

Sanjeev Kumar & others Vs. State of H.P. & another.

CWPOA No. 6514 of 2019

6.9.2023

Present: Mr.Vijender Katoch, Advocate, for the petitioner.

Mr.Manoj Chauhan, Additional Advocate General,
for respondent No. 1.

Ms.Shubh Mahajan, Advocate, for respondent No 2.

CMP-T No. 602 of 2023

Vide order dated 14.6.2023, a committee comprising of Mr.Pankaj Singhal, General Manager, Mr.Avtar Singh, Divisional Manager (Non-Tech.), Mr.Rajeev Kumar, Executive Director and Mr.Bhajan Singh, Law Officer was constituted to enquire into the matter as per direction of the Court.

It has been informed that at the time of constitution of Committee Mr. Vivek Kumar has been posted as Executive Director, whereas Rajeev Kumar had already been transferred to another Department in January, 2023, much prior to passing of the order. Learned counsel for respondent No. 2-HRTC, under instructions, submits that due to inadvertent mistake this fact could not be brought to the notice of Court at the time of passing order dated 14.6.2023, however, after passing of the order, present application was filed in the month of July, 2023 with the aforesaid information and prayer to modify the Committee by including Mr.Vivek Kumar instead of Mr.Rajeev Kumar.

It has been further submitted that anticipating change in the Committee, the Committee, in exclusion of Mr.Rajeev Kumar but inclusion of Mr.Vivek Kumar, has concluded the enquiry, which is being filed in the Registry of this Court during the course of the day.

Learned counsel for the petitioner has no objection for modification of enquiry Committee, as prayed.

Considering the aforesaid facts, application is allowed and Mr.Rajeev Kumar is substituted by Mr.Vivek Kumar in the Committee constituted vide order dated 14.6.2023.

The application stands disposed of.

CWPOA No. 6514 of 2019

Enquiry report in compliance of order dated 14.6.2023, as prayed, be filed in the Registry during the course of the day. Copy of enquiry report stands supplied to learned counsel for the petitioner. Learned counsel for the petitioner intends to go through the same before addressing the Court. Therefore, as prayed, matter is adjourned with direction that in case some objections are there, the same be preferred well before next date of hearing.

List on **28th September, 2023**, alongwith CWPOA No. 4758 of 2020.

***(Vivek Singh Thakur),
Judge.***

***(Bipin C. Negi)
Judge.***

6th September, 2023.
(Keshav)