

**W.P. No. 8041/12**

(Mohanlal Soni Vs. The Secretary, M.P.S.E.B. and others)

**27.06.2012**

Heard Shri S.K. Choubey, learned counsel for the petitioner on the question of admission and interim relief.

The petitioner has filed this petition seeking a direction against the respondents to conduct an enquiry against the respondents no. 4 and 5.

It is submitted by the petitioner in the petition itself that he has already filed a petition for conducting enquiry and investigation against the respondent no. 5 which is pending registered as W.P. No. 18854/10 and inspite of pendency of the aforesaid petition the petitioner has now filed this present petition by stating that a direction be issued to the respondents for conducting enquiry against respondent no. 5 who is going to retire on 31.07.2012.

Having heard the learned counsel for the petitioner, I am of the considered opinion that as the petitioner has already taken up the issue before this court in pending petition i.e. W.P. No. 18854/10, another petition for the same cause of action with the only additional prayer for initiating proceedings before 31<sup>st</sup> of July, 2012 is not maintainable, as the petitioner cannot be permitted to file two writ petitions for the same cause of action.

The petition being misconceived is accordingly dismissed.

(R.S. Jha)  
Judge

msh