



SL. No	Date	Office Notes, reports, orders or proceedings or directions and Registrar's order with Signatures	COURT'S OR JUDGES'S ORDERS
			<p>WPSS No. 1347 of 2015</p> <p><u>Hon'ble Pankaj Purohit, J.</u></p> <p>Mr. Aditya Singh, learned counsel for the petitioner.</p> <p>(2) Mr. T.S. Bisht, Dy. Advocate General for the State.</p> <p>(3) Mr. Sanjay Bhatt, Advocate for the respondent no. 1/State Election Commission.</p> <p>(4) Having heard learned counsel for the parties, it transpired that the petitioner was absorbed prior to his retrenchment from the earlier department of Nagar Palika Parishad, Pithoragarh to the respondent no. 1 vide order dated 19.10.1996.</p> <p>(5) The controversy in the writ petition in regard to the fact as to whether the services of the petitioner would be reckoned from the date of his absorption w.e.f. 19.10.1996 or from the date of his appointment in the earlier department, from where he has been retrenched.</p> <p>(6) In the opinion of this Court, the absorption are always made subject to terms and conditions, either of absorption</p>



rules, if any, or by the Government Order, 2018 No. 10893 by which the absorption has been made. A reference of the Government Order No. 775/9-1-96-25e/94 dated 05.02.1996 is made, under which, it appears that the services of the petitioner has been absorbed with the new department.

(7) In order to satisfy the Court, the learned counsel for the petitioner wants to bring the aforesaid Government Order on record, from which, it could be reflected as to what were the terms and conditions of the petitioner at the time of his absorption.

(8) Learned counsel for the respondent-State Election Commission is, therefore, directed to produce the aforesaid Government Order on record so that the *lis* between the parties could be adjudicated properly.

(9) List after four weeks.

(Pankaj Purohit, J.)

25.07.2023

Ujjwal