

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CWP-23333-2015

Date of Decision: 02.11.2015

Balraj

---Petitioner

Vs.

CCS Hau Hisar and others

-----Respondents

CORAM: HON'BLE MR. JUSTICE HARINDER SINGH SIDHU

--

Present: Mr. Sandeep Kotla, Advocate
for the petitioner.

HARINDER SINGH SIDHU, J.

The petitioner while working as Telephone Attendant with respondent No.3-Corporation was placed under suspension vide order dated 11.07.2013 on account of his detention in police/judicial custody w.e.f. 13.05.2013 in connection with FIR No. 324 dated 22.07.2012 under Sections 498-A/323/506 IPC and FIR No. 644 dated 31.12.2012 under Section 420/467/468/471/218/120-B IPC registered at Police Station Thana, District Fatehabad.

Learned counsel for the petitioner states that the petitioner was granted bail in both the cases after about one month but the suspension continued. Thereafter, vide order dated 25.08.2014 of the learned JMIC, Hisar, the petitioner was convicted in a case under Section 138 N.I. Act and sentenced to undergo rigorous imprisonment for a period of 15 months and to pay Rs.3,00,000/-. On account of the said conviction, order dated 27.07.2015 (Annexure P-4) was passed, wherein it was ordered that

the petitioner would not be paid any subsistence allowance from the date of imprisonment i.e. 12.02.2015. Learned counsel states that the matter has since been compromised and the petitioner has been released on bail on 13.08.2015. Thereafter, the petitioner represented to the respondents for his reinstatement and release of subsistence allowance, but no order regarding the same has been passed.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.1 to take a decision on his claim as contained in representation dated 28.08.2015 (Annexure P-5)

In view of the above, without commenting on the merits of the case, this petition is disposed of with a direction to respondent No.1 to take a decision on the claim of the petitioner as contained in his representation dated 28.08.2015 (Annexure P-5), expeditiously, preferably, within a period of three months from the date of receipt of a certified copy of this order.

02.11.2015.
Atul

(Harinder Singh Sidhu)
Judge