

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

CWP No.18102 of 2016

Date of Decision:-02.09.2016

Jaspal Singh.

.....Petitioner.

Versus

State of Punjab & Ors.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Mr. Amaninder Preet, Advocate for Petitioner.

JASWANT SINGH, J (ORAL)

Petitioner is working as Arts and Craft Teacher with the Department of Education (School Cadre) since 17.04.1997. He was transferred from Government Middle School, Nanaksar to Government Middle School, Gandhi Basti, Kotkapura vide transfer order dated 04.07.2014 (P-2). There were certain complaints regarding his functioning at his previous place of posting resulting into an inquiry conducted by the Principal of Government High School Kameana, Faridkot and submission of report dated 19.10.2015 to the Director General, School Education. Although the petitioner has not been confronted by the department with the said inquiry report dated 19.10.2015, yet he is stated to have filed representation P-8 for reinvestigation/re-inquiry in the alleged misconduct.

By way of filing the present writ petition the petitioner is

seeking a Mandamus for directing the respondent nos.1 & 2 i.e. Secretary,

Department of Education as well as Director, Department of Education to decide his representation dated 8.6.2016 (**P-8**) against the inquiry report **P-7** within a specified time.

At the time of hearing, it is conceded that as on today no action has been taken on the aforesaid inquiry report **P-7** and, therefore, any order preempting any decision of the competent authority would not be advisable. The petition being thus premature, learned Counsel prays for permission to withdraw the same.

Dismissed as withdrawn being premature.

(JASWANT SINGH)
JUDGE

September 02, 2016
Vinay

<i>Whether speaking/reasoned</i>	<i>Yes / No</i>
<i>Whether Reportable</i>	<i>Yes / No</i>