

CWP-4929-2012

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

CWP-4929-2012

Date of Decision : 20.04.2017

PROMILA DEVI

..... Petitioners

Versus

STATE OF HARYANA AND ORS

..... Respondents

CORAM : HON'BLE MR.JUSTICE AJAY TEWARI

Present: Mr. Balbir Kumar Saini, Advocate
for the petitioner.

Ms. Shruti Jain Goyal, AAG, Haryana.

Mr. S.S.Dinarpur, Advocate
for respondent No.4.

AJAY TEWARI, J. (Oral)

By this petition the petitioner has challenged the orders dated 03.05.2010 (Annexure P-5) and 10.8.2011 (Annexure P-7) by which minor punishment of stoppage of one increment without cumulative effect has been imposed to the petitioner.

The allegations against the petitioner were that she was non-cooperative and refused to accept the order and other sundry minor charges. The entire case brought out in the petition is that respondent No.4 who was then Principal had personal animus against her and he created false record to implicate her and the punishment order was passed by the District Education Officer at the behest of respondent No.4. It has been alleged that respondent No.4 wanted to exploit the petitioner. Further it has been alleged that in the year 2004 he had made couple of illegal guest lecturer

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appointments and the petitioner had refused to play ball and these were all the reasons for the animus with her. It cannot be lost sight of that the punishment was imposed by the higher authority. In the circumstances bald averment that it was that order was passed by District Education officer on the instructions of respondent No.4 is a little hard to stomach. The punishment is also minor and in the totality of the circumstances I deem it a fit case to be dismissed.

Petition stands dismissed.

Since the main case has been decided, the pending Civil Misc. Application, if any, also stands disposed of.

20.04.2017
anuradha

(AJAY TEWARI)
JUDGE

Whether speaking/reasoned - Yes/No

Whether reportable - Yes/No