

Mahipal Singh Vs. Delhi Development Authority and anr.

Mahipal Singh Vs. Delhi Development Authority and anr.

SooperKanoon Citation : sooperkanoon.com/701047

Court : Delhi

Decided On : Feb-16-1999

Reported in : 1999IIAD(Delhi)688; 78(1999)DLT722

Judge : K. Ramamoorthy, J.

Acts : [Constitution of India](#) - Article 226

Appeal No. : C.W. No. 548 of 1998

Appellant : Mahipal Singh

Respondent : Delhi Development Authority and anr.

Advocate for Def. : Inderjit Sidhu, Adv.

Advocate for Pet/Ap. : D.K. Kapur, Sr. Adv. and; F. Hassain, Adv

Disposition : Petition allowed

Judgement :

K. Ramamoorthy, J.

1. The writ petitioner has filed this petition seeking to quash the charge-sheet dated 1.10.1991 on the basis of delay. According to the petitioner, there has been no justification in issuing charge-sheet. The point raised in the writ petition is covered by the judgment of the Division Bench of this Court in CW No. 3145/94

and CW 5887/94 dated 1.5.1995 and following the judgment of the Supreme Court. This has also been followed by this Court in D.P. Bambam v. Union of India and Ors. : 74(1998)DLT437 .

2. In view of the settled position, the writ petition stands allowed.

3. The charge-sheet dated 1.10.1991 is quashed. The petitioner is entitled to be considered for promotion and other consequential benefits. There shall be no order as to costs.

SooperKanoon - India's Premier Online Legal Search - sooperkanoon.com