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* **IN THE HIGH COURT OF DELHI AT NEW DELHI**

+ W.P.(C) 8095/2010

EX DEF ROHITASH KUMAR

.....Petitioner

Through: Mr. Pankaj Kaushik and
Mr. Narender Kaushik, Advocates.

versus

UNION OF INDIA & ORS

.....Respondents

Through: Ms. Arunima Dwivedi, CGSC with
Mr. Pinky, Advocate for UOI.
Major Anish Muralidhar, Army

CORAM:

HON'BLE MS. JUSTICE REKHA PALLI

HON'BLE MS. JUSTICE SHALINDER KAUR

ORDER

09.07.2024

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1. The petitioner, who was admittedly working as a driver with the Indian Army, has approached this Court being aggrieved by the 'severe reprimand' awarded to him by the Commanding Officer after a summary trial.
2. Learned counsel for the petitioner submits that the 'severe reprimand' was imposed on the petitioner on the basis of misconduct committed by one ALO Niranjan without appreciating the fact that the petitioner could not be held responsible for his misconduct. Furthermore the penalty was, for malafide reasons, imposed merely 04 days before the petitioner's impending promotion.
3. Learned counsel for the respondents prays for and is granted time to



obtain instructions and be ready with the records to show as to whether the petitioner was assigned any guard duties or whatsoever responsible for his purported misconduct on the part of ALO Niranjana.

4. At request, list on 09.09.2024.

REKHA PALLI, J

SHALINDER KAUR, J

JULY 9, 2024

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