

HIGH COURT OF CHHATTISGARH, BILASPUR

Order Sheet

WPS No. 5453 of 2019

Vinod Kumar Gupta **Versus** State Of Chhattisgarh & ors.

29/07/2019	Shri Bhaskar Pyashi, counsel for the petitioner. Shri P. Acharya, PL for the State/respondents No.1 & 2. Shri Manish Upadhyay, counsel for respondents No.3 and 4. Heard. Learned counsel for the petitioner submits that initially the petitioner was terminated without any enquiry on the ground that he was arrested under the Prevention of Corruption Act. Subsequently, after his acquittal on 31st August, 2018 he made an application to the bank for reinstatement. It is stated that the petitioner was initially served with a notice for recovery of Rs.4,96,39,869/- which was challenged in WPS No.454/2019 wherein by an order dated 23/01/2019 has directed the petitioner to file representation. Said representation having been filed without considering the documents placed by him, despite the fact that audit report shows that no loss was sustained by the bank, recovery of Rs.57,05,012/- has been ordered to be paid which is completely illegal. Issue notice to the respondents on admission as also on application for grant of interim relief. Shri P. Acharya, PL appears and accepts notice on behalf of respondents No.1 and 2. Shri Manish Upadhyay, Advocate appears and accepts notice on behalf of respondents No.3 and 4 and he prays time to file reply. Perused the documents attached with this petition as also the acquittal order and earlier audit report which is placed on record. In the meanwhile, it is directed that till the interim application is decided

on merits, no coercive recovery shall be made from the petitioner.

List the case after four weeks.

Sd/-
(Goutam Bhaduri)
JUDGE

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