

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP No. 15104 of 2016 (O&M)

Date of Decision: 29.07.2016.

Chhota Ram

--Petitioner

Versus

State of Haryana and others

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Ravinder Malik (Ravi), Advocate for the petitioner.

TEJINDER SINGH DHINDSA.J

Pleadings on record would indicate that the petitioner was appointed as Sanskrit Teacher under the Haryana State Education Department in the year 2004. In the year 2012 petitioner was involved in F.I.R No.24 dated 5.3.2012 for offence under Section 306 I.P.C registered at Police Station, Chika. Petitioner, accordingly, was arrested. The department placed the petitioner under suspension on 9.4.2012 and he was reinstated on 7.5.2013 subject to outcome of the criminal proceedings.

Counsel submits that in the trial that ensued the petitioner has earned acquittal in terms of judgement dated 31.3.2014, passed by the learned Additional Sessions Judge, Kaithal.

Prayer made in the instant petition is for directing the respondents to treat the period of suspension of the petitioner i.e. w.e.f. 9.4.2012 to 7.5.2013 as duty period for all intents and purposes. Counsel submits that no specific order with regard to the suspension period has been passed till date. The second prayer in the petition is for grant of one month salary in lieu of Leave Travel Concession for the block period 2008-2011 in the light of Leave Travel Concession Scheme dated 5.2.2009 and which as

per counsel has been denied to the petitioner on account of his involvement in the criminal case.

Without making any observations on merits and without even ascertaining the correctness of the averments made in the present petition, I deem it appropriate to dispose of the same by directing respondent no.2/competent authority to examine the grievance and claim of the petitioner strictly in accordance with law and to take a final decision on the legal notice dated 9.12.2015 (Annexure P-9) i.e. stated to have already been served and pass a well reasoned speaking order thereupon within a period of four months from the date of receipt of a certified copy of this order.

Petition disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

29.07.2016
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Whether speaking/reasoned: Yes

Whether Reportable: No