

CENTRAL ADMINISTRATIVE TRIBUNAL HYDERABAD (TELANGANA)
NO. 5-10-193, 1ST FLOOR, HACA BHAVAN, HYDERABAD - 500004

Order Sheet

Item no.: 3
O.A./633/2021 (TELANGANA)
[DEPARTMENTAL ENQUIRY]
Court No.: 1

No of Adjournment:

Order Dated: 22/09/2021

T V BHASKARA RAO
Vs
POST TELANGANA CIRCLE

For Applicant(s) Advocate : Mr. K R K V Prasad

For Respondent(s) Advocate : Mr. R V Mallikarjuna Rao

Order of The Tribunal

Through Video Conferencing:

Heard Mr. K R K V Prasad, learned counsel for the applicant and Mr. R V Mallikarjuna Rao, learned counsel for the respondents.

Initially, the applicant has approached this Tribunal for staying the departmental proceedings as the charges levelled against him are similar to the charges of criminal case. The Tribunal has not found favour and the OA was dismissed. Ultimately, the matter went to the Hon'ble High Court. The Hon'ble High court has directed that the departmental proceedings be kept in abeyance for one year and Competent Authority to once again review the situation and take decision for continuation of departmental proceedings. This order was passed on 13.08.2020 and one year has been elapsed.

Issue notice to the respondents. Learned counsel, Mr. R V Mallikarjuna Rao, accepted notice on behalf of the respondents and submitted that the time given is already over and the Competent Authority has taken decision to hold enquiry against the applicant into the alleged financial irregularities.

After hearing counsels for the parties, we are of this view that as per the recent judgments of the Hon'ble Supreme Court in the cases of ***SBI & Ors. Vs. Neelam Nag & Anr. (2016 9 SCC 491)*** & ***Stanzen Toyotetsu India Private Limited Vs. Girish V.***, the Hon'ble Apex Court has clearly laid down principle that proceedings can be held together simultaneously. In view of this, we are not inclined to grant interim order.

ADMIT. Issue notice to the respondents to file reply. List the case before the Registrar's Court for completion of pleadings on **29.10.2021**.

B V Sudhakar
Member (A)

Ashish Kalia
Member (J)

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