

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

Petition(s) for Special Leave to Appeal (C) No(s). 24533/2017

(Arising out of impugned final judgment and order dated 18-05-2017 in LPA No. 104/2016 passed by the High Court Of Himachal Pradesh At Shimla)

PUNJAB NATIONAL BANK & ORS.

Petitioner(s)

VERSUS

KAILASH CHANDER VERMA

Respondent(s)

IA No. 83479/2019 - CLARIFICATION/DIRECTION)

Date : 29-11-2022 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE A.S. BOPANNA
HON'BLE MR. JUSTICE SUDHANSHU DHULIA

For Petitioner(s) Mr. Rajesh Kumar Gautam, AOR
Mr. Anant Gautam, Adv.
Mr. Nipun Sharma, Adv.
Mr. Sachin Singh, Adv.
Mr. Vidur Ahluwalia, Adv.
Mr. Sumit Sharma, Adv.
Mr. Rajesh Kumar Gautam, AOR

For Respondent(s) Ms. Kiran Suri, Sr. Adv.
Mr. S.J. Amith, Adv.
Ms. Aishwarya Kumar, Adv.
Mr. Krishna Kumar, Adv.
Dr. (mrs.) Vipin Gupta, AOR
Ms. Vidushi Garg, Adv.
Mr. B. Purushothama Reddy, Adv.

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

Having heard the learned counsel for the petitioner as also the learned senior counsel for the respondent at length. We have in that light perused the order dated 18.05.2017 passed by the Hon.

Division Bench of the High Court of Himachal Pradesh. From the said order, it is noticed that to an extent the Division Bench had taken note of the contentions put forth on behalf of the appellant. The order in so far as quashing the order of punishment as made by the learned Single Judge has been set aside and through the modified order the Division Bench has, in fact, permitted the petitioner herein to proceed to complete the disciplinary proceedings from the stage at which the discrepancy was noted and pass a fresh order. In that regard having noted that the respondent has superannuated on 31.05.2016 has also indicated, the order be passed expeditiously. In a matter of the present nature where the petitioner has to be given the benefit of proceeding with the matter once over again, which is in accordance with settled legal position, we see no reason to interfere.

The petition is accordingly disposed of leaving it open to proceed as per the observations made by the Division Bench of the High Court.

Pending application(s), if any, stand disposed of.

(HARSHITA UPPAL)
SENIOR PERSONAL ASSISTANT

(DIPTI KHURANA)
ASSISTANT REGISTRAR