

IN THE HIGH COURT OF PUNJAB AND HARYANA AT  
CHANDIGARH

CWP no.20280 of 2013 (O&M)

Date of Decision :05.02.2015

Pawan Kumar

....Petitioners

Versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR.JUSTICE MAHESH GROVER

1)Whether reporters of local newspapers 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?

Present : Mr.V.K.Sandhir, Advocate for the petitioner

Ms.Monica Chhiber Sharma, DAG, Punjab

**MAHESH GROVER, J.**

The petitioner's grievance is directed against Annexure P-8 vide which promotion granted to him by treating him as an outstanding officer has been withdrawn. It may be mentioned for the sake of clarification that D-II is the category where Assistant Sub Inspectors are brought on a particular list by exempting them from the rigors of a test in view of their exemplary/outstanding record. Annexure P-8 has been withdrawn without issuance of any show cause notice to the petitioner and without assigning any reasons.

The impugned order therefore suffers from a grave fallacy as all the principles of natural justice and law have been violated by withdrawing a benefit without affording any opportunity of hearing or without affording reasons which may withstand the test of judicial scrutiny.

The impugned order is, therefore set aside on this short ground.

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Petition stands allowed. However, respondents would be at liberty to hear the petitioner and pass a speaking order in this regard.

February 05, 2015  
rekha

(MAHESH GROVER)  
JUDGE