

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Civil Writ Petition No. 21678 of 2015 (O&M)

Date of decision : October 09, 2015

116A

Jaswinder Singh

.....Petitioner

Versus

The Punjab State Warehousing Corporation and another

....Respondents

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

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

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 petitioner. 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 P-16 to P-21.

Undisputedly, the case of the petitioner is similar to the ones pointed out. Vide order dated 23.04.2014 (Annexure P7) recovery of ₹4,93,835/- was imposed upon the petitioner. Appeal (Annexure P14) has been preferred by the petitioner. It is submitted that a deduction of 60% is being effected from the petitioner's carry

home salary without any decision on his prayer for interim relief in the appeal.

Learned counsel for the petitioner 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 P16 to P21), this writ petition is disposed of with a direction to respondent no.2, Appellate Authority, to dispose of the appeal filed by the petitioner 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 petitioner in his pending appeal. Till the decision on the said prayer, no recovery be effected from the petitioner.

October 09, 2015
rts

(Lisa Gill)
Judge