

"ITEM NO.112

COURT NO.6

SECTION IX

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(s). 5011 OF 2006

GENERAL MANAGER,CANARA BANK AND ANR.

Appellant (s)

VERSUS

ASHOK JANGALUNJI PIMPALGHARE

AND ORS.

Respondent(s)

(With prayer for interim relief and office report )

Date: 05/04/2011 This Appeal was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE MARKANDEY KATJU  
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Appellant(s) Mr. A.K.Panda, Sr. Adv.  
Mr. Praveen Jain, Adv.  
Mr.Mukesh Kumar, Adv.  
Mr. T.S.Rao, Adv.for  
M/S. M.V. Kini & Associates

For Respondent(s) Mr. Somanath Padhan, Adv.for  
Mr. Venkateswara Rao Anumolu,Adv.  
  
Mr. Shankar chillarge, Adv.for  
Ms. Asha Gopalan Nair ,Adv

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

The Appeal is allowed in terms of the signed order.  
No costs.

(Parveen Kr. Chawla)  
Court Master

( Indu Satija )  
Court Master

[signed order is placed on the file]  
IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

CIVIL APPEAL NO. 5011 OF 2006

General Manager, Canara Bank & Anr.

..Appellants

versus

Ashok Jangalunji Pimpalghare & Ors.

..Respondents

O R D E R

Heard learned counsel for the parties.

This Appeal has been filed against the impugned judgment and order dated 22nd March, 2005 passed by the High Court of Judicature at Bombay, Nagpur Bench, Nagpur in Writ Petition No. 325 of 2005.

The facts have been set out in the impugned judgment and hence we are not repeating the same here.

It appears that respondent No.1 got appointment on the basis of a false caste certificate.

Once, it has been found that the caste certificate is false, obviously respondent No.1 has to lose his job because it is well settled that fraud vitiates every thing.

Accordingly, this appeal is allowed and the impugned judgment of the High Court is set aside and the service of respondent No.1 is terminated. No costs.

.....J.  
[MARKANDEY KATJU]

NEW DELHI; .....J.  
APRIL 05, 2011 [GYAN SUDHA MISRA]