

ITEM NO.24

COURT NO.3  
(HEARING THROUGH VIDEO CONFERENCING)

SECTION XVI

S U P R E M E C O U R T O F I N D I A  
RECORD OF PROCEEDINGS

Petition for Special Leave to Appeal (C) No.7781/2021

(Arising out of impugned final judgment and order dated 08-04-2021 in CWJC No.8306/2020 passed by the High Court Of Judicature At Patna)

SUNIL KUMAR VERMA

Petitioner(s)

VERSUS

STATE OF BIHAR &amp; ORS.

Respondent(s)

(FOR ADMISSION and I.R.; IA No.68994/2021 - FOR EXEMPTION FROM FILING C/C OF THE IMPUGNED JUDGMENT; IA No.68996/2021 - FOR EXEMPTION FROM FILING O.T.; and, IA No.68995/2021 - FOR PERMISSION TO PLACE ADDITIONAL FACTS AND GROUNDS)

Date : 01-07-2021 This petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE UDAY UMESH LALIT  
HON'BLE MR. JUSTICE AJAY RASTOGIFor Petitioner(s) Mr. K.V. Viswanathan, Sr. Adv.  
Mr. Chandra Bhushan Prasad, AOR  
Mr. Kripa Shankar Prasad, Adv.  
Ms. Ritu Rajkumari, Adv.

For Respondent(s)

UPON hearing the counsel the Court made the following  
O R D E R

The instant petition arises out of the decision of the Division Bench of the High Court of Patna affirming the proceedings taken by the High Court on its administrative side in issuing show-cause notice to the present petitioner and terminating his services vide letter dated 17.12.2020. During the course of its judgment, the Division Bench of the High Court relied upon the decision of a

three-Judge Bench of this Court in *Dheeraj Mor v. High Court of Delhi*, (2020) 7 SCC 401. The decision in *Dheeraj Mor* was delivered on 19.02.2020.

Mr. K.V. Viswanathan, learned Senior Advocate invited our attention to the order dated 11.01.2021 passed by another three-Judge Bench of this Court in Civil Appeal No.3947 of 2020 issuing notice in a matter arising from the decision of the High Court of Kerala in similar situation where the High Court had found the SLP petitioner to be ineligible to continue as District Judge. While issuing notice, the three-Judge Bench vide its order dated 11.01.2021 granted ad-interim stay of the order under challenge.

It further appears that in certain Review Petitions being Review Petition (Civil) Diary No.26998 of 2020 and Review Petition (Civil) No.379 of 2021 dealt with by different three-Judge Benches of this Court, it was directed that those Review Petitions be listed in open Court.

In the circumstances, we pass the following order:

- I. Issue notice, returnable on 20.08.2021.
- II. Pending further consideration, there shall be ad-interim stay of the order presently under challenge.

The Registry is directed to place the present petition before the Hon'ble the Chief Justice so that all connected matters are listed before an appropriate Bench.

(MUKESH NASA)  
COURT MASTER

(VIRENDER SINGH)  
BRANCH OFFICER