

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

**CWP No. 24859 of 2015
Date of decision: November 30, 2015**

Vikas Kumar

...Petitioner

Versus

UHBVNL and ors.

...Respondents

CORAM: HON'BLE MR.JUSTICE HARINDER SINGH SIDHU

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Present: - Mr. Girish Agnihotri, Sr. Advocate with
Mr. Arvind Seth, Advocate
for the petitioner.

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HARINDER SINGH SIDHU, J.

The petitioner while working on the post of Junior Engineer, was served with charge sheet dated 1.4.2013. Thereafter, punishment order dated 27.8.2015 was passed by respondent No.2 vide which recovery of Rs.1,02,740/- was ordered to be effected from the petitioner within next two years.

Feeling aggrieved of the aforesaid order, the petitioner had preferred a statutory appeal (Annexure P-10) before the Managing Director, UHBVNL, Panchkula. He had also made an application for stay of the order of punishment. But even before any decision was taken on the stay application of the petitioner, impugned order dated 7.10.2015 (Annexure P-9) has been passed stating that the office would start recovery of aforesaid amount from the salary of the petitioner from October 2015 onwards at the rate of Rs.4300/- per month.

The grievance of the petitioner is that neither the appeal nor the application for stay filed by him against the punishment order have been decided by the Appellate Authority till date.

Learned counsel states that, at this stage, the petitioner would be satisfied if direction is issued to the Appellate Authority to decide the application for stay and the appeal within a reasonable time.

Considering the aforesaid facts, the present petition is disposed of with a direction to respondent No.1 – Appellate Authority to take a decision on the application for stay with the utmost expedition.

Till the time the stay application is not disposed of by the appellate authority, the operation of the impugned order (Annexure P-9) shall remain stayed.

The appellate authority would also dispose of the appeal expeditiously, and in any case within a period of four months from the receipt of a certified copy of this order.

30.11.2015
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(HARINDER SINGH SIDHU)
JUDGE