

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

**CWP No.19632 of 2017
DECIDED ON: August 31, 2017**

VED PARKASH SHARMA

.....PETITIONER..

VERSUS

STATE OF HARYANA AND ORS.

.....RESPONDENTS..

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: Mr. Ashwani Gaur, Advocate,
for the petitioner.

JASPAL SINGH, J. (ORAL)

By virtue of instant petition preferred under Article 226/227 of the Constitution of India, petitioner has sought issuance of a writ in the nature of certiorari, for quashing order dated 24.08.2009 (Annexure P-1), vide which the petitioner was dismissed from service on account of his conviction in case FIR No.140, dated 02.02.1997, under Sections 364, 376 and 34 IPC, Police Station City, Gurgaon. And further for issuance of direction to the respondents to reinstate the petitioner into service from the date of his dismissal and also grant him all service benefits i.e. pay allowances, pensionary benefits etc. with interest @ 15% per annum from due date till realization as he has been acquitted in appeal by this Court.

2. Learned counsel for the petitioner submits that though representation

dated 27.12.2016 (Annexure P-3) was moved to respondent No.3-Executive Engineer, RWS Division, Sonapat, but till date no action has been taken. He further submits that petitioner feels satisfied in case direction is issued to respondent No.3 to decide the aforementioned representation, within a stipulated period.

3. Accordingly, instant petition is disposed of with a direction to respondent No.3-Executive Engineer, Rai Water Services Division Radhana Road, Sonapat to look into the grievances unfolded by the petitioner in his representation dated 27.12.2016 (Annexure P-3) and take a conscious decision, that too, after hearing the petitioner and by passing a speaking order, within a period of 3 months from the date of receipt of certified copy of this order.

4. However, in case, the petitioner still feels aggrieved against the order passed by respondent No.3, he shall be at liberty to approach this Court.

August 31, 2017
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(JASPAL SINGH)
JUDGE

Whether speaking/reasoned ***Yes***

Whether reportable ***Yes/No***