

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Civil) No.8719/2000

(From the judgement and order dated 18/11/1999 in SA 727/99
of The HIGH COURT OF JUDICATURE AT ALLAHABAD)

ANIL KUMAR SRIVASTAVA

Petitioner (s)

VERSUS

ADDL.DIR.MED.HEALTH & FAMILY WELFARE&ORS

Respondent (s)

(With prayer for interim relief)
(With Appln(s). for c/delay in filing SLP)
(For Final Disposal)

Date : 30/03/2001 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE S. RAJENDRA BABU
HON'BLE MR. JUSTICE K.G. BALAKRISHNAN

For Petitioner (s) Mr. M.L. Varma, Sr. Adv.
Mr. Mahesh Srivastava, adv.
Mr. Pankaj Srivatava, Adv.
M/s I.M. Nanavati Associates.

For Resplndent (s) Mr. R.C. Verma, Adv.
Mr. Vivek Vishnoi, Adv.
Ms. Kiran Kapoor, Adv.

UPON hearing counsel the Court made the following
O R D E R

.....L.....I.....J
.SP2

Leave granted.
The appeal is allowed in terms of the signed order.

.SP1

(Meenu Sethi)
Court Master

(Om Prakash)
Court Master

Signed order is placed on the file

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IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO.2493 OF 2001@@
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(Arising out of SLP(C) No. 8719/2000)

Anil Kumar Srivastava .. Appellant

Vs.

Addl. Dir. Med. Health & Family .. Respondents
Welfare & Ors.

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Leave granted.

The appellant had been appointed as a Junior Clerk on temporary basis and his services were terminated without notice. Thereafter, when he was not allowed to work, he filed a writ petition before the High Court and the High Court by an order made on 26.7.1999 dismissed the writ petition. It is pointed out that the appellant had been informed that he was not allowed to work because his appointment letter was itself purported to be a forged document. Whether it is so or not had to be inquired into and the matter could have been thrashed out and it is pleaded on behalf of the appellant that the matter has already been inquired into by the concerned police and the document has been found to be genuine. This aspect need not be inquired into by us and it would be appropriate for us to set aside the order made by High Court which has been confirmed by the Division Bench and remit the

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C.M.W.P. No. 11396/1999 into its original number for fresh consideration in accordance with law and in the light of the order made by us. The appeal is allowed accordingly.

It would be appropriate for the High Court to dispose of the matter as expeditiously as possible preferably within a period of six months from today.

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(S. RAJENDRA BABU)@@
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.....J@@
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(K.G. BALAKRISHNAN) @@
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New Delhi,@@
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March 30, 2001.