

IN THE SUPREME COURT OF INDIA
EXTRA ORDINARY/CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 4419 OF 2011

STATE OF MADHYA PRADESH & ANR.

APPELLANT(S)

VERSUS

C.L. PANCHOLI

RESPONDENT(S)

WITH

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 12718/2012

ORDER

PETITION FOR SPECIAL LEAVE TO APPEAL (C) NO. 12718/2012

1. Learned counsel for the respondent states that he has recently been informed that the respondent had expired in the year 2014 and till his demise, he was receiving pension.
2. In view of the aforesaid submission, the petition for special leave to appeal is disposed of.

CIVIL APPEAL NO. 4419 OF 2011

1. Despite service, none has entered appearance on behalf of the respondent.
2. We may note that besides the present appeal, there were two connected matters (Civil Appeal No.432 of 2012 and petition for special leave to appeal (C) No. 12718 of 2012). Civil Appeal No.432 of 2012 was dismissed as the said appeal had abated *qua* the respondent, who had expired. In the petition for Special Leave to Appeal (C) No. 12718 of 2012, we have been informed that the respondent had expired in the year 2014.

3. Learned counsel for the appellants is not aware of the current status of the respondent in the present case who had retired in February, 1994. Even otherwise, the order dated 06th October, 1997 passed by the Government of Madhya Pradesh, Co-operative Department had imposed the punishment of deduction of 20% of the total pension payable to the respondent only for a period of two years.

4. In view of the negligible financial implication in the instant case, we are not inclined to delve into the issue sought to be raised by the appellant which is left open for adjudication in an appropriate case.

5. The appeal is accordingly, disposed of.

.....J.
(HIMA KOHLI)

.....J.
(RAJESH BINDAL)

NEW DELHI
10th AUGUST, 2023

ITEM NO.110

COURT NO.11

SECTION IV-C

**SUPREME COURT OF INDIA
RECORD OF PROCEEDINGS**

Civil Appeal No(s). 4419/2011

STATE OF MADHYA PRADESH & ANR.

Appellant(s)

VERSUS

C.L. PANCHOLI

Respondent(s)

WITH

SLP(C) No. 12718/2012 (IV-C)

Date : 10-08-2023 These matters were called on for hearing today.

CORAM :

HON'BLE MS. JUSTICE HIMA KOHLI

HON'BLE MR. JUSTICE RAJESH BINDAL

For Appellant(s)

**Mr. Sunny Choudhary, AOR
Mr. Karan Bishoi, Adv.**

For Respondent(s)

**Mr. Sudhanshu S. Choudhari, AOR
Mr. Mahesh P. Shinde, Adv.
Ms. Rucha A. Pande, Adv.
Mr. M. Veeraragavan, Adv.**

**UPON hearing the counsel the court made the following
O R D E R**

**The civil appeal as well as the petition for special leave to
appeal is disposed of in terms of the signed order. Pending
application(s), if any, are disposed of.**

**(Geeta Ahuja)
Assistant Registrar-cum-PS**

**(Nand Kishor)
Court Master (NSH)**

(Signed Order is placed on the file)