

12.  
25.4.2023  
S.D.

**W.P.A. 7199 of 2023**

**Sri Sandip Kumar Mallick**  
**Vs.**  
**Union of India & Ors.**

Mr. Nilanjan Sen  
Mr. Amit Pan  
Mr. Debarshi Das

... For the Petitioner

Mr. Avishek Guha  
Ms. Akansha Chopra

...For the LICI

In the present writ petitioner, the petitioner has challenged a purported show-cause notice dated July 29, 2022 whereby the petitioner was required to show-cause against termination as per Rule 6(8) of the Life Insurance Corporation of India Development Officers (Revision of Certain Terms and Conditions of Service) Amendment Rules, 2016. The reply to the said show-cause was given on August 17, 2022 against such termination.

Mr. Sen, learned counsel appearing on behalf of the petitioner submits that the services of the petitioner should not be terminated during the pendency of the writ petition.

Mr. Guha, learned counsel appearing on behalf of the Life Insurance Corporation of India (LICI)/respondents

submits that the show-cause has been issued for termination of the petitioner pursuant to the 2016 Rules since the performance of the petitioner showed no improvement despite a previous show-cause notice and it attracted termination as per Rule 6(8) of the 2016 Rules.

This Court finds that there is no scope for any interim order in the present writ petition since the show-cause was issued on July 29, 2022 and the writ petitioner has approached this Court on March 21, 2023, more than 8 months after the issuance of such show cause notice.

Let an affidavit-in-opposition be filed within two weeks after the reopening of the Summer Vacation. Reply thereto, if any, be filed within two weeks thereafter.

Parties will be at liberty to mention the matter for **hearing** after completion of the time stipulated for exchange of affidavits.

All parties shall act on the server copy of this order duly downloaded from the **website** of this Court.

**(Lapita Banerji, J.)**

