

250 IN THE PUNJAB AND HARYANA HIGH COURT
AT CHANDIGARH

CWP No.1586 of 2015

Date of Decision:.04.08.2015

S. S. Jaggi

...Petitioner

Versus

Punjab Small Industries and Export Corporation Ltd. & anr.

... Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Namit Kumar, Advocate for the petitioner.

Mr. Sushant Maini, DAG, Punjab.

Mr. Nitin Kaushal, Advocate
for respondent No.2.

1. To be referred to the reporters or not?
2. Whether the judgment should be reported in the digest.

DEEPAK SIBAL, J. (Oral)

The petitioner who was working as Section Officer (Legal) with the respondent Punjab Small Industries and Export Corporation Limited(hereinafter referred to as the 'Corporation') was punished through order dated 31.12.2008 (Annexure P-11) with stoppage of two annual increments. Since the punishment order had been passed by the Managing Director of the respondent-Corporation, as per the applicable regulations, the petitioner filed an appeal against the same before respondent No.2-appellate authority. In his appeal the petitioner took detailed

grounds. The appeal filed by the petitioner has been rejected vide order dated 19.09.2013(Annexure P-17), which on the face of it, is a non-speaking and un-reasoned order.

In view of the above, the order dated 19.09.2013 (Annexure P-17) being a non-speaking order is quashed and the matter is remitted back to respondent No.2-Appellate Authority to consider the appeal filed by the petitioner and dispose of the same in accordance with law by passing a well reasoned and speaking order expeditiously but not later than three months from the date of receipt of a certified copy of this order after giving opportunity of hearing to the petitioner.

Needless to add that the decision to be 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.

(Deepak Sibal)
Judge

04.08.2015
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