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SLP(C)No. 10943 OF 2001

ITEM No.204

Court No. 1

SECTION IX
A/N MATTER

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.10943/2001

(From the judgement and order dated 16/02/2001 in WP 2036/99
of The HIGH COURT OF BOMBAY AT NAGPUR)

BALKRISHNA PANDURANG DAFADE

Petitioner (s)

VERSUS

STATE OF MAHARASHTRA & ORS.

Respondent (s)

(With prayer for interim relief)
(For Final Disposal)

Date : 19/04/2002 This Petition was called on for hearing today.

CORAM :

HON'BLE THE CHIEF JUSTICE
HON'BLE MR. JUSTICE SHIVARAJ V. PATIL
HON'BLE MR. JUSTICE H.K. SEMA

For Petitioner (s) Mr. H.W. Dhabe, Sr. Adv.
Mr. Manish Pitale, Adv.
Mr. V.N. Raghupathy, Adv.

For Respondent (s) Mr. S.V. Deshpande, Adv.

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

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Heard Mr. H.W. Dhabe, learned counsel for the
petitioner, and Mr. S.V. Deshpande, learned counsel for the
respondents, for a while.

Leave granted.

The civil appeal is allowed.

No order as to costs.

(T.I. Rajput)
Court Master

(Shelly Sengupta)
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. 2820 of 2002@@
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(Arising out of S.L.P. (C) No.10943 of 2001)

Balkrishna Pandurang Dafade ...Appellant (s)

Versus~

State of Maharashtra & Ors.Respondent (s)

O R D E R@@
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Leave granted.

It is the contention of the appellant that the order was passed by the Committee without notice to him.

We have heard learned counsel, read the order of the High Court and the order of the Committee dated 30th January, 1999. We are not satisfied that due notice of the meetings of the Committee were served upon the appellant. We think it is appropriate, therefore, that the order under challenge should be set aside as also the order of the Committee and the matter should stand remanded to the Committee for fresh decision, after notice has been duly served upon the appellant along ...2/-

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with a copy of the Police Vigilance Cell report.
The civil appeal is allowed in the aforesaid terms.
No order as to costs.

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(Shivaraj V. Patil)@@
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(H.K. Sema)@@
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New Delhi,
April 19, 2002.