

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 (C) No(s). 7060/2021

(Arising out of impugned final judgment and order dated 27-01-2021 in WP No. 8385/2020 (S-CAT) passed by the High Court of Karnataka At Bengaluru)

S MAHESHA

Petitioner(s)

VERSUS

UNION OF INDIA & ORS.

Respondent(s)

([FOR DISPOSAL]

IA No. 160617/2021 - APPLICATION FOR PERMISSION TO FILE REJOINER AFFIDAVIT)

Date : 10-05-2022 These matters were called on for hearing today.

CORAM : HON'BLE MR. JUSTICE SANJAY KISHAN KAUL  
HON'BLE MR. JUSTICE M.M. SUNDRESH

For Petitioner(s) Mr. Basavaprabhu S. Patil, Sr. Adv.  
Mr. Geet Ahuja, Adv.  
Mr. Anirudh Sanganeria, AOR

For Respondent(s) Mr. Mohammad Akhil, Adv.  
Mr. Praneet Pranav, Adv.  
Mr. Vatsal Joshi, Adv.  
Mr. Amrish Kumar Sharma, AOR

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

We have heard learned counsel for parties.

It is the submission of learned counsel for the petitioner that not only has the petitioner been discharged in he criminal proceedings (even the trial was not found worthy) but even the so called kingpin was so discharged. The departmental proceedings initiated against the alleged kingpin viz. T. Shivanna has also been closed and three years after filing of FIR, the

present departmental proceedings have been initiated.

On our query, learned counsel for the respondent(s) submits that the proceedings are over but no final order has been passed in view of our Order dated 14.3.2022.

In the conspectus of the aforesaid facts and circumstances, we are of the view that the ends of justice would be sub-served by directing the respondents to take all the aforesaid aspects into consideration while deciding the departmental proceedings.

This would, in our view, naturally require necessary reasons to be recorded, in case an adverse view against the petitioner has to be taken and how the same is sustainable in view of what has been set out aforesaid. In fact learned counsel for the petitioner states that even the recommendations made have been rejected by the President of India vide Order No.E(0)I-2019/PU-2/SWR/64 dated 12.10.2021.

The special leave petition is accordingly disposed of in terms aforesaid.

Pending application(s) also stand disposed of.

(RASHMI DHYANI)  
COURT MASTER

(POONAM VAID)  
COURT MASTER