

WP(C) 3516/2016

BEFORE

THE HON'BLE MR JUSTICE UJJAL BHUYAN

Heard Mr K Gogoi, learned counsel for the petitioner and Mr K K Parashar, learned Central Government Counsel.

Challenge made in this writ petition is to the order dated 11.11.2004, passed by the Commandant, 12th Battalion, SSB, imposing penalty of removal from service on the petitioner.

Petitioner was a Head Constable in the SSB and by the impugned order, he was removed from service.

Petitioner has neither filed any appeal nor revision against the order of penalty and has approached this Court after 12 (twelve) years. On a query by the Court, as to the reason for this inordinate delay in approaching the Court, learned counsel for the petitioner has referred to the averments made in paragraphs-3, 5 and 20 of the writ petition in support of his contention that delay was not intentional.

Prima facie, averments made in the aforementioned paragraphs do not explain the inordinate delay in filing the writ petition.

At this stage, learned counsel for the petitioner prays for a week's time to file additional affidavit.

Prayer made is allowed.

List again in the motion column, on 22.06.2016.