sarguja Forest Circle Ambikapur Chhattisgarh
4. Director Guru Ghasidas National Park Baikunthpur, District Korea Chhattisgarh

---- Respondent

For Petitioner Shri R.V. Rajwade, Advocate
For Respondent/State Shri Y.S. Thakur, Dy. Adv. General

Hon'ble Shri Justice Prashant Kumar Mishra

Order On Board

14/07/2015

Heard learned counsel for the parties.

1) Petitioner has preferred this writ petition seeking a direction to the respondent No.3 to consider his appeal preferred against the order of suspension and to allow him to remain in his headquarter at Baikunthpur, in the office of the Director, Guru Ghasidas National Park.

2) Admittedly, the petitioner, who is working as Assistant Grade III, has been suspended by order dated 25-2-2015 passed by the respondent No.4, against which the petitioner has preferred an appeal before the respondent No.3 on 1-4-2015.

3) Since the appeal is pending and two parallel proceedings on one issue is not permissible, the writ petition is disposed of with a direction that if the petitioner's appeal is still pending, the appellate authority i.e. respondent No.3 shall consider and decide the petitioner's appeal in accordance with law and on its own merits as early as possible preferably within a period of three months from the date of submission of certified copy of this order.

4) It is made clear that this Court has not expressed any opinion on the merits of the case and the respondent authorities shall decide the appeal, on its own merits, strictly in accordance with law, without treating any observation made in this order, as opinion on the merits of the case.

Sd/-

Judge

Prashant Kumar Mishra

Gowri