

CM-2704-2705-LPA-2016 in/and
RA-14-2016 in
LPA-1826-2015

Ex.Ct/GD Girver Singh vs Union of India and others

Present: Ms.Sonia G.Singh, Advocate
for the applicant-appellant.

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CM-2704-2705-LPA-2016

For the reasons mentioned in the applications, delay of 124 days in filing and 18 days in re-filing the review application is condoned.

CMs stands disposed of.

RA-14-2016

The applicant-appellant seeks to review/recall the order dated 23.12.2015 whereby his intra-Court appeal against the order of the learned Single Judge, which in turn up-held the action of the Disciplinary authority in dismissing the appellant from service, was turned down. This Court while dismissing the appeal took notice of the fact that the appellant who was a member of disciplined force, remained absent from duty besides being in the state of intoxication. The disciplinary action taken against the appellant was, thus, held to be justified.

The review application has now been moved on the premise that the length of service of the applicant-appellant was not kept in view.

We are of the considered view that the nature of duties entrusted to the appellant were such that he could not indulge in such like misdemeanor, hence the punishment awarded to him cannot be tinkered with merely on the basis of his length of service.

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No case to review the order dated 23.12.2015 is made out.

Dismissed.

(SURYA KANT)
JUDGE

August 05, 2016
meenu

(REKHA MITTAL)
JUDGE