

ITEM NO.31

COURT NO.9

SECTION XI

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

Petition(s) for Special Leave to Appeal (Civil) No(s).16065/2012

(From the judgement and order dated 14/02/2012 in WA No.49806/2011 of the HIGH COURT OF JUDICATURE AT ALLAHABAD)

RAKSHPAL SINGH

Petitioner(s)

VERSUS

STATE OF U.P.&amp; ORS.

Respondent(s)

(With appln(s) for exemption from filing O.T.)

Date: 02/07/2012      This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE DEEPAK VERMA  
HON'BLE MRS. JUSTICE GYAN SUDHA MISRA

For Petitioner(s)                      Mr. Piyush Sharma, Adv.

For Respondent(s)

UPON hearing counsel the Court made the following

O R D E R

In the impugned order, Division Bench of the High Court had made the following observations:

"In the present case, the petitioner's services were terminated under U.P. Government Servant (Termination of Services) Rules, 1975 after giving notice to the petitioner. After remand once again an enquiry was conducted in which the petitioner was given opportunity to explain. The petitioner's defence against the charges was not accepted."

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Learned counsel appearing for the petitioner contended before us with vehemence that no opportunity of hearing was given to the petitioner before his services were terminated. According to him, the aforesaid observation of Division Bench has wrongly been recorded. If that be so, the petitioner is permitted to withdraw this petition with liberty to move appropriate review petition before the Bench.

(A.D. Sharma)  
Court Master

(S.S.R. Krishna)  
Court Master