

Naresh Kumar Sen Vs. the State of Madhya Pradesh

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Court : Madhya Pradesh

Decided On : Nov-26-2012

Appellant : Naresh Kumar Sen

Respondent : The State of Madhya Pradesh

Advocate for Pet/Ap. : Shri. V.D.S. Chauhan

Judgement :

naresh kumar sen versus state 1 W.P.No.15912/2012 26/11/2012 Shri V.D.S.

Chauhan, learned counsel for the petitioners. Shri Ved Prakash Tiwari, learned Panel Lawyer for the respondents.

Petitioner has been suspended due to his involvement in a criminal case in Crime No.45/2002 for offences under Section 420, 467, 468, 471, 409, 34 of IPC.

It is a case of the petitioner that vide Circular dated 6.11.2002 the State Government has taken a decision to review the cases of employees who have been under suspension for a long period due to involvement in criminal cases.

Placing reliance on the benefit granted to a similarly situated person namely Shri Anand Kumar Tiwari, petitioner has filed this writ petition and it is stated as petitioner has remained under suspension for more than 10 years. therefore, in view of Circular dated 6.11.2002 suspension be revoked.

Having heard learned counsel for the petitioner and taking note of mandate of Circular dated 6.11.2002, the competent authority is directed to consider and decide the claim of the petitioner for revocation of suspension after taking note of the policies and circulars of the State Government, benefit granted to similarly situated person like Shri Anand Kumar Tiwari and decide the claim of the petitioner within a period of one month from the date of receipt of certified copy of this order.

With the aforesaid, this petition stands disposed of.

c.c.as per rules.

(Rajendra Menon) Judge mrs.mishra

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