

**HIGH COURT OF JUDICATURE FOR RAJASTHAN
BENCH AT JAIPUR**

D.B. Civil Writs No. 2815/2013

P D Chanchalani

-----Petitioner

Versus

C A T Jaipur And Ors

-----Respondent

For Petitioner(s) : Mr. O.P. Mishra.

For Respondent(s) : Mr. Shailesh Prakash Sharma.

**HON'BLE MR. JUSTICE MOHAMMAD RAFIQ
HON'BLE MR. JUSTICE GOVERDHAN BARDHAR**

Order

26/11/2018

Learned counsel for the petitioner, during the course of arguments, has raised argument of discrimination on the ground that while penalty of compulsory retirement has been awarded to co-delinquent, Mr. D.C. Yadav, the petitioner has been visited with penalty of reduction to lower stage by ten stages till the retirement vide order dated 30.01.2006. The petitioner retired on the next very date, i.e. 31.01.2006 but the effect of order of penalty is quite severe on him as gratuity and pension of the petitioner stands permanently reduced because computation of the same is being made on the basis of last pay drawn.

Learned counsel for the respondents may place on record copy of enquiry report as also the order of penalty passed by the disciplinary authority with regard to co-delinquent Mr. D.C. Yadav to examine whether similar charges were there against him in the enquiry and the findings were recorded on the basis of same set of evidence.

List this matter on 22.01.2019, as prayed.

(GOVERDHAN BARDHAR),J

(MOHAMMAD RAFIQ),J