

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

**CWP-16523-2017 (O&M)
Date of decision: 28.07.2017**

Shalinder Singh

... Petitioner

Vs.

State of Punjab & others

... Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA.

Present: Mr. Sarju Puri, Advocate for petitioner.

...

TEJINDER SINGH DHINDSA, J.

The instant writ petition has been filed seeking issuance of a writ of mandamus for directing the respondents to release the petitioner, who is working as a Multi Purpose Health Supervisor, the annual increments as also the financial benefits under the Assured Career Progression Scheme.

Pleadings on record would indicate that the petitioner had been proceeded against departmentally and in which the Civil Surgeon, SBS Nagar was appointed as an Inquiry Officer.

Memo dated 28.07.2015 (Annexure P-7) has been addressed by the Inquiry Officer to Director, Health and Family Welfare, Punjab, wherein, it has been opined that it would not be proper to conduct the inquiry in view of the statement given by the delinquent/present petitioner that a Court case/criminal proceedings on the same allegations/charges is pending.

Apparently, it is on account of departmental proceedings still pending and having not been finalized that the increments have not been

released to the petitioner.

At this stage, Mr. Sarju Puri, counsel appearing for the petitioner prays for withdrawal of the instant petition with liberty to pursue the matter with the competent authority as regards the final view to be taken with regard to continuation and finalization of the inquiry proceedings or to keep the same in abeyance till the conclusion of the trial.

Prayer is allowed. The writ petition is dismissed as withdrawn.

It is, however, clarified that this Court has not dealt with and expressed any opinion with regard to the claim of the petitioner for release of annual increments as also the financial benefits under the Assured Career Progression Scheme.

Disposed of.

28.07.2017

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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|------|----------------------------|--------|
| (i) | Whether speaking/reasoned? | Yes/No |
| (ii) | Whether Reportable? | Yes/No |