



**HIGH COURT OF JUDICATURE AT ALLAHABAD**

**APPLICATION U/S 528 BNSS No. - 26820 of 2025**

Manoj Kumar

.....Applicant(s)

Versus

State of U.P. and Another

.....Opposite  
Party(s)

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Counsel for Applicant(s) : Anupam Laloriya, Sushil Chaturvedi  
Counsel for Opposite Party(s) : G.A.

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**Court No. - 77**

**HON'BLE SAURABH SRIVASTAVA, J.**

1. Heard learned counsels for the parties.
2. In compliance to previous order dated 13.11.2025, applicant namely Manoj Kumar son of Late Chhote Lal Kori, resident of Maksoodabad, Police Station- Bithur, District Kanpur Nagar appeared in person who has been mentioned as co-ordinator in an office order dated 9.8.2022 issued by office of "ग्रीन हर्बल, हेल्थ सेन्टर योजना (पर्यावरण विभाग) पर्यावरण रक्षा व प्रदूषण नियंत्रण उ०प्र० शासन लखनऊ, भवन सं० 39 हरिकिशन नगर, मकड़ीखेड़ा, कानपुर नगर."
3. On appearance of applicant, the specific questions have been put before him in shape of his educational qualifications, experience and appointment over the post of co-ordinator. In reply he submitted that he is only having qualification of 10<sup>th</sup> class pass and from appearance he is not seeming fit for post of co-ordinator of Department which has been mentioned over letter dated 9.8.2022. It is also submitted by applicant that he has been appointed by one Dr.K.N.Singh, President Committee and Programme Director (Yojana Nideshak) *vide* appointment letter dated 11.06.2013 which is appended as Annexure no. 7 available at page no. 80 of the instant application which has been later on assigned duty to initiate correspondence and co-ordinate with State Officers in absence of Dr.K.N.Singh, Yojana Nideshak.
4. A letter dated 22.01.2019 is also available at page no. 88, through which Dr.K.N.Singh, Yojana Nidesak, provided list of employees to Block Development Officer, Kalyanpur Block, District Kanpur Nagar and

Station House Officer, Police Station Sachendi, District Kanpur Nagar for providing full cooperation to the employees wherein name of applicant is also there. In the garb of the aforementioned documents, applicant issued Office order dated 09.08.2022 through which certain imposition of penalty has been communicated to all District Magistrates of Uttar Pradesh, all the Divisional Commissioners of State of U.P., all the Block Development Officers of State of U.P and all the officers and employees of Green Herbal Health Center.

5. It is highly surprising that the Office order dated 9.8.2022 is under the letter head of office of "ग्रीन हर्बल, हेल्थ सेन्टर योजना (पर्यावरण विभाग) पर्यावरण रक्षा व प्रदूषण नियंत्रण उ०प्र० शासन लखनऊ, भवन सं० 39 हरिकिशन नगर, मकड़ीखेड़ा, कानपुर नगर."

6. While examining the applicant, he provided certain documents which are taken on record, apprising different communications issued and addressed by responsible authorities of State Government of U.P. such as letter dated 19.4.2012 issued by Deputy Secretary, State Government of U.P. to Member, Secretary, Uttar Pradesh Pollution Control Board, Lucknow; letter dated 10.02.2010, issued by Deputy Secretary, State Government of U.P. to Director Education (Basic), Uttar Pradesh Lucknow; letter dated 14.02.2020 issued by District Panchayat Raj Officer; letter dated 27.08.2021 issued by District Panchayat Raj Officer, Kanpur Nagar; letter dated 30.11.2013 issued by office of District Basic Education Officer, Kanpur Nagar to Block Education Officer/District Co-ordinator, Office of District Basic Education Officer, Kanpur Nagar and all the Block Education Officer, Kanpur Nagar; letter dated 22.09.2018 issued by office of District Panchayat Raj Officer, Kanpur Nagar to all Block Development Officer, Kanpur Nagar and all Assistant Development Officer (Panchayat), Kanpur Nagar; letter dated 16.03.2022 issued by Office of Block Development Officer, Kalyanpur, Kanpur Nagar to all Village Development Officer/ Village Panchayat Officer, Block Kalyanpur, Kanpur Nagar; letter dated 05.08.2022 issued by office of Block Development Officer, Shivrajpur Block, Kanpur Nagar to all Village Development Officer/Village Panchayat Officer, Shivrajpur Block, Kanpur Nagar; letter dated 15.01.2018 issued from office of Block Development Officer, Kalyanpur, Kanpur Nagar to all Village

Development Officer/Village Panchayat Officer, Kalyanpur Block, Kanpur Nagar; letter dated 10.06.2014 issued by Divisional Commissioner, Kanpur Division to Joint Director Education, Kanpur Division; letter dated 14.07.2015 issued by Additional Commissioner (Administration), Kanpur Division, Kanpur Nagar to all District Magistrates, Kanpur Division and Joint Director Education, Kanpur Division.

