

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

D.B. Civil Writ Petition No. 2815/2013

P.D. Chanchalani

-----Petitioner

Versus

CAT, Jaipur & Ors.

-----Respondent

For Petitioner(s) : Shri Surendra Budhanian & Shri Archit
Rajpal

For Respondent(s) : Shri Shailesh Prakash Sharma

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

Order

22/01/2019

In the light of order of this Court dated 26.11.2018, an affidavit has been filed on behalf of the respondent-railways that they cannot produce copy of the enquiry report as also the order of penalty passed by disciplinary authority with regard to co-delinquent of the petitioner Shri D.C. Yadav as the records have been weeded out. Even then, learned counsel for the respondents submits that he may be given one more opportunity to locate the said documents if the said documents are available in the office of appellate authority i.e. Joint Secretary (E&P), Railway Board, New Delhi.

Learned counsel for the petitioner submits that as far as order of penalty in the case of Shri D.C. Yadav is concerned, the same has been filed by him on record with his affidavit filed on 28.8.2018.

The respondents ought to have file the enquiry report as also the order of disciplinary authority with reasoning for concurring with the view of the enquiry officer or to make a categorical statement that no separate detailed order was passed by the disciplinary authority.

The matter to come up on 13.02.2019.

(GOVERDHAN BARDHAR),J

(MOHAMMAD RAFIQ),J

RS/18

RAJASTHAN HIGH COURT



सत्यमेव जयते