

IN THE SUPREME COURT OF INDIA
CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO(S). 8007 OF 2019
[@Special Leave Petition (C) NO.27122 of 2018]

RAJ PAL SINGH

...APPELLANT(S)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

....RESPONDENT(S)

O R D E R

Leave granted.

A departmental enquiry was initiated against the appellant while he was working as District Judge, Gazipur. The allegation against the appellant is that he was responsible for certain manipulations in selection to Class III and Class IV posts. Charges were held to be proved and the report of the Hon'ble Judge who conducted the enquiry was accepted by the High Court of Judicature at Allahabad. By an order dated 17.01.2006, a penalty of reduction of 25% of pension was imposed on the appellant. He was unsuccessful in the challenge to the said order as the High Court dismissed his Writ Petition. In the

meanwhile, the appellant retired on attaining the age of superannuation in March, 2003.

After carefully examining the record and considering the submissions on behalf of the parties, we are not inclined to interfere with the judgment of the High Court. However, in the facts and circumstances of the case, we modify the penalty of deduction of 25% of pension to be operative only for a period of ten years. The appellant shall be entitled for full pension from 17.01.2016. The respondents are directed to pay the arrears within three months from today.

The appeal is disposed of accordingly. Pending application, if any, stand disposed of.

.....J
(L.NAGESWARA RAO)

.....J
(HEMANT GUPTA)

NEW DELHI;
15th October, 2019

ITEM NO.19

COURT NO.9

SECTION XI

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

Petition(s) for Special Leave to Appeal (C) No(s).27122/2018

(Arising out of impugned final judgment and order dated 26-07-2018 in WP No.1336/2006 passed by the High Court Of Judicature At Allahabad, Lucknow Bench)

RAJ PAL SINGH

Petitioner(s)

VERSUS

THE STATE OF UTTAR PRADESH & ANR.

Respondent(s)

(IA No. 144456/2018 - EXEMPTION FROM FILING O.T.)

Date : 15-10-2019 This matter was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE L. NAGESWARA RAO

HON'BLE MR. JUSTICE HEMANT GUPTA

For Petitioner(s) Mr. Ajit Kumar Sinha, Sr. Adv.
Mr. Praveen Kumar Singh, Adv.
Md. Ziauddin Ahmad, Adv.
Mr. Karan Bhardwaj, Adv.
Mr. Rajiv Shankar Dvivedi, AOR

For Respondent(s) Mr. Ardhendumauli Kumar Prasad, AOR

Mr. Yashvardhan, Adv.
Mr. Jagjit Singh Chhabra, AOR

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

Leave granted.

The appeal is disposed of in terms of the
signed order. Pending application, if any stand
disposed of.

(B.Parvathi)
Court Master

(Sunil Kumar Rajvanshi)
Court Master

(Signed order is placed on the file)