

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

RECORD OF PROCEEDINGS

CIVIL APPEAL No.886/2000@@  
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State of U.P. & Ors.

Appellant (s)

VERSUS

Chabbi Lal & Anr.

Respondent (s)

(With Office Report)

Date : 27.03.2001 This appeal was called on for hearing today.@@  
AA

CORAM :

HON'BLE MR. JUSTICE G.B. PATTANAIK  
HON'BLE MR. JUSTICE B.N. AGRAWAL

For Appellant (s) Mr. R.B. Mishra,Adv. (N.P.)

For Respondent(s) Mr. Rishi Agrawala,Adv. for  
Mr. E.C. Agrawala,Adv.

UPON hearing counsel the Court made the following

O R D E R

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

The appeal is dismissed.

.SP1

(Y.P.Dhamija)

(Suneet Bala Sharma)@@

AA  
COURT MASTER Court Master

Signed order is placed on the file.

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 886/2000@@  
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State of U.P. & Ors. ..Appellants

Vs.

Chabbi Lal & Anr. ..Respondents

O R D E R@@  
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.....L.....I.....T.....T.....T.....T.....J.  
.SP2

The State of Uttar Pradesh is in appeal against the judgment of the High Court. An order of termination of a temporary employee having been found by the Tribunal to be founded on misconduct was interferred with. The Tribunal took into consideration the attendant circumstances leading to the order of termination in arriving at its conclusion that misconduct is the foundation for the order of termination, even though the order of termination was innocuous. It appears that in a departmental proceedings charges were levelled, explanation was called for, the enquiring officer was appointed, departmental witnesses were examined and cross-examined, and it is at that point of time, the appointing authority issued the order of termination. When the case was called, the counsel for the State of U.P. was absent. The counsel appearing for the respondents was present, and through his assistance, we have been taken through the records of the case. In the circumstances

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indicated above, we see no infirmity with the impugned judgment so as to be interferred with by this Court

The appeal is accordingly dismissed.

.SP1  
.....J.  
(G.B. PATTANAIAK)

New Delhi,  
March 27, 2001  
.....J.  
( B.N. AGRAWAL)