

Evidence - Departmental proceedings - When a crucial finding like forgery was arrived at on an evidence which is non est in the eye of the law, the civil court would have jurisdiction to interfere in the matter

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In the said suit, the enquiry report in the disciplinary proceeding was considered, the same was held to have been based on no evidence. The appellant therein in the aforementioned situation filed a [writ](#) petition questioning the validity of the disciplinary proceeding, the same was dismissed. This Court held that when a crucial finding like forgery was arrived at on an evidence which is non est in the eye of the law, the civil court would have jurisdiction to interfere in the matter. This Court emphasised that a finding can be arrived at by the enquiry officer if there is some evidence on record. It was furthermore found that the order of the appellate authority suffered from non-application of mind.

**Narinder Mohan Arya v. United India [insurance](#) Co. Ltd.** (2006) 4 SCC 713

Tags: [Bar to civil court jurisdiction](#), [Disciplinary proceedings](#), [Evidence - Disciplinary Proceedings](#)