

1. **Violation of Judgement of Lalithakumari Vs State of UP case** by not taking statements from K.Padmakumar during the QVs in MCL. **(Para 111 (vii) of the citation of Judgement in India Kanoon).**
2. **Violation of Judgement in Divine Centre Vs State of Kerala case** by not impleading K.Padmakumar who was the MD of MCL OR the Company as a respondent in WP © 4932 of 2016 and related R.P 560 of 2016 filed by Joy Kaitharath. **(Para 44 on Principles of Natural Justice in the citation of Judgement in India Kanoon). The Legal Opinion of VACB Headquarters had itself stated that the complaint by Joy Kaitharath was consequent to serving of a Recovery Notice on V.M. Radhakrishnan.**
3. **Fraud on Court as cited in Judgement of N S.P. Chengalvaraya Naidu Vs Jagannath case** through Suppression of the legal opinion and the Government decisions on the QVs and mis-representation to register 4 cases against K.Padmakumar **(Para 5 in the Cition of the Judgement in India Kannon).**
4. **Violation of Arnesh Kumar Vs State of Bihar case** through arrest of K.Padmakumar **(Cited by the Law Secretary in notes forming part of Exhibit P17 - Page 129 of the Petition)** and justifying the same violating the directions in **(Para 9, 11 and 12 of the Interim Judgement of the Hon'ble Court in W.P (C) 27365 Of 2016.** filed by Shri. Shaji T Balan, an employee in MCL to avoid domestic enquiries against him.
5. **Violation of the Apex Court Judgement in Ajay Kumar Choudhury Vs Union of India** case by prolonging the suspension period of K.Padmakumar (though on illegal grounds) for 18 months in place of 3 months stipulated in the Judgement. **(Para 14 in the Cition of the Judgement in India Kannon). In spite of High Court Orders a posting has not been given adhering to the Rules specified in Circular No. 65/94/Fin**

**The direction of the Division Bench in Writ Appeal 1513 of 2016 on 27<sup>th</sup> Septeber 2018 was to “.....complete the investigation impartially without being influenced by any of the observations made by learned Single Judge in WP (C) 4932 of 2016 and R.P No. 560 of 2016, vigilantly and intelligently.... The investigation shall be completed as expeditiously as possible”. This has not been done even after 18 months.**

**In the case viz., N S.P. Chengalvaraya Naidu (dead) Vs Jagannath (dead) in which the Apex Court in 1993 had, among other remarks, had observed that, “.....“*Fraud avoids all judicial acts, ecclesiastical or temporal*” observed Chief Justice Edward Coke of England about three centuries ago.It is the settled proposition of law that a judgment or decree obtained by playing fraud on the Court is a nullity ..... Such a judgment/decre by the first Court or by the highest Court-has to be treated as a nullity by every Court, whether superior or inferior.....”.**