

NAFR**HIGH COURT OF CHHATTISGARH, BILASPUR****WPC NO.209 of 2014**

Nitin Tripathi S/o Shri Vimal Tripathi, aged about 39 years, Proprietor of City Courier Service, Bilaspur, Resident of Vinoba Nagar, Talapara Road, Near Sai Mandir, P.S. Civil Line, District Bilaspur (CG)

----Petitioner**Versus**

1. The Chief Manager, Life Insurance Company of India, Dr.Shiv Dulare Complex, Main Road, Vyapar Vihar Road, Bilaspur (CG)
2. Divisional Manager, Department of Division Office, Main Road, Vyapar Vihar Road, Bilaspur (CG)
3. Regional Manager, Central Zonal Office, 60-B, Hoshangabad Road Bhopal (M.P.) 462011

---- Respondents

 For Petitioner : Mr.Sunil Tripathi, Advocate
 For Respondents : Mr.H.B.Agrawal, Senior Advocate with
 Mr.V.Vijay Rao, Advocate

Hon'ble Shri Justice Sanjay K. Agrawal**Order on Board****16/07/2018**

1. Learned counsel for the petitioner would submit that the order of recovery has been passed without being heard to the petitioner.

2. Learned Senior Counsel appearing for the respondents would submit that the impugned order be quashed and opportunity be granted to the respondents to hold fresh enquiry after giving an opportunity to the petitioner.

3. Accepting the statement made by learned Senior Counsel for the respondents, order/notice (Annexure P/1) is quashed. However, the respondents are at liberty to afford an opportunity of hearing to

the petitioner and to pass a fresh order strictly in accordance with law.

4. The writ petition is allowed to the extent indicated hereinabove. No cost(s).

Sd/-

(Sanjay K.Agrawal)
Judge

B/-