

National Commission for Scheduled Castes, New Delhi  
File No.S-43/DEFENCE-34/2016-SSW.I  
Minutes of Hearing dated 18.09.2018

1. During the hearing the following were present:

- (i) Ms. Deepa Bajwa, Director General, Defence Estate (DGDE)
- (ii) Shri Sushil Kumar Saroj, Petitioner

2. In this matter, the petitioner stated that he was dismissed from his job on 08.11.2016. He had put up the mercy appeal stating the Supreme Court decision that a parallel enquiry cannot be held while a criminal case in the court is going on for the same issue. However, his mercy appeal dated 19.01.2018 has been kept pending.

3. DGDE stated that the mercy appeal is pending at the level of GOC-in-C, Central Command, Lucknow, and has been kept pending as they desire to know the current status of the criminal cases against the petitioner in the Court.

4. It was agreed that the mercy appeal is based on a limited point of law that a parallel inquiry cannot be conducted during pendency of a case in Court. Hence, the GOC-in-C, Central Command, Lucknow, may continue to hear the mercy appeal and decide on the same expeditiously.

5. A copy of this minutes may also be sent to GOC-in-C, Central Command, Lucknow. DGDE may coordinate with GOC-in-C, Central Command, Lucknow, on the issue.

List with ATR on 26.11.2018.

  
(Prof. (Dr.) Ram Shankar Katheria)  
Chairman, NCSC