

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.7668 of 2015

Date of Decision: 18.08.2015

Kusum Bala

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE RAJIV NARAIN RAINA

Present: Mr. D.K. Bhatti, Advocate,
for the petitioners.

1. To be referred to the Reporters or not?
2. Whether the judgment should be reported in the Digest?

RAJIV NARAIN RAINA, J.

The period of absence for over a decade is far too large for this court to exercise equity jurisdiction under Article 226 of the Constitution of India in favour of the petitioner. If the Inquiry Officer tried to soften the blow by recommending a sympathetic consideration, then his sympathy was misplaced. In any case, the sympathy factor did not weigh in the mind of the Disciplinary Authority when it dismissed the petitioner from service for prolonged absence. It is not possible to believe that illness could be serious enough not to follow procedure or seek sanction of leave or extension of leave by resort to proper means.

No ground for interference is made out.

The petition stands dismissed.

**(RAJIV NARAIN RAINA)
JUDGE**

18.08.2015
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