

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH.

CWP No.1786 of 2015
Date of decision: 9.2.2015

Sukhdev Singh

... Petitioner

versus

State of Punjab and others

... Respondents

CORAM: HON'BLE MR. JUSTICE AMOL RATTAN SINGH.

Present: Mr.H.S.Batth, Advocate,
for the petitioner.

...

AMOL RATTAN SINGH, J. (Oral)

Learned counsel for the petitioner submits that on the issue of the alleged encroachment of some part of the plot adjoining the one which was allotted to the petitioner by the respondent Corporation, with whom he was the then an employee, though such allotment was not in his capacity as an employee, a civil dispute was also pending in the civil court, which was decided in his favour.

Consequently, the enquiry findings against him on the basis of which order dated 28.2.2014 (Annexure P-9) was passed, are incorrect and as such he has challenged the order (Annexure P-9) in an appeal to the statutory authority, which is still stated to be pending.

By the present petition, the petitioner seeks the benefit of ACP increments, as also interest on the delayed payment of retiral dues to him, which were, obviously, delayed on account of the disciplinary proceedings culminating in order (Annexure P-9).

In view of the above, since the appeal is still pending, this

petition, at this stage, is premature and hence it is dismissed, with liberty to the petitioner to approach this court again, on the same cause of action, if need arises, after the decision of the appeal against the order (Annexure P-9).

9.2.2015
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(AMOL RATTAN SINGH)
JUDGE