

**IN THE HIGH COURT OF MANIPUR
AT IMPHAL**

W.P(C) No. 885 of 2019

Kapangkhui Shimrah

....Petitioner

-Versus-

State of Manipur & 4 Ors.

....Respondents

BEFORE

HON'BLE MR. JUSTICE LANUSUNGKUM JAMIR

Order

24.10.2019

Heard Mr. Romendro Sharma, learned counsel for the petitioner as well as Mr. Shyam Sharma, learned G.A. appearing on behalf of all the respondents.

[2] Pursuant to a disciplinary proceeding, the petitioner was dismissed from service with immediate effect by an Order dated 08.06.2010 issued by the Disciplinary Authority/ Superintendent of Police, Ukhrul District, Manipur.

Being aggrieved, the petitioner preferred an appeal before the Deputy Inspector General of Police Range-IV. The appellate authority by Order dated 13.10.2015 disposed of the appeal by quashing and nullifying the dismissal Order dated 08.06.2010 issued by the Superintendent of Police, Ukhrul. A corrigendum/ additional order dated 19.12.2015 was again issued by the appellate authority by adding that the petitioner be reinstated to his formal post of S.I.

with immediate effect and the period of his suspension and dismissal be treated as duty and he will be entitled for financial benefits and allowances during the said period.

[3] As the Order dated 13.10.2015 and 19.12.2015 were not complied with, the petitioner approached this Court by filing WP(C) No. 700 of 2016 which was disposed of by Order dated 16.12.2016 directing the petitioner to submit a fresh representation to the Addl. Chief Secretary (Home), Government of Manipur by submitting detailed facts along with supporting documents within a period of 1 (one) week. It was also directed that the respondent No. 1 will consider the same within a period of 1 (one) month from the date of receipt of the representation.

[4] Accordingly, the petitioner made a Representation dated 21.12.2016 before the Addl. Chief Secretary (Home), Government of Manipur. As the Representation dated 21.12.2016 was not considered, the petitioner again filed a contempt petition which was registered as contempt case No. 223 of 2017. During the pendency of the contempt petition, the Inspector General of Police (Zone-III), Manipur issued an Order dated 20.12.2018 setting aside the Order dated 13.10.2015 and Corrigendum/ additional Order dated 19.12.2015 of the appellate authority. Therefore, the petitioner preferred another appeal against the Order dated 20.12.2018 of the IGP (Zone-III) before the Addl. Director General of Police (L & O), Manipur. The said appeal was disposed of by Order dated 22.07.2019 setting aside the Order dated 20.12.2018 with immediate

effect and directing the SP, Ukhrul to issue necessary order of revoking the dismissal Order dated 08.06.2010 and to reinstate the petitioner in his service as Sub-Inspector of Police by treating the period of suspension and period of dismissal of the petitioner as on duty for all the purposes with immediate effect.

The petitioner also made a Representation dated 04.09.2019 before the Superintendent of Police, Ukhrul District, Manipur to reinstate him back to the service in terms of the Order dated 22.07.2019. As there was no compliance, the petitioner is before this Court by way of the present writ petition.

[5] After hearing the learned counsel for the parties, the S.P., Ukhrul is directed to comply with the Order dated 22.07.2019 passed by the Addl. Director General of Police (L & O), Manipur at the earliest but not later than 2 (two) months from the date of receipt of a copy of the order of this Court.

Writ petition is disposed of.

JUDGE

joshua

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