

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Case No. : C. W. P.No. 25575 of 2012

Date of Decision : November 16, 2015

Shakuntla Devi Petitioner
Vs.
State of Haryana and others Respondents

CORAM : HON'BLE MR. JUSTICE DEEPAK SIBAL.

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To be referred to Reporters or not ?

Whether the judgment should be reported in the digest ?

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Present : Mr. Devender Singh, Advocate
for the petitioner.

Mr. Harish Rathee, Senior DAG, Haryana.

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DEEPAK SIBAL, J. :

The short question, which is pressed before me, is whether the additional increments granted to the petitioner – a Hindi Teacher, on 09.06.2007, could be withdrawn after over five years, without any notice or opportunity of hearing.

Counsel for the State of Haryana admits that before the passing of the impugned order, ordering withdrawal of the additional increments granted to the petitioner, no notice or opportunity of hearing was granted.

In view of the aforesaid admission, the impugned order dated 28.09.2012 (Annexure P-3), being in violation of principles of natural justice, has no legs to stand on and resultantly, the same is ordered to be set aside. However, the respondents are granted liberty to pass a fresh order, in accordance with law.

(DEEPAK SIBAL)
JUDGE

November 16, 2015

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