

IN THE HIGH COURT OF PUNJAB AND HARYANA, CHANDIGARH

235-CWP-16055-2014
Decided on:30.01.2015

Shyam Lal and others Petitioner(s)

vs.

Hry.State Coop. Supply and
Marketing Federation Ltd. and Anr.Respondent(s)

CORAM HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present Mr.Shireesh Gupta, Advocate for the petitioners.

Mr. P.S.Poonia, Advocate for respondents.

RAMESHWAR SINGH MALIK, J (ORAL)

Petitioners are feeling aggrieved against their reversion order which was passed without issuing any show cause notice.

Notice of motion was issued and pursuant thereto written statement has been filed.

It is a matter of record and not in dispute that before passing the impugned reversion order dated 08.08.2014 Annexure P2, no show cause notice was issued by the respondent authorities to the petitioners thereby violating the basic principles of natural justice. It is so said because the impugned reversion orders would visit the petitioners with civil consequences. In such a situation, the impugned reversion order cannot be sustained.

No other argument was raised on behalf of either of the parties.

Considering the peculiar facts and circumstances of the case noted above coupled with reasons aforementioned, this Court is of the considered view that since the impugned reversion order has been passed in glaring violation of principle of natural justice and cannot be sustained, the same is hereby set aside.

Consequently, matter is remitted back to the respondent authorities. It is made clear that the respondents would be at liberty to pass fresh appropriate order but only in accordance with law and after issuing show cause notice to the petitioners.

Resultantly, with the above said observations made and directions issued hereinabove, instant writ petition stands allowed, however, with no order as to costs.

30.01.2015
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(RAMESHWAR SINGH MALIK)
JUDGE