

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

220

CWP No.15535 of 2016 (O&M)

Date of Decision: September 15, 2017

Surinder Singh

....Petitioner

vs.

State of Punjab and others

....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present: Mr. G.S. Bal, Senior Advocate with
Mr. Tarun Singhal, Advocate
for the petitioner.

Mr. Sukhbir Singh, AAG, Punjab.

TEJINDER SINGH DHINDSA, J. (Oral)

Petitioner while working as Junior Engineer under the Rural Development and Panchayats Department, State of Punjab was served with a charge-sheet dated 21.02.2012 (Annexure P-2). Enquiry Officer having been appointed, a report dated 23.05.2013 was furnished exonerating the petitioner.

The instant petition was directed against the order dated 07.06.2016 (Annexure P-10) whereby, a *de novo* enquiry had been ordered by appointing another Enquiry Officer.

The instant petition had come up for preliminary hearing before this Court on 04.08.2016 and while issuing notice of motion, the operation of the impugned order dated 17.06.2016 (Anexure P-10) had been stayed.

Learned Senior counsel representing the petitioner states

at the bar that during the pendency of the writ petition, the impugned order directing a *de novo* enquiry, has been withdrawn vide order dated 22.06.2017, passed by the Financial Commissioner, Punjab State, Rural Development and Panchayats Department. He further apprises the Court that on the basis of earlier enquiry report dated 23.05.2013, furnished by the Enquiry Officer, exonerating the petitioner, the charge-sheet has also been filed vide order dated 21.07.2017.

In the light of such statement made by counsel representing the petitioner, the instant writ petition has been rendered infructuous and is disposed of accordingly.

In the light of such subsequent development, after filing of the writ petition, respondent-authority/competent authority is directed to take a final decision with regard to period that the petitioner had remained under suspension on account of initiation of the departmental enquiry.

Disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

15.09.2017
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Whether speaking/reasoned : **Yes/No**
Whether reportable **:** **Yes/No**