

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

CWP-8042-2015

Date of Decision : 28.04.2015

Gian Singh

..... Petitioner

Versus

State of Punjab and another

..... Respondents

CORAM : HON'BLE MR. JUSTICE ARUN PALLI

Present:- Mr. O.P.Kamboj, Advocate
for the petitioner.

1. Whether Reporters of Local papers may be allowed to see the judgment?
2. To be referred to the Reporters or not?
3. Whether the judgment should be reported in the Digest?

ARUN PALLI, J. (ORAL)

A writ in the nature of mandamus is prayed for, so as to direct respondent No.1 to consider and decide the appeal dated 14.05.2009 (Annexure P-2) preferred by the petitioner against the order dated 6.3.2009 (Annexure P-1), which is still pending consideration for a considerable time.

A recovery for a sum of ₹ 1,73,454/- was ordered against the petitioner as he failed to take due care and misappropriated the wheat stocks, vide order dated 6.3.2009 (Annexure P-1).

So much so, prior to the institution of this petition respondent No.1 was even served upon a legal notice dated 21.01.2015 (Annexure P-3), but that too has not been headed to.

It is maintained that the petitioner had since retired from service on attaining the age of superannuation on 29.02.2008.

Learned counsel for the petitioner submits that at this stage let this petition be disposed of with a direction to respondent No.1 to consider and decide his appeal dated 14.05.2009 (Annexure P-2) within a specified time.

That being so, and without expressing any opinion on merits, the petition is disposed of with a direction to respondent No.1 to consider and decide the appeal dated 14.05.2009 (Annexure P-2) preferred by the petitioner against the order dated 6.3.2009 (Annexure P-1), if the same is indeed pending consideration of the authority, strictly in accordance with law, within a period of three months from the receipt of certified copy of this order. Needless to assert, a comprehensive order shall be passed assigning reasons in support of the decision arrived at.

(ARUN PALLI)
JUDGE

28.04.2015
'SP'