

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

**Civil Writ Petition No. 11341 of 2016 (O&M)
Date of Decision: 24.08.2016**

Jarnail Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Gagan Pradeep S. Bal, Advocate
for the petitioner.

Mr. Vaibhav Sharma, Deputy Advocate General, Punjab
for the respondents/State.

JASWANT SINGH, J. (ORAL)

Petitioner-Jarnail Singh has superannuated on 30.04.2016 from the rank of Block Primary Education Officer (BPEO) with the Education Department, Punjab. A charge-sheet dated 28.11.2014 (**Annexure P-1**) was issued to the petitioner for imposition of a major penalty under Rule 8 of Punjab Civil Services (Punishment and Appeal) Rules, 1970, for the allegations, *inter alia*, that he was responsible for withdrawal of excess amount of Rs. 4,26,819/- to certain teachers upon wrong fixation of pay. The petitioner has filed his reply to the charge-sheet on 02.01.2015 (**Annexure P-2**). His (petitioner) request for extension in service was declined vide order dated 12.05.2016 (**Annexure P-4**) on account of the pendency of the charge-sheet.

Prayer in the present petition is for a direction to the State to take immediate decision upon the reply filed to the charge-sheet, apart from challenging the declining of extension in service.

It is an undisputed fact that as per the policy decision, extension in service is not admissible to employees facing disciplinary proceedings.

As regards the other prayer, at the time of hearing, it is conceded that a decision upon the reply has been taken and Mr. R.C. Nayyar, IAS (Retd.), has been appointed as Enquiry Officer. Thus, the primary relief stands redressed.

In view of above, no further adjudication is required in the matter and accordingly, the present petition stands dismissed as infructuous.

August 24, 2016
'dk kamra'

(JASWANT SINGH)
JUDGE

Whether Speaking/reasoned	Yes
Whether Reportable	No