

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Writ Petition No. 21002 of 2015 (O&M)

Date of decision : October 01, 2015

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Babli Khan and others

.....Petitioners

Versus

The Punjab State Cooperative Supply & Marketing Federation Ltd.
and others

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: Ms. Jagdeep Bains, Advocate
for the petitioners.

LISA GILL, J.

It is contended that similarly situated persons, as the petitioners, had approached this court for the same relief as claimed by the petitioners. Writ petitions filed by them stand decided, directing the Appellate Authority to decide their appeals in a time-bound manner. Recovery from the said petitioners was stayed till the decision by the Appellate Authority on their prayer for interim relief. Reference is made to various orders attached as Annexures P9 to P14.

Undisputedly, the case of the petitioners is similar to the ones pointed out. Vide order dated 10.06.2015 (Annexure P4) punishment of stoppage of one increment with cumulative effect, besides, recovery of ₹1,76,807/- interest from petitioner No. 1 and stoppage of two increments with cumulative effect, besides, recovery

of ₹11,78,173/- and ₹13,54,979/- interest was imposed upon petitioners No. 2 and 3 respectively. Appeal (Annexure P6) has been preferred by the petitioners. It is submitted that a deduction of 60% is being effected from the petitioners' carry home salary without any decision on their prayer for interim relief in the appeal.

Learned counsel for the petitioners makes a limited prayer that no recovery be effected till the decision on interim relief prayed for in the pending appeal.

Keeping in view the limited prayer, facts and circumstances of the case, as well as the various decisions of this court as mentioned above (Annexures P9 to P14), this writ petition is disposed of with a direction to respondent no.2, Appellate Authority, to dispose of the appeal filed by the petitioners expeditiously, preferably within a period of six months from the date of receipt of certified copy of this order.

Appellate Authority is further directed to consider prayer for interim stay made by the petitioners in their pending appeal. Till the decision on the said prayer, no recovery be effected from the petitioners.

October 01, 2015
rts

(Lisa Gill)
Judge