HIGH COURT OF UTTARAKHAND AT NAINITAL

HON'BLE THE ACTING CHIEF JUSTICE SRI MANOJ KUMAR TIWARI
AND
HON'BLE SRI JUSTICE PANKAJ PUROHIT

Writ Petition (PIL) No. 167 of 2024

19th December, 2024

Gopal Chandra Vanwassi --Petitioner

Versus

State Of Uttarakhand and others --Respondent

Presence:-
Mr. Siddhartha Sah, learned counsel for petitioner
Mr. K.N. Joshi, learned Deputy Advocate General for State of Uttarakhand.
Mr. Shailendra Singh Chauhan, learned counsel for respondent No. 6
Mr. Saurabh Adhikari, learned Standing Counsel for Union of India/respondent No. 4
Ms. Neeti Rana, learned counsel for respondent Nos. 5 & 8

The Court made the following:
JUDGMENT: (per Hon'ble The Acting Chief Justice Sri Manoj Kumar Tiwari)

1. This writ petition is filed allegedly in public interest. Petitioner has sought following relief:-

> "(i) Issue a writ, rule, order or direction in the nature of mandamus directing the respondent nos. 3, 5-15 to conclude the inquiry & submit the inquiry report in a specific time frame of the 88 schemes for the period 2015-2024 under different heads viz.-NABARD, NRDWP, District scheme and Jal Jiwan Mission pertaining to Vikas Khand Tharali and Dewal, District Chamoli of Uttarakhand Peyjal Nigam Karnprayag as per office order dated 30.07.2024 issued by the District Magistrate, Chamoli (contained in Annexure No. 2)."

2. According to petitioner, a number of irregularity and bungling were committed in construction of 88 Water Supply Schemes in Tehsils Tharali and Deval of

Chamoli District; District Magistrate, Chamoli ordered for an enquiry vide order dated 29.07.2024; despite directions issued by District Magistrate to submit enquiry report within one month, enquiry committees have not submitted report in the matter.

3. Learned State Counsel assures the Court that report, if not already submitted by the Committees, constituted by District Magistrate, shall be submitted as early as possible.

4. We, accordingly, dispose of the Writ Petition with a direction to Sub Divisional Magistrate, Tharali, District Chamoli, to conclude enquiry and submit enquiry report positively within eight weeks from date of production of certified copy of this order.

5. Failure on part of concerned S.D.M. to submit enquiry report within stipulated time will make him liable to disciplinary action, as per applicable Rules.

MANOJ KUMAR TIWARI, A.C.J.

PANKAJ PUROHIT, J.

Dt: 19th December, 2024
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