

W.P.No.8498 of 2024

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and W.M.P.Nos.9445 and 9447 of 2024

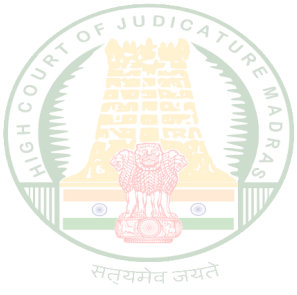
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D.BHARATHA CHAKRAVARTHY, J.

This writ petition is filed challenging the order of suspension dated 14.08.2020.

2. The learned counsel for the petitioner would submit that the petitioner suffers from prolonged suspension without review. It is seen that the petitioner was suspended pursuant to a criminal case under Prevention of Corruption Act, 1988 and the said case is also still pending. If the petitioner is innocent, it would be injustice keeping him in prolonged suspension, similarly, if the petitioner found guilty, the reinstatement of the petitioner would not be appropriate. This Court has already clarified the legal position as to the applicability of the dictum in *Ajay Kumar Choudhary Vs. Union of India and Anr.* reported in 2015 (7) SCC 291.

3. In that view of the matter, this Court feels that the Investigating Officer viz., Inspector of Police, Vigilance and Anti Corruption, Chennai City – III is to be impleaded and as such *suo motu* added as third



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respondent in this writ petition, for whom Additional Public Prosecutor takes notice and he is directed to get instructions as to the present stage of the case and why the case is pending for so long.

Mr.S.Gopinathan, learned Standing Counsel takes notice for the respondents and seeks time to get instructions.

Post the matter on 22.04.2024.

01.04.2024

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