

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Sr. No.110

C.W.P. No.13984 of 2015
Date of decision:15.07.2015

Varinder Kumar

.....Petitioner

versus

The Punjab State Cooperative Supply & Marketing Federation Limited
and another

.....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Ms. Jagdeep Bains, Advocate
for the petitioner.

DEEPAK SIBAL, J. (Oral)

The petitioner was punished through order dated 19.02.2015 (Annexure P-1) passed by the Managing Director of the Punjab State Cooperative Supply & Marketing Federation (hereinafter referred to as the 'Federation'). Against the above referred punishment order, the petitioner has filed statutory appeal which is admittedly pending before respondent No.2-Appellate Authority.

Learned counsel for the petitioner prays that in terms of order passed by this Court in ***CWP No.8013 of 2015*** titled as ***'Karanjit Singh and others versus The Punjab State Warehousing Corporation and another'*** decided on 05.05.2015, directions may be issued to the respondent No.2-Appellate Authority to decide the appeal of the

petitioner within a time bound frame and further that till the time respondent No.2-Appellate Authority considers and decide the application for interim stay filed by the petitioner along with his appeal, interim stay may be granted qua the recovery ordered against the petitioner.

I have gone through the order passed by this Court in ***CWP No.8013 of 2015*** titled as '***Karanjit Singh and others versus The Punjab State Warehousing Corporation and another***' and find that the case of the petitioner is fully covered by that order.

Accordingly, the present petition is disposed of with a direction to respondent No.2-Appellate Authority, to dispose of the appeal filed by the petitioner as expeditiously as possible and in any case not later than six months from the date of receipt of a certified copy of this order.

It is also directed that the Appellate Authority shall consider the application for interim stay filed by the petitioner and till the decision on the said application, no recovery shall be effected from him.

The Court is informed that respondent No.2-Appellate Authority comprises of several members including the Managing Director of the respondent-Federation. As the punishment order which is appealed from has been passed by the Managing Director of the respondent-Federation, it is directed that at time of consideration of the appeal as also the application for interim stay filed by the petitioner, the Managing Director of the respondent-Federation will disassociate himself to avoid any allegation of bias.

The writ petition stands disposed of in the above terms.

No costs.

(DEEPAK SIBAL)
JUDGE

July 15, 2015

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