

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION
CIVIL APPEAL NO.2607 OF 2012

UNION OF INDIA & ORS. . . . APPELLANT(S)

VERSUS

MUTUM SHANTIKUMAR SINGH RESPONDENT(S)

WITH

SLP(C) No. 20994/2017

O R D E R

CIVIL APPEAL NO.2607 OF 2012

We have heard learned counsel appearing for the parties and perused the record.

The High Court quashed the disciplinary proceedings against the respondent. As a consequence thereof, the respondent has been reinstated provisionally and has been so working for the last six years.

In the circumstances, we do not find it necessary to interfere with the impugned order passed by the High Court but it is made clear that the appellants will be at liberty to pass an order, after following the due process of law, for imposing minor penalty against the respondent. We are thus not considering the issue raised that even if appointment of presenting officer was necessary, the High Court should not have interfered with the disciplinary action in absence of prejudice to the

respondent. The appeal is dismissed accordingly.

SLP(C) No. 20994/2017

Heard.

We do not find any ground to interfere with the impugned order passed by the High Court having regard to the nature of the charge and the fact that the respondent has already retired. We have not gone into the merits of the issue in view of peculiar facts.

The special leave petition is dismissed.

.....J
[ADARSH KUMAR GOEL]

.....J
[ASHOK BHUSHAN]

NEW DELHI;
JUNE 08, 2018.

ITEM NO.103

COURT NO.4

SECTION XIV

S U P R E M E C O U R T O F I N D I A
R E C O R D O F P R O C E E D I N G S

Civil Appeal No.2607/2012

UNION OF INDIA & ORS.

Appellant(s)

VERSUS

MUTUM SHANTIKUMAR SINGH

Respondent(s)

WITH SLP(C) No. 20994/2017 (XIV),

C.A. No.2608/2012 (XIV)

C.A. No.6745/2013 (XIV),

C.A. Nos.9373-9374/2013 (XIV)

C.A. No.1800/2014 (XIV)

Date : 08-06-2018 These matters were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE ADARSH KUMAR GOEL
HON'BLE MR. JUSTICE ASHOK BHUSHAN
(Vacation Bench)

For Appellant(s) Mr. Vikramjeet Banerjee, ASG
 Mr. R. Bala, Adv.
 Ms. Kiran Bhardwaj, Adv.
 Mr. Akshay Amritanshu, Adv.
 Mr. Ayush Anand, Adv.
 Mr. Shubhendu Anand, Adv.
 Mr. Sarthak Raizada, Adv.
 Mr. B. V. Balaram Das, AOR

Mr. Shreekant N. Terdal, AOR

Mr. B. Krishna Prasad, AOR

For Respondent(s) Ms. Susmita Lal, AOR

Mr. M. Devananda Singh, Adv.
Mr. Leishangthem Roshmani Kh, AOR
Miss Maibam Babina, Adv.

Mr. Vipin Kumar, Adv.
Mr. K.K. Shrivastava, Adv.

Mr. Vijay Pal, Adv.
Mr. Deepak Goel, AOR

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

C.A. No.2608/2012, C.A. No.6745/2013, C.A. Nos.9373-9374/2013, and
C.A. No.1800/2014

Arguments heard.

Judgment reserved.

Written submissions, if any, may be filed by the parties
within one week from today.

C.A. NO.2607 OF 2012 and SLP(C) No.20994/2017

The appeal and the special leave petition are
dismissed in terms of the signed order.

Pending applications, if any, stand disposed of.

(SANJAY KUMAR-II)
COURT MASTER (SH)

(PARVEEN KUMARI PASRICHA)
BRANCH OFFICER

(Signed Order is placed on the file)