

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

S.B. Civil Writ Petition No. 18111/2024

Vijay Singh S/o Shri Totaram, Aged About 66 Years, R/o Village And Post Dehara, Tehsil Nadbai District Bharatpur, At Present B - 104, Jawahar Nagar, Bharatpur, Rajasthan.

-----Petitioner

Versus

1. State Of Rajasthan, Through Principal Secretary, Department Of Home, Government Of Rajasthan, Government Secretariat, Jaipur, Rajasthan.
2. Director General Of Police, Police Head Quarter, Lal Kothi, Jaipur, Rajasthan.
3. Inspector General Of Police Ajmer Range, Jaipur Road, Ajmer, Rajasthan.
4. Superintendent Of Police, Near Bus Stand, Opposite Civil Lines, Ajmer, Rajasthan.

-----Respondents

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|-------------------|---|---------------------|
| For Petitioner(s) | : | Mr. Mahendra Sharma |
| For Respondent(s) | : |                     |

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**HON'BLE MR. JUSTICE SUDESH BANSAL**

**Order**

**02/12/2024**

1. It has been submitted that on the similar set of facts, petitioner has been booked in FIR No. 73/2014 and is facing trial for the criminal charges; Simultaneously, in respect of the charge-sheet dated 15.05.2018 so also served whereupon, the inquiry has completed; the defence witnesses of the petitioner in the departmental inquiry and the criminal cases are same, hence, if the disciplinary inquiry is concluded prior to the conclusion of the criminal trial, the defence of petitioner would be prejudiced in the criminal case.

2. Reliance has been placed on the judgment of Hon'ble Supreme Court in case of **M. Paul Anthony Vs. Bharat Gold**

**Mines Ltd. & Anr.** reported in **[(1999) 3 SCC 679]**, which has been followed by the Coordinate Bench of this Court in various cases.

3. Heard.

4. Issue notice of writ petition as also of stay application to respondents.

5. In the meanwhile, the respondents may continue with the departmental inquiry, but no adverse final order against the petitioner, shall be passed.

**(SUDESH BANSAL),J**

RONAK JAIMAN/11