

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

**CWP No.21462 of 2016 (O&M)
Date of decision : February 02, 2017**

Desh Raj **Petitioner**

Versus
State of Haryana and others **Respondents**

CORAM : HON'BLE MR. JUSTICE KULDIP SINGH

Present:- Mr. R.D. Yadav, Advocate for the petitioner.

1. Whether the Reporters of local newspaper may be allowed to see the judgment ?
2. To be referred to the Reporter or not.
3. Whether the judgment should be reported in the digest ?

KULDIP SINGH J. (ORAL)

Heard.

The grouse of the petitioner is that the amount of his DCRG and leave encashment has been withheld. The petitioner has impugned the order dated 06.06.2016 (Annexure P-4).

After going through the impugned order, it comes out that an FIR is lying registered against the petitioner under Sections 420, 467, 468, 471 and 120-B IPC, in which challan was presented on 01.10.2015. The trial is pending. In the impugned order, there is mention of Rule 9.15(C) of Punjab Civil Service Rules Volume II, under which in case any departmental/judicial proceedings are pending, the amount of DCRG and leave encashment can be withheld. Therefore, there is no illegality or infirmity in the impugned order.

Accordingly, the present petition is dismissed.

**(KULDIP SINGH)
JUDGE**

February 02, 2017

sarita

Whether speaking / reasoned Yes

Whether Reportable: No