

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

CWP No.14454 of 2014 (O&M)

Date of decision: 22.03.2018

Pooja

...Petitioner(s)

Versus

State of Punjab and others

...Respondent(s)

CORAM: HON'BLE MR.JUSTICE JITENDRA CHAUHAN

Present: Mr. P.S. Khurana, Advocate for the petitioner(s).

Ms. Sudeepti Sharma, Addl. A.G., Punjab.

Jitendra Chauhan, J. (Oral)

By way of the present petition, the petitioner(s) seek(s) issuance of a writ in the nature of certiorari for quashing the impugned order dated 19.05.2014 (Annexure P-9) whereby the petitioner has been dismissed from service w.e.f. 16.08.2013 on the ground of unauthorized absence from duty.

Heard.

Initially the petitioner absented herself from duty on 21.10.2012. Accordingly, on account of un-authorized absence of the petitioner, the annual future promotion was stopped, vide order dated 02.08.2013. Thereafter, the petitioner again absented herself w.e.f. 16.08.2013 leading to passing of the impugned order dated 19.05.2014 (Annexure P-9) vide which, the petitioner was dismissed from service.

Learned State counsel has also pointed out that the petitioner is a habitual

absentee. There is no reference that before imposing the punishment of dismissal from service whether the petitioner was charge-sheeted and the enquiry as envisaged under Rule 8(4) of the Punjab Civil Service (Punishment and Appeal) Rules, 1970 was conducted.

In this view of the matter, the impugned order dated 19.05.2014 (Annexure P-9) is hereby set aside. The State may proceed to act against the petitioner after show causing her as per law.

Disposed of.

22.03.2018

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(JITENDRA CHAUHAN)
JUDGE

Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No