

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

**CWP No.12318 of 2011 (O&M)
Date of decision: 23.03.2017**

Jagdev Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present: Mr. Narinder Sharma, Advocate,
for the petitioner.

Mr. L.S.Virk, Addl. A.G., Punjab.

JAISHREE THAKUR, J.

The petitioner herein is aggrieved against the order dated 07.03.2011 passed by respondent No.2 - Financial Commissioner-cum-Secretary, Department of Cooperation, Punjab.

In brief, facts are that petitioner was chargesheeted and a regular inquiry was held and a punishment of stoppage of three annual increments with cumulative effect was imposed upon the petitioner by order dated 18.06.2007. Against the said order, the petitioner filed an appeal and the same was listed before the Secretary Cooperation, who reduced the punishment imposed upon the petitioner, the stoppage of one increment with cumulative effect by order dated 18.06.2009. The petitioner thereafter filed another application against the impugned order before the Financial Commissioner, Cooperation, who dismissed the matter as there was no provision of second appeal. On review by the Financial Commissioner Cooperation, it was found that the matter could not have been considered by

the Secretary Cooperation by order dated 07.03.2011. While reviewing the said order, the punishment as imposed was upheld i.e. stoppage of three annual increments with cumulative effect. Aggrieved against this order, the instant writ petition has been filed to contend that the same authority is not competent to review his previous order.

It is contended that the order dated 07.03.2011 is not sustainable.

Learned counsel appearing on behalf of the respondents-State submits that the matter has been relooked at and it has been decided to withdraw the impugned order dated 07.03.2011 as the same could not have been reviewed.

In view of the fact that the impugned order dated 07.03.2011 stands withdrawn by the Fincial Commissioner and Secretary to Government of Punjab vide order dated 29.11.2016, no further orders are called for in the writ petition and the same is disposed of as having been rendered infructuous.

23.03.2017

Satyawan

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned
Whether reportable

Yes.
No.