

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

**CWP No.18833 of 2016
Date of decision: 09.09.2016**

M/s Raj Security & Job Providers

... Petitioner

Vs.

The Kurukshetra Central Cooperative Bank Ltd. and another

... Respondents

CORAM: HON'BLE MR. JUSTICE RAMESHWAR SINGH MALIK

Present: Mr. Aditya Jain, Advocate for the petitioner.

RAMESHWAR SINGH MALIK, J. (ORAL)

Feeling aggrieved against the alleged inaction on the part of respondent authorities, petitioner has approached this Court, by way of present writ petition under Article 226/227 of the Constitution of India, seeking a writ in the nature of certiorari/mandamus.

Learned counsel for the petitioner, at the very outset, submits that although he submitted a self-contained representation dated 23.08.2016 (Annexure P-13), which was duly received by respondent No.1 on 26.08.2016, yet there is not even a passing reference of Annexure P-13 in the impugned communication dated 29.08.2016 (Annexure P-14). He further submits that he does not intend to press this petition for a writ in the nature of certiorari, for the time being, qua Annexure P-14. He submits that petitioner would be satisfied in case respondent No.1 is directed to look into the matter afresh, consider the grievance raised by the petitioner in its representation dated 23.08.2016 (Annexure P-13), by passing an appropriate order thereon and till then the impugned communication may be kept in abeyance.

Having heard the learned counsel for the petitioner and without expressing any opinion on merits of the case, lest it should prejudice the rights of either of the parties, present writ petition is disposed of, with a direction to the General Manager, The Kurukshetra Central Cooperative Bank Ltd., Kurukshetra-respondent No.1 to reconsider the matter. After giving an opportunity of being heard to the petitioner, General Manager, The Kurukshetra Central Cooperative Bank Ltd., Kurukshetra-respondent No.1 shall consider the grievance raised by the petitioner in its self-contained representation dated 23.08.2016 (Annexure P-13) and thereafter, a speaking and well-reasoned order shall be passed thereon, at an early date. Petitioner shall also be at liberty to supplement its already filed representation Annexure P-13, by moving a more comprehensive representation within a period of three weeks from today. Till the matter is reconsidered and appropriate order is passed by respondent No.1, the order dated 29.08.2016 (Annexure P-14) shall remain in abeyance and will not be acted upon against the petitioner.

It is also made clear that if respondent No.1 finally decides the case against the petitioner, said order shall not become operative against the petitioner for a period of two weeks, so as to enable the petitioner to lay challenge to the said order, in accordance with law.

With the abovesaid observations made and directions issued, instant writ petition stands disposed of.

[RAMESHWAR SINGH MALIK]
JUDGE

09.09.2016
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Whether speaking/reasoned Yes/No

Whether reportable Yes/No