

NAFR

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No. 2815 of 2016

Somaru S/o Late Shri Seolal, Aged About 47 Years R/o Minus
Quarter No. 97, S. E. C. L. Manikpur Colliery, District Korba
(Chhattisgarh)

---- Petitioner

Versus

1. South Eastern Coalfields Limited Through C. M. D. Seepat Road,
Bilaspur, Chhattisgarh.
2. General Manager, South Eastern Coalfields Limited, Manikpur
Colliery, Korba Area, Distt. Korba Chhattisgarh
3. Sub Area Manager, South Eastern Coalfields Limited, Manikpur
Colliery, Distt. Korba Chhattisgarh.

---- Respondent

For Petitioner	:	Mr. Pushkar Sinha, Advocate
For Respondents-SECL	:	Mr. K.K. Shrivastava, Advocate

S.B.:Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

30/08/2016

Heard.

The petitioner has challenged initiation of enquiry against him on certain allegations of having procured employment by production of false certificate.

2. The case of the petitioner is that he has not indulged in any criminal activity and the basis on which, departmental enquiry has been initiated is based on erroneous facts.
3. On the other hand, learned counsel for the respondents submits

that the petitioner has been given a charge-sheet and the enquiry is still pending where the petitioner has all the opportunities of raising defence available to him.

4. It is not a case where without giving any opportunity of hearing to the petitioner, the action is taken against the petitioner. Admittedly, a charge-sheet has already been issued to the petitioner where the petitioner has been allowed to file his reply. This Court is informed that evidence has also been recorded in the matter.

5. Therefore, in these circumstances, there is no reason why this Court should entertain this petition at this stage. The petition is therefore disposed off with liberty to the petitioner to raise all the grounds which are available to him under the law including the ground raised in this petition.

Sd/-
(Manindra Mohan Shrivastava)
Judge