

THE HON'BLE SRI JUSTICE A.RAJASHEKER REDDY

WRIT PETITION No.29787 OF 2017

ORDER:

The present Writ Petition, under Article 226 of the Constitution of India, is filed challenging the proceedings dated 15.02.2017 issued by the 4th respondent, wherein the petitioner was removed from service till completion of enquiry in the criminal case registered against him.

2. Heard the learned counsel for the petitioner, who submits that pending criminal case, petitioner can be suspended, but he cannot be removed from service.

3. Heard the learned Government Pleader for Medical, Health and Family Welfare (Andhra Pradesh).

4. A reading of the impugned proceedings go to show that the wording used in the said proceedings conveys the meaning that the petitioner is removed from service during pendency of the criminal case. But, it appears that the intention of the respondents is to suspend the employee pending criminal case.

5. In view of the same, it is clarified that the petitioner is suspended from service during pendency of the criminal case.

6. Accordingly, the Writ Petition is disposed of, however, as the criminal case takes unduly long time for disposal, the respondent authority may review the case and take action accordingly.

Consequently, Miscellaneous Petitions, if any, pending in this writ petition shall stand closed. There shall be no order as to costs.

JUSTICE A.RAJASHEKER REDDY

Date:13.09.2017
INL

