

और तारीख

गई कारेवाई मे  
टिप्पणी तारीख  
के साथ

**Court of the District Magistrate, Saran at Chhapra  
(District Legal Section)  
Rajkumari Devi Vrs State & Others  
ORDER**

D 47/3/12  
9051  
e.e. 95m  
vide No 9051  
7/2/12

4/2/2012

Heard the Appellant.

The Appellant's claim is that she was removed in an unduly hasty manner without providing her adequate time to respond to the show-cause notice dated 06/11/2009.

A perusal of the records does suggest that the show-cause notice dated 06/1/2009 was received by the Appellant on 09/11/2009 and she had to submit her explanation by personal appearance on the next date, i.e., 10/11/2009. This is by all means not adequate and reasonable and action cannot be taken on the basis of such an inadequate and unreasonable opportunity. In other words, the impugned order fails the first principle of natural justice in its spirit.

Accordingly, the impugned order is set aside and the matter is remitted to DPO to conduct a fresh hearing after affording due opportunity to the Appellant. If the fresh order intends to have any adverse impact on anybody else, he/she must also be heard. The process should be completed within a month.

शंभु 462  
21/02/12

Dictated and corrected

(Vinay Kumar)  
District Magistrate  
Saran, Chhapra

(Vinay Kumar)  
District Magistrate  
Saran, Chhapra