

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

CWP No.15010 of 2015
Decided on : 13.08.2015

Satbir Singh

.... Petitioner

vs.

**The Central Recruitment Agency,
Punjab & Haryana High Court & anr.**

.... Respondents

CORAM: HON'BLE MR. JUSTICE G.S.SANDHAWALIA

Present: Mr. G.S.Lalli, Advocate
for the petitioner.

G.S.Sandhawalia, J.(Oral)

Contends that letter of appointment was issued to the petitioner on 24.09.2014 (Annexure P-8) for the post of Clerk, by District and Sessions Judge, Hoshiarpur. As per terms and conditions of the appointment letter, he was to furnish affidavit that he had not been convicted for any criminal offence or dismissed or removed from State Government etc.

Accordingly, an affidavit was given on 26.09.2014 (Annexure P-9), but the factum of an FIR registered against the petitioner on 12.12.2012 for the offence under Sections 420, 468, 471 and 120-B IPC at police station Chankyapuri, Delhi was mentioned. Thereafter, the petitioner was not allowed to join the duty. He also served a legal notice dated 06.06.2015 (Annexure P-11) upon the respondents. It is contended that in the absence of any conviction and as per the requirement of the appointment letter, mere pendency of the case would not be at bar to his selection.

Learned counsel for the petitioner further submits that he would be satisfied if a decision is taken on his legal notice filed on 06.06.2015. Copy of the said FIR lodged by the official of the U.S.

Embassy has also been placed on record in which allegations pertain to the alleged documents, which allegedly had been forged for obtaining a visa etc.

Keeping in view the limited controversy, this Court is of the opinion that without calling upon the respondents it would be appropriate if the Registrar (Recruitment) of this Court takes a decision on the legal notice within a specified time period. It is made clear that the observations made herein are prima facie and tentative for the purpose of the respondents deciding the issue of the entitlement of the petitioner in view of the appointment letter issued. The decision be taken within a period of two months from the date of receipt of certified copy of this order. Needless to say that if any adverse order is to be passed, the same should be well reasoned.

The writ petition stands disposed of.

13.08.2015
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(G.S.Sandhawalia)
Judge