

HIGH COURT OF CHHATTISGARH, BILASPUR

WPS No.650 of 2017

- Mahendra Kumar Paikara S/o Shri Amarlal Paikara, Aged About 32 Years
Occupation Peon At Tahsil Office Arang, P.S. Arang, District Raipur
(Chhattisgarh)

---- Petitioner

Versus

1. State Of Chhattisgarh Through The Collector Raipur, (Disiplinary Officer),
District Raipur, (Chhattisgarh)
2. The Department Enquiry Officer, Upper Collector (R), Raipur, District Raipur,
(Chhattisgarh)

---- Respondents

For Petitioner	:	Shri J. N. Nande, Advocate
For Respondent/State	:	Shri Manish Nigam, PL

Hon'ble Shri Justice Manindra Mohan Shrivastava

Order On Board

16/08/2017

With the consent of learned counsel for the parties, the matter is heard finally.

2. Learned counsel for the State could not dispute the legal position adumbrated by the Supreme Court in the case of ***H.P. State Electricity Board Ltd. vs. Mahesh Dahiya, AIR 2016 SC 5341*** and submits that the State would not press upon the impugned notice and fresh notice would be issued only in accordance with the afore-stated decision of the Supreme Court.

3. In view of submission made above, the impugned notice (Annexure P/1) is hereby set aside. Liberty is reserved to the State to proceed in accordance with law. The petition is accordingly allowed.

SD/-
(Manindra Mohan Shrivastava)
Judge