

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.21132 of 2018

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Babalu Kumar @ Babalu Bind son of Lallan Prasad, Resident of Village-
Kadirganj, P.O. Bhadokhara, P.S. Darigaon, District Rohtas.

... .. Petitioner/s

Versus

1. The State of Bihar through Principal Secretary, Home Department, Govt. of Bihar, Patna.
2. The Director General of Police (D.G.P.), Bihar, Patna.
3. The (D.I.G.) Deputy Inspector General of Police, Tirhut Range, Muzaffarpur.
4. The Senior Superintendent of Police, Muzaffarpur.

... .. Respondent/s

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Appearance :

For the Petitioner/s : Mr. Anil Kumar Mishra, Adv.
For the Respondent/s : Mr. P.K. Verma- AAG 3

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CORAM: HONOURABLE MR. JUSTICE SHIVAJI PANDEY
ORAL ORDER

2 16-08-2019 Heard learned counsel for the petitioner and learned
counsel for the State.

In this case, the petitioner is challenging the order of
termination, vide Memo no. 172/R Ka dated 15.1.2016,
(Annexure 4), Memo no. 1404/Sa Sha dated 22.07.2016
(Annexure-6) and Memo no. 8671/L-1 dated 20.7.2017
(Annexure-7).

The petitioner has been terminated from service on
the ground of forgery committed by him and without holding
any enquiry to substantiate the allegation.

The petitioner submits that his case is entirely covered
by the judgment and order passed in C.W.J.C. No.18337 of 2016



(Kamlesh Kumar Choudhary vs. The State of Bihar and others).

In that case also, the petitioner was dismissed from service on the ground of forgery committed by him without holding of enquiry, the order of termination has been set aside.

If in the present case, facts, law and prayer are identical, the order of termination will be treated to have been set aside, but without direction of reinstatement, at the same time, this Court also directs, the enquiry should be conducted and completed without any delay, preferably within three months from the date of receipt or production of a copy of this order. Any payment will be made subject to final result of the case.

Accordingly, this petition is disposed of.

(Shivaji Pandey, J)

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