

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

CWP No. 14379 of 2015

Date of decision : July 20, 2015

Ram Kishan

..... Petitioner

Versus

Food Corporation of India and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE AMIT RAWAL

Present:- Mr. Vipin Mahajan, Advocate
for the petitioner.

1. Whether reporters of local papers may be allowed to see the judgment ?
2. To be referred to the reporters or not?
3. Whether the judgment should be reported in the digest?

Amit Rawal, J (oral).

The grievance of the petitioner is that against the order dated 6.11.2007 conveyed to him on 2.2.2008 vide Annexure P-6 by recovery of ₹2 lacs and reduction in the minimum pay scale have been imposed. The petitioner had filed a review under Regulation 74 of Food Corporation of India (Staff), Regulation, 1971 reproduced at page 6 of the paper book on 10.3.2008.

Learned counsel for the petitioner further submits that though as per regulation no limitation has been provided but limitation provided for, filing appeal, shall be applicable. The limitation to file appeal is 45 days. Therefore, the review had been filed within one month but till date no decision has been taken though, the petitioner has retired on 30.11.2013.

The factum of review petition is discernible from Annexures P-7 to P-9, despite that no decision has been taken thereon. He further submits that the petitioner would be satisfied in case appropriate direction is issued to respondent No.1 to decide the review petition (Annexure P-7) within a reasonable period.

Though, the petitioner has approached this Court as late as in the year 2015 and had not exercised his right in law but the fact remains that the review petition has been filed within the limitation period as per the averments made in the writ petition.

I deem it appropriate to dispose of the present writ petition by directing respondent No.1 to decide Review petition (Annexure P-7) within three months from the date of receipt of certified copy of this order after giving an opportunity of hearing to the petitioner, much less in accordance with law and the order so passed shall be communicated to the petitioner.

(AMIT RAWAL)
JUDGE

July 20 , 2015
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