7. All the documents which has been provided by applicant is having bold highlighted heading in respect of some historical judgment passed by Hon'ble Supreme Court on dated 18.12.2003 and in compliance to the same, some Government Order no. 637/55 dated 19.04.2014 has been issued and its heading and reference is available in each and every document issued by competent responsible authorities of State Government of U.P. which culminated into exercising power vested with applicant to realize certain penalty from different persons/institutions and he accepted before this Court that in four cases, the penalty has been realized and deposited in the account of office of Green Herbal Health Center, Yojana. This fact has been substantiated with receipts appended along with instant application available at page no. 82 wherein it is apparent that Rs.20,000/- has been deposited under receipt dated 21.02.2024, whereupon the instant matter has been arises and FIR has been registered at Case Crime no. 0099 of 2024 at the behest of the opposite party no. 2 from whom the penalty has been realized.

8. The adjudication of instant application over prayer as mentioned herein is the core issue and *lis pendens* before this Court but at the same time, the facts which are apparent on face of record cannot be ignored when the matter is related to misuse of the Government machinery under the garb of the some judgment passed by Hon'ble Supreme Court, the fraudulent exercise or any offence cannot be permitted to perpetuate by way of giving reference to the judgments/orders passed by highest court of land.

9. Although, it has been informed by learned counsel for the applicant that applicant has already been granted bail by learned trial court but considering the severity of the matter and upon the undertaking extended at the behest of applicant, the applicant is hereby directed to ensure his

attendance once in a month before Police Station Bithur, District Kanpur Nagar on every second Saturday of the month and will fully cooperate with the inquiry which is going to be directed to be convened as per the directions of this Court, so far as Criminal Case no. 10439 of 2024 arising out of Case Crime no. 0099 of 2024 is concerned, learned court of Chief Judicial Magistrate, Kanpur Dehat is hereby directed to continue the trial of the same, wherein applicant will ensure his presence on each and every date.

10. Director General of Police, Uttar Pradesh is hereby directed to nominate an officer not below the rank of Additional Commissioner of Police to inquire the role of Dr.K.N.Singh, so called Chairman/Director/Project Director/Programme Director of Green Herbal Health Center who is using different addresses as "पर्यावरण विभाग, पर्यावरण रक्षा व प्रदूषण नियंत्रण समिति उ० प्र० शासन लखनऊ, कैंप कार्यालय, उ० प्र० प्रदूषण नियंत्रण बोर्ड मुख्यालय, लखनऊ; कार्यालय, ग्रीन हर्बल हेल्थ सेंटर योजना (पर्यावरण विभाग) पर्यावरण रक्षा व प्रदूषण नियंत्रण उ० प्र० शासन लखनऊ परिसर पोस्ट बॉक्स नंबर 4 कानपुर नगर; Green Herbal Health Centre Yojana Deptt. of Environment, Govt. Uttar Pradesh, Lucknow; कार्यालय ग्रीन हर्बल हेल्थ सेंटर, योजना, (पर्यावरण विभाग) पर्यावरण रक्षा एवं प्रदूषण नियंत्रण, उ० प्र० शासन, लखनऊ, भवन संख्या 39, हरिकिशन नगर, मकड़ीखेड़ा, कानपुर नगर."

11. The investigation will cover Account no. 273511010000029 which pertains to Union Bank of India against the name of Green Herbal Health Center, at the same time, it may also be inquired that under which authority certain letters issued by responsible authorities of the State Government of U.P. which has been sent to other authorities of the different departments is also having copy to Dr.K.N.Singh. His lien to the Government and competence to act upon will be also covered in the inquiry as directed above.

12. Additional Commissioner of Police, nominated by DGP, Uttar Pradesh is hereby directed to prefer his personal affidavit disclosing progress of inquiry with facts related to Dr. K.N.Singh so conducted by the next date.

13. All the prayers made through instant application are hereby refused.

**Put up as fresh on 18.12.2025.**

14. Sri Chotte Lal Chaudhary, learned AGA-I, is hereby requested to receive the documents and affidavit which will be preferred before this Court on or before the next date of hearing and the same will be addressed by him, he is also requested to co-ordinate with and extend his full cooperation to the Inquiry Officer over legal issues, if required.

15. Registrar (Compliance) is directed to ensure service of this order upon Director General of Police, Uttar Pradesh **within next two working days.** Copy of the documents so received from applicant, which has been taken today on record, be also provided to Director General of Police, Uttar Pradesh along with this order.

**(Saurabh Srivastava,J.)**

**November 24, 2025**

Shaswat