

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

CWP No.25031 of 2015

Date of decision: 01.12.2015

Baljeet Singh Khatkar

....Petitioner

versus

State of Haryana and others

....Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK SIBAL

Present: Mr. Manish Soni, Advocate
for the petitioner.

DEEPAK SIBAL, J. (Oral)

The only issue pressed before me is the issuance of a direction to the respondents to culminate the disciplinary proceedings initiated against the petitioner in a time bound manner.

The uncontroverted facts which have emerged from the record and after hearing learned counsel for the petitioner are that the petitioner was issued a memorandum/chargesheet in December 2014. Reply to the same, having been considered to be unsatisfactory he was subjected to a departmental enquiry on the completion of which, an enquiry report dated 23.02.2015 has been submitted but no final decision has been taken thereupon. In the meanwhile, the petitioner has retired and the delay in the finalization of the disciplinary proceedings is resulting in delay of release of his retiral benefits.

In view of the aforesaid facts, in my opinion, the delay in finalization of the disciplinary proceedings against the petitioner is certainly acting to his prejudice. Therefore, I deem it just and appropriate to dispose of the present petition by directing respondent No.2 to take a final decision, in accordance with law, in the aforesaid disciplinary proceedings initiated against the petitioner within a period of two months from the date of receipt of certified copy of this order. Before passing the final order, the petitioner be granted an opportunity of hearing and that the final order be conveyed to him.

Needless to add that if the final order adversely affects his rights, he would be at liberty to challenge the same in accordance with law.

(Deepak Sibal)
Judge

01.12.2015
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