

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

**LPA No.1519 of 2015 (O&M)
Date of Decision: 30.10.2015**

Raj Kumar

.....Appellant

Versus

State of Punjab & others

....Respondents

**CORAM: HON'BLE MR. JUSTICE RAJIVE BHALLA
HON'BLE MR. JUSTICE AMIT RAWAL**

Present: Mr. R.K.Arora, Advocate for the appellant.

Mr. Rajinder Goyal, Addl.A.G., Punjab.

RAJIVE BHALLA, J (ORAL)

CM-3260-LPA-2015

Prayer in this application is for condonation of delay of 11 days in filing the appeal.

We have heard counsel for the parties and as sufficient cause has been shown, allow the application and condone delay of 11 days in filing the appeal.

LPA No.1519 of 2015

The short point that arises for consideration in this appeal is whether the respondents should be directed to conclude enquiry proceedings admittedly pending against the appellant and thereafter consider his prayer for extension in service.

Counsel for the respondents submits that as

enquiry proceedings are pending, it is impossible for him or for the State to make a statement that they would conclude the enquiry within any particular period of time and, therefore, such a direction may not be issued.

We have heard counsel for the parties, perused the impugned order and appraised the entire paper book.

The appellant filed a writ petition, challenging denial of extension in service. The writ petition has been dismissed on the ground that enquiry proceedings are pending against the petitioner/appellant. In a similar case bearing **LPA No.776 of 2015** titled as **Ashok Arora Vs. State of Punjab & ors.**, where an enquiry was pending against an employee, a direction was issued to the State to conclude the enquiry within a fixed period of time and thereafter reconsider his case for extension in service.

Consequently, we dispose of the appeal by directing the respondents to conclude the enquiry within one month from today and in case the appellant is exonerated, to consider his case for extension in service in accordance with law within a period of 15 days thereafter.

[RAJIVE BHALLA]
JUDGE

30.10.2015
Vinay

[AMIT RAWAL]
JUDGE