

IN THE HIGH COURT OF JUDICATURE AT PATNA
Civil Writ Jurisdiction Case No.22608 of 2019

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Ashok Kumar Choudhary, Son of Late Ghanshyam Choudhary, Resident of
Rampur Jalpur, P.s.- Dalsinghsarai, District- Samastipur.

... .. Petitioner/s

Versus

1. The State of Bihar, through its Principal Secretary, Panchayati Raj Vibhag, Bihar, Patna.
2. Principal Secretary, Panchayati Raj Vibhag, Bihar, Patna.
3. District Magistrate, Gopalganj.
4. D.D.C. (District Development Commissioner), Gopalganj.
5. Block Development Officer, Thawe, District- Gopalganj.
6. Block Development Officer, Katya.
7. Dy. Collector (Establishment), Gopalganj.

... .. Respondent/s

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Appearance :

For the Petitioner/s	:	M/S Ajay Kumar Sinha Mainini Jaiswal Sukriti Juneja
For the Respondent/s	:	Mr. Vijay Bharti, AC to SC 7

CORAM: HONOURABLE MR. JUSTICE MADHURESH PRASAD
ORAL ORDER

4 13-02-2020 Heard counsel for the petitioner and counsel for the
respondents-State.

On 29.01.2020 authority has issued charge memo against the petitioner. The said fact has to be viewed in the background of the fact that writ petition was filed prior thereto i.e. on 18.11.2019 assailing the order of suspension dated 12.09.2019.

Counsel appearing for the petitioner submits that long continuance of suspension is not in accordance with law and



that he would be entitled to payment of full salary for certain period during which he has been continued in suspension contrary to the rule. Issue is one which has to be considered in the proceedings when Disciplinary authority is finally taking decision in respect of punishment to be awarded to the petitioner as well as his entitlement for the period of suspension.

Petitioner's counsel submits that he would be raising such issue before the authority in the enquiry at the appropriate stage. It is submitted that authorities be directed to expeditiously conclude the departmental proceedings arising out of charge memo dated 29.01.2020.

In view of such submission, this court would observe that petitioner should respond to the charge memo and participate in the proceedings extending full cooperation. If that be done by the petitioner, the authority should proceed expeditiously and without undue delay after affording full opportunity to the petitioner.

Writ petition is disposed of.

(Madhuresh Prasad, J)

s.hassan/-

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