

proposed in the Memorandum to hold an enquiry against the petitioner to inquire into the charge mentioned in the said Memorandum.

Xerox copy of the said Memorandum of charge is annexed herewith and marked as **ANNEXURE "P-6"**.

10. That vide order No. 1538 and 1539, dated 11.05.2009, the respondent no.5 appointed the Presenting officer and the Inquiring Officer respectively. Shri Jamil Baksh, Research Officer was appointed as the Presenting Officer and Shri S.K. Agarwal, Conservator of Forests was appointed as the Inquiry Officer.

Xerox copy of the order No. 1538 and 1539, dated 11.05.2009 whereby the respondent no.5 appointed the Presenting Officer and the Inquiring Officer are annexed herewith and marked as **ANNEXURE "P-7"**.

11. That before the initiation of the enquiry, the petitioner on 20.03.2009 submitted an application to the respondent no.5 and requested him to stay the disciplinary proceedings till the criminal proceedings is concluded on the ground that the charge and the witnesses are the same. No response was given to the petitioner in connection with the aforesaid representation. The petitioner as such submitted another application on 02.06.2009 but even the said representation remained unheard.

Xerox copy of the said representation dated 20.03.2009 and 02.06.2009 are annexed herewith and marked as **ANNEXURE "P-8"**.

12. That despite submitting the representations to stay the departmental proceedings to the respondent