

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No.8716 of 2016
Decided on : 16.05.2016

Arun Kumar Jindal

... Petitioner

Versus

State of Punjab & another

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present : Mr.Bharat Jhulka, Advocate, for
Mr.C.M.Munjal, Advocate, for the petitioner.

G.S. Sandhawalia , J. (Oral)

Petitioner seeks a direction for dropping the charge-sheet dated 03.12.2007 (Annexure P1) and the punishment awarded to him and for grant of all financial benefits in the pay fixation and promotion to the post of District Development & Panchayat Officer.

It is the case of the petitioner that the above-said charge-sheet has culminated in an order of punishment dated 28.08.2012 (Annexure P2), passed by respondent No.1. Vide the said order, the petitioner had been brought to the basic scale of Block Development & Panchayat Officer at Rs.10,300-34,800 + 5000 and a recovery of Rs.22,50,000/- had been directed. Thereafter, on reconsideration and on the recommendation of the ADC, Fazilka and on account of the cancellation of the FIR, the appeal of the petitioner was accepted vide order dated 27.08.2014 (Annexure P4). It is his case that vide letter dated 20.02.2015

(Annexure P5), the proposal was also approved by the Punjab Public Service Commission.

Counsel submits that in view of Annexure P5, a demand notice dated 10.03.2016 (Annexure P6) has been served upon the respondents that the petitioner be granted the financial benefits and promotion, as prayed for. Counsel, accordingly, submits that the petitioner would be satisfied if a time-bound decision is taken on the said legal notice, which has not been decided so far.

Notice of motion.

Mr.R.S.Sidhu, AAG, Punjab accepts notice on behalf of the respondents. Copy of the paperbook has been supplied to him.

Keeping in view the limited relief sought, this Court does not feel it necessary to ask the respondents to file reply.

Accordingly, without commenting upon the merits of the case and the entitlement of the petitioner, the present writ petition is disposed of, with a direction to respondent No.1/competent authority, to decide the said claim, within a period of 3 months from the date of receipt of the certified copy of this order. In case the benefit is to be denied, a speaking order be passed and the same be conveyed to the petitioner.

MAY 16, 2016
sailesh

(G.S. SANDHAWALIA)
JUDGE