

(4)

IN THE HIGH COURT OF JUDICATURE OF M.P. AT JABALPUR

W.P. NO. 6119/2000

PETITIONERS

1. Commandant, 11th Battalion
Vishesh Sashastra Bal,
Bhilai M.P.
2. Upmahanirikshak, Vishesh
Shashastra Bal, Bhilai, M.P.
3. Inspector General of Police
Vishesh Sashastra Bal,
Police Headquarter, Bhopal

- V E R S U S -

RESPONDENTS

1. Pooran Bahadur, Son of
Tikaram, aged about 32 years,
R/o Village Sangeharpur,
P.O. Damoli, District Tanhu
Nepal.
2. Madhya Pradesh State Adminis-
trative Tribunal, through
its Registrar, Jabalpur.



WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA

44

HIGH COURT OF JUDICATURE, CHHATTISGARH AT BILASPUR

Writ Petition No. 6119 of 2000

Commandant 11th Battalion & ors.

v.

Pooran Bahadur and anor.

ORDER

The following order of the Court was passed
by R.S.Garg, J.-

For the reasons stated in the order passed
by us today in W.P.No.6117/2000, the reliefs granted
in favour of the recruit/respondent are modified
to the following extent:

- (a) The recruit/respondent no.1 shall be taken
back into service ;
- (b) Looking to his long break in service, the
matter for grant of back wages shall be
within the discretion of the petitioners
who shall decide the same in accordance
with rules ;
- (c) The respondent/recruit after he is taken
back in service shall be given training
for a period of six months in accordance
with Rule 37 and on expiry of the said
period he shall be required to pass the
test to be held by the authority in accord-
ance with Rule 36. If this time the recruit
fails in passing the test or in showing
that he has attained the required proficiency
in the subject the Commandant shall be entitled
to pass orders in accordance with Rule 37
and discharge the recruit from service.

The petition is disposed of with the aforesaid
directions. In the circumstances of the case parties
shall bear their own costs.

Sd/-
Chief Justice

Sd/-
R.S. Garg
Judge

JUDGE.
27.3.2001.