

**IN THE HIGH COURT OF PUNJAB AND HARYANA,
AT CHANDIGARH**

CWP No. 17669 of 2013

Decided on : 26.03.2015

Vijay Kumar Gupta

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM : HON'BLE MR.JUSTICE DEEPAK SIBAL

Present : Mr. Vivek Suri, Advocate
for the petitioner.

Mr. Sushant Maini, Deputy Advocate General, Punjab.

Ms. Reeta Kohli, Senior Advocate with
Mr. Saravjeet Singh, Advocate
for respondents No.2 and 3.

DEEPAK SIBAL , J. (Oral)

During the course of arguments, learned counsel for the petitioner, at this stage, restricts his challenge to the order passed by the Appellate Authority in the statutory appeal filed by the petitioner against the order inflicting punishment upon him and argues that the Appellate order is liable to be set aside being bereft of any reason whatsoever.

I have perused the order dated 21.01.2013 (Annexure P-9) passed by the Appellate Authority and find that no reasons whatsoever have been given in the same so as to dismiss the appeal filed by the petitioner. There is no discussion on any issue raised by the petitioner.

That being so, I hesitatingly set aside the order dated 21.01.2013 (Annexure P-9) passed by the Appellate Authority and remit

the matter back to the Appellate Authority to decide the appeal filed by the petitioner afresh, by passing a well-reasoned and speaking order and after affording opportunity of hearing to the petitioner. The needful be done within a period of 3 months from the date of receipt of a certified copy of this order.

The writ petition is allowed, in view of the above terms.

Needless to add that the decision so taken be communicated to the petitioner and if the decision is not to the satisfaction of the petitioner, he would be at liberty to challenge the same, in accordance with law.

March 26, 2015
Naveen

(DEEPAK SIBAL)
JUDGE