

IN THE HIGH COURT OF ORISSA AT CUTTACK

W.P.C(OAC) No.1118 of 2015

Budhani Minj

....

Petitioner

-versus-

I.G. of oPolice, W.R., Rourkela

....

Opposite Party

**CORAM:
JUSTICE BIRAJA PRASANNA SATAPATHY**

**ORDER
28.06.2022**

Order No

1. 1. This matter is taken up through Hybrid Mode.
2. 2. Heard.
3. 3. Considering the submission that during pendency of criminal proceeding, filing of defence by the petitioner in the disciplinary proceeding will jeopardize the prospect of the delinquent-petitioner involving the criminal case, this Court finds support of the submission of learned counsel has also the support of decision of the Hon'ble Apex Court reported in AIR 1999 SC 1416, decided taking supporting of the old decision of the Hon'ble Apex Court reported in AIR 1965 SC 155. This Court accordingly disposes of the writ petition directing stay of the Disciplinary Proceeding vide Rourkela District Proceeding No14/08 dtd. 22.02.2008 under Annexure-2 involving the Petitioner till finalization of the Criminal Case vide Sambalpur Vigilance P.S. Case No.01 dtd. 08.01.2007 pending in the court of learned Special Judge, Vigilance, Sambalpur. This Court also directs the Trial Court involving Sambalpur Vigilance P.S Case No.01 dtd. 08.01.2007 be expedited.

4. With the aforesaid direction, the Writ Petition stands disposed of.
5. Issue urgent certified copy as per Rules.

(Biraja Prasanna Satapathy)
Judge

Subrat

