



**HIGH COURT OF JUDICATURE AT ALLAHABAD
LUCKNOW**

WRIT - A No. - 9968 of 2025

Vijay Prakash

.....Petitioner(s)

Versus

State Of U.P. Thru. Secy. Education Basic Govt.
Lko. And 2 Others

.....Respondent(s)

Counsel for Petitioner(s)	:	Vinay Misra
Counsel for Respondent(s)	:	C.S.C.

Court No. - 8

HON'BLE MANISH MATHUR, J.

1. Heard learned counsel for petitioner and learned state counsel for opposite parties.
2. Petition has been filed challenging order dated 7th July 2025, whereby he has been placed under suspension in contemplation of departmental proceedings.
3. It has been submitted that allegation levelled against petitioner is of uploading a poem on social media, which was subsequently deleted by him. It is submitted that uploading of any poem would not come within purview of misconduct and even otherwise would not entail any major penalty due to which the impugned suspension order is in violation of Rule 4 of the Uttar Pradesh Government Servants (Discipline and Appeal) Rules, 1999.
4. Learned State counsel has refuted submissions advanced by learned counsel for petitioner with submission that charge sheet has already been issued to petitioner and it is subject matter of inquiry as to whether the poem was uploaded on closed club or on a wide social media and is in the nature of criticism of his superiors.
5. Prima facie, submissions advanced by learned counsel for petitioner have force and require consideration for which opposite parties are granted four weeks' time to file a counter affidavit.

- 6. List this case on October 15, 2025.
- 7. Until further order of this court, the operation of the impugned order dated 7th July, 2025 shall remain stayed. It shall, however, be open to the opposing parties to continue with the departmental proceedings.

September 2, 2025
prabhat

(Manish Mathur,J.)