SL. No.	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGE'S ORDERS
	26.10.2026		**WPSB/315/2025** Harish Chandra Singh Bisht --Petitioner **Versus** Union of India and others --Respondents **Hon'ble Manoj Kumar Tiwari, A.C.J.** **Hon'ble Subhash Upadhyay, J.** 1. Sri Aditya Singh and Sri Naitik Bhatt, learned counsel for petitioner. 2. Sri Saurav Adhikari, learned Standing Counsel for the Union of India. 3. Petitioner is serving as Deputy Commandant (Communication) in Sashastra Seema Bal (for short 'SSB'), Ranikhet. He has sought the following reliefs in this writ petition:- *"1. a writ, order or direction in the nature of certiorari quashing charge-sheet dated 30.06.2025 (ANNEXURE NO. 3) passed by Inspector General, Frontier Hqrs. SSB, Ranikhet.* *II. a writ, order or direction in the nature of certiorari quashing order dated 11.07.2025 (ANNEXURE NO. 5) passed by Inspector General, Frontier Hqrs. SSB, Ranikhet issuing ROE by means of which it has been ordered to prepare Record of Evidence against the Petitioner with respect to the chargesheet dated 30.06.2025.* *III. a writ order or direction in the nature of mandamus commanding the Respondents to not to make any effect in the carrier progression of the Petitioner with respect to the chargesheet dated 30.06.2025 (ANNEXURE NO. 3)."*

			4. It is contended that a motivated charge-sheet was issued against petitioner on 30.06.2025 when exercise for promotion to the next higher post of Commandant (Communication) was scheduled to take place. Thus, it is contended that the charge, levelled against petitioner in the impugned charge-sheet, is not only false and vexatious, but also aimed at denying his right to be considered for promotion to the post of Commandant (Communication). 5. Law is well settled that a charge-sheet cannot, normally, be challenged before a Court of law, unless the same has been issued by an authority, which is not competent for that purpose. 6. Since that is not the case here and petitioner does not contend that the officer, who has issued charge-sheet, is not competent for that purpose, therefore this Court is not inclined to go into the issue whether the allegation, levelled against petitioner in the charge-sheet, is motivated or not. However, having regard to the facts and circumstances of the case, the writ petition is disposed of with a direction to the Director General, SSB / respondent No. 3 to conclude the disciplinary proceedings initiated vide charge-sheet dated 30.06.2025 and pass final order as per law within three weeks from the date of presentation of a certified copy of this order. 7. For a period of three weeks, or till final order is passed by respondent No. 3, whichever is

later, no promotion to the post of Commandant (Communication), for the vacancy year 2027, shall be made.

8. Reportedly petitioner is senior-most Deputy Commandant (Communication), therefore his claim shall also be considered for promotion in the ongoing exercise, however his result shall be kept in a sealed cover, which shall be opened only if he is exonerated in the disciplinary proceedings initiated vide charge-sheet dated 30.06.2025.

(Subhash Upadhyay, J.) **(Manoj Kumar Tiwari, A.C.J.)**
26.10.2026 26.10.2026

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