

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

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**RSA No. 5418 of 2012 (O&M)
Date of Decision: 27.11.2017**

GURDEV SINGH BRAR

....APPELLANT

VS

**PUNJAB STATE CIVIL SUPPLIES CORPORATION LIMITED AND
OTHERS**

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE AJAY TEWARI

Present: Mr. Sanjeev Arora , Advocate
for the appellant.

Mr.Deepak Sabharwal, Advocate
for the respondents.

AJAY TEWARI, J.(Oral)

This appeal has been filed against the concurrent judgments of the Courts below dismissing a suit filed by the appellant.

Originally the appellant was working as Inspector Grade-I who was chargesheeted and after enquiry penalty of dismissal and recovery of Rs. 1,88,580-47 Paise with interest was passed. He filed an appeal which was partly accepted whereby the penalty of dismissal was reduced to that stoppage of three increments with cumulative effect with further directions for recovery of Rs. 6,59,331-75 Paise and further that he would not be entitled to any financial benefit for the period of dismissal from service. The ground of challenge primarily was that the punishment order was passed by an incompetent authority and due opportunity was not granted to the appellant. Both the Courts below had given detailed finding that the punishing authority

was competent and that he was given full opportunity to explain his position.

They further found that the appellant never bothered even to file reply to the chargesheet and never appeared for personal hearing. Learned counsel for the appellant has not been able to show how these findings are incorrect.

In my opinion, the views taken by the Courts below cannot be said to suffer from any legal infirmity.

Consequently, the appeal stands dismissed.

Since the main case has been decided, the pending C.M, if any, also stand disposed of.

27.11.2017
anuradha

(AJAY TEWARI)
JUDGE

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Whether speaking/reasoned	-	Yes/No
Whether reportable	-	Yes/No