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IN THE HIGH COURT OF DELHI AT NEW DELHI

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Date of Order : February 23, 2018

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W.P.(C) 1750/2018 & CM No.7245/2018

NARENDRA YADAV

..... Petitioner

Through: Mr.Barun Kumar Sinha and Ms.Pratibha
Sinha, Advocates

versus

INDIAN OIL CORPORATION LTD. AND ORS. Respondents

Through: Mr.Nikhil Mundeta, Advocate

CORAM:

HON'BLE MR. JUSTICE SUNIL GAUR

ORDER

(ORAL)

1. Impugned order of 10th January, 2018 (*Annexure P-1*) rejects petitioner's Representation of 29th November, 2017 (*Annexure P-2*) wherein specific plea taken is that the documents as referred to in paragraph No.2 of the Representation do not form part of the charge sheet and are not included in the list of documents.
2. Impugned order notes that though these documents have not been mentioned in Annexure III of the charge sheet, but it is clearly stated in the said Annexure that "any other document(s) considered necessary during the course of departmental inquiry proceedings" can be duly presented by the prosecution.
3. The inquiry against petitioner is in progress. What would be the evidentiary value of these documents and whether these documents are

admissible or not and as to whether they can be relied upon or not is not required to be considered by this Court in exercise of jurisdiction under Article 226/227 of the Constitution of India. These aspects have to be considered by the Inquiry Officer at the conclusion of the inquiry.

4. In view of the aforesaid, this petition and application are disposed of with liberty to petitioner to raise the pleas taken in this petition, before the Inquiry Officer.

(SUNIL GAUR)
JUDGE

FEBRUARY 23, 2018

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