

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(s).12111/2003

(From the judgement and order dated 12/12/2002 in CWP No. 4318/2002 of the HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH)

KIRPAL SINGH

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

(With prayer for interim relief and office report )

(For final disposal)

Date: 03/08/2005 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE Y.K. SABHARWAL

HON'BLE MR. JUSTICE B.N. SRIKRISHNA

HON'BLE MR. JUSTICE P.P. NAOLEKAR

For Petitioner(s) Mr. Keshav Kaushik, Adv.

Dr. Kailash Chand, Adv.

For Respondent(s) Mr. N.N. Goswami, Sr. Adv.

Mr. Hemant Sharma, Adv.

Ms. Sushma Suri, Adv.

UPON hearing counsel the Court made the following

O R D E R

One of the factors taken against the petitioner is that medical certificates were

forged by him. The stand taken in the counter affidavit filed on behalf of respondent

No.1 is that the petitioner has submitted two medical certificates regarding his absence,

one from Annie Nursing Home for the period from 23rd August, 2000 to 30th August,

2000, and another from Civil Hospital, Patti regarding his treatment from 22nd August,

2000 to 3rd November, 2000. The petitioner, according to the counter affidavit, failed to

satisfy either the High Court or the enquiry officer as to how he got treatment in two

1

hospitals in two different towns during the same period, particularly when he was

admitted in Civil Hospital, Patti. In paragraph 3 in the rejoinder affidavit, the

petitioner has given detailed circumstances as to his admission in two hospitals and how

the two medical certificates came to be issued.

For present, we do not wish to make any comment on the stand of either of the

parties on this issue. However, we are of the view that in the interest of justice the

respondent shall make necessary enquiries in regard to the stand taken by the petitioner

in the rejoinder affidavit and submit a report to this Court. In case, what the petitioner

says is correct, then the case may have to be dealt with from different perspective.

List the petition after four weeks.

(N. Annapurna)

Court Master

(V.P. Tyagi)

Court Master