

HON'BLE SRI JUSTICE ABHINAND KUMAR SHAVILI

W.P.No.3026 of 2019

ORDER:

This writ petition is filed seeking Writ of Mandamus, to declare the impugned action of respondents in not considering the case of the petitioner in the matter of suspension against him in Proceedings No.G/780/2018, dated 27-08-2018 in terms of law of the land declared in the judgment of **Ajay Kumar Choudhary v. Union of India through its Secretary¹** as arbitrary and illegal and sought consequential direction to consider the case of the petitioner in the matter of suspension proceedings dated 27-08-2018 in terms of law of the land declared in the said judgment.

Heard Sri K.Ram Reddy, learned counsel for the petitioner and learned Government Pleader for Services-II.

It has been contended by the petitioner that he has been working as Senior Assistant with the respondent and he was placed under suspension vide proceedings dated 27-08-2018 on the alleged involvement in Cr.No.479 of 2018.

Learned counsel for the petitioner contended that since more than six months, the petitioner is being continued under suspension and the respondents are not reviewing the case of the petitioner in terms of G.O.Ms.No.86, General Administration (Services-C) Department, dated 08-03-1994. Therefore, counsel for the petitioner contended that

¹ (2015) 7 Supreme Court Cases 291

appropriate orders be passed in the writ petition directing the respondents to review the suspension orders strictly in terms of G.O.Ms.No.86, dated 08-03-1994.

Learned Government Pleader appearing for respondents submits that case of the petitioner would be reviewed in terms of G.O.Ms.No.86, dated 08-03-1994 and appropriate orders will be passed in accordance with law.

This Court, having considered the rival submissions, is of the considered view that the writ petition can be disposed of directing the respondents to consider the case of the petitioner for reviewing the suspension order in terms of G.O.Ms.No.86, dated 08-03-1994 and pass appropriate orders in accordance with law within a period of four weeks from the date of receipt of a copy of this order.

With these observations, the writ petition is disposed of. As a sequel to the disposal of this petition, miscellaneous petitions, if any, pending shall stand closed.

JUSTICE ABHINAND KUMAR SHAVILI

20-03-2019

Nvl