

**IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH.**

CWP No.12715 of 2018

Date of Decision:-22.05.2018

Paramjit Singh.

.....Petitioner.

Versus

The Punjab State Warehousing Corporation & Anr.

.....Respondents.

CORAM:- HON'BLE MR. JUSTICE JASWANT SINGH

Present:- Ms. Jagdeep Bains, Advocate for the Petitioner.

JASWANT SINGH, J.(ORAL)

Petitioner while working as Warehouse Manager and during the period in question from 25.09.2013 to 02.06.2017 remained posted at the State Warehouse, Talwandi Bhai, Tarn Taran. He along with two other employees was served with charge sheeted dated 24.12.2014 for causing loss to the Punjab State Warehousing Corporation due to excess weight of certain stocks for the crop year 2011-12. The Enquiry Officer vide his report dated 27.08.2017 exonerated the petitioner of the statement of imputations/allegations, however, the Punishing Authority based on the dissenting note proceeded to impose the punishment of partial recovery out of the alleged total loss thereby ordering the recovery of Rs.4,49,540/- from the petitioner. The petitioner is stated to have filed a statutory appeal on 23.04.2018 before the Appellate Authority-respondent no.2 along with prayer for staying the amount of recovery during the pendency of the

appeal. The petitioner has filed the present writ petition as the respondents have effected a recovery of Rs.37,770/- from his salary as per the salary slip P-4. Thus the prayer is for ordering the stay of recovery from the salary during the pendency of the appeal before the Appellate Authority.

Notice of motion.

Mr. Vikas Singh, Advocate, Panel Counsel for Punjab State Warehousing Corporation accepts notice.

After hearing counsel for the parties, the present writ petition is disposed of with the direction that till the Appellate Authority finally decides the issue in appeal no steps would be taken to make recoveries from the salary of the petitioner in respect of the ordered amount of recovery in question.

Disposed of in the above terms.

(JASWANT SINGH)
JUDGE

May 22, 2018
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<i>Whether speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>