

IN THE HIGH COURT OF KARNATAKA AT BANGALORE

DATED THIS THE 2ND DAY OF APRIL, 2012

BEFORE

THE HON'BLE MR.JUSTICE H.N.NAGAMOHAN DAS

WRIT PETITION NO.10214/2012(S-DIS)

BETWEEN:

Sri. N.Nagaraju,
Aged about 58 years,
S/o Late Sri.Narshimalah,
Office Manager,
(First Division Assistant),
Office of the Municipal Commissioner,
Town Municipal Council,
Sira, Tumkur Dist,
R/o Church Road,
IIIrd Cross, Hirur Town-572 143.
Chiturdurga Dist.

... Petitioner

(By Sri. S.M.Babu, Adv.,)

AND:

1. The State of Karnataka,
By its Secretary to Government,
Urban Development Department,
Vikasa Soudha,
Bangalore-560001.
2. The Commissioner,
Municipal Administration,
V.V.Tower,
Bangalore-560001.



3. The Municipal Commissioner,
Town Municipal Council,
Sira, Tumkur Dist.

... Respondents

(By Sri. Raghavendra G Gayathri, HCGP)

This Writ Petition is filed under Articles 226 & 227 of the Constitution of India praying to quash the order of the respondent No.2 as per Annexure-E, dated 22.3.2012 and etc.,

This W.P. coming on for preliminary hearing this day, the Court made the following:

ORDER

Sri Raghavendra G Gayathri, learned Government Pleader is directed to take notice for respondents.

The petitioner was charge sheeted for the offence punishable under Sections 7, 13(1)(d) r/w Section 13(2) of Prevention of Corruption Act in Spl. Case No.112/2007 on the file of the District and Sessions Judge, Tumkur and the same ended in conviction vide Judgment dated 19.12.2011. Aggrieved by this order of conviction, the petitioner filed an appeal before this Court in Criminal Appeal No.1321/2011. This Court by order dated 29.12.2011, granted an interim order



suspending the sentence. Thereafter, the respondents have now passed the impugned order as per Annexure-E dated 22.03.2012, dismissing the petitioner from service. Therefore, the petitioner is before this Court.

2. In identical circumstances, this Court in W.P.No.8224/2011 vide order dated 20.10.2011, dismissed the writ petition and confirmed the order of dismissal. For the reasons stated therein, this writ petition is hereby dismissed.

The learned Government Pleader is permitted to file his memo of appearance within three weeks.

Sd/-
JUDGE

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