

Writ Petition No. 714 (S/B) of 2002

Virendra Singh Chauhan ..... Petitioner  
Versus

M.D.Bahudeshiya Finance  
and Development Corporation  
others ..... Respondent  
.....

**Hon. P.C.Verma, J.**

**Hon. Irshad Hussain,J.**

Heard Sri V.B.S. Negi, learned counsel for the petitioner and Sri  
Tribhuwan Singh Fartiyal, larned counsel for the respondent no.2.

By the impugned order, the petitioner has been relieved from the post  
of the Assistant Manager to report to Uttar Pradesh. According to the  
learned counsel for the petitioner, the petitioner filed writ petition no. 18487  
of 1985 in Allahabad High Court, in which stay order was granted staying  
the termination order.

The writ petition came for hearing on 8.8.1997 and the writ petition  
itself was dismissed and after dismissal of the petition, interim order stood  
merged in the writ petition.

The petitioner in the instant writ petition has not stated that the  
petition filed by the petitioner has been dismissed. He has annexed only  
interim order to show that he is continuing in service. Therefore, the  
petitioner has not come up with clean hands and has attempted to mislead  
the Court. Thus, petitioner has become liable for costs. Therefore, cost of  
Rs.5000/-(Rupees Five Thousand) is imposed on the petitioner.

With this, the petition is dismissed accordingly.

**(P.C.Verma, J.)**

**(Irshad Hussain, J.)**

Dt. 29.06.2002

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