

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.2544 of 2017

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Shivraj Bahadur Sinha, Son of late Gauri Shankar Prasad, R/o village Jaibar,
P.O. Nadghat, P.S. Gauri Chak, District Patna (Block Co-operative Extension
Officer-under suspension).

... .. Petitioner/s

Versus

1. The State of Bihar through the Principal Secretary, Co-operative
Department, Govt. of Bihar, Patna.
2. The Registrar, Co-operative Department, Govt. of Bihar, Patna.
3. The Additional Registrar, Co-operative Department, Govt. of Bihar, Patna.
4. The District Magistrate, Saran at Chapra.
5. The District Magistrate, Sitamarhi.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	Mr. Uday Kumar, Adv.
For the State	:	Mr. Subodh Kumar, AC to SC-26

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**CORAM: HONOURABLE MR. JUSTICE CHAKRADHARI SHARAN
SINGH**

ORAL JUDGMENT & ORDER

Date : 05-09-2017

The impugned order is of 06.08.2014, issued by the Registrar,
Co-operative Societies, Bihar, Patna, whereby, the petitioner has
been put under suspension during the pendency of a criminal case
against him, in exercise of power under Rule 9(1) (c) of the Bihar
Government Servants (Classification, Control and Appeal) Rules,
2005.

2. The petitioner, at the relevant point of time, was posted as
Block Co-operative Extension Officer, Amnaur, in the district of
Saran.



3. The power of a disciplinary authority to put an officer under suspension during the pendency of a criminal case, involving moral turpitude, cannot be disputed. I do not find any illegality in the order impugned, which is under challenge.

4. The Court, however, expects that the disciplinary authority shall review as to whether it is in public interest to allow the petitioner to continue under suspension and take a decision in this regard accordingly.

5. This application stands disposed of, with the observation as above.

(Chakradhari Sharan Singh, J)

Praveen-II/-

AFR/NAFR	NAFR
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