

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

**Civil Writ Petition No. 16816 of 2018 (O&M)
Date of Decision: 12.07.2018**

Gurmit Singh

..... Petitioner

Versus

The Punjab State Cooperative Supply & Marketing
Federation Ltd., 'MARKFED' and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Shiv Kumar, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

Petitioner (Gurmit Singh) is working as 'Salesman' with the MARKFED. On conclusion of two separate disciplinary proceedings, a minor penalty of recovery of Rs. 1,72,104/- (One Lac Seventy Two Thousand One Hundred Four only) alongwith interest vide order dated 08.03.2018 (**Annexure P-6**), as also recovery of Rs. 29,00,000/- (Twenty Nine Lac only) approximately vide order dated 18.04.2018 (**Annexure P-7**), have been imposed upon him by the Disciplinary/Appointing Authority. The petitioner is stated to have filed two separate statutory appeals dated 01.05.2018 & 21.05.2018 (**Annexures P-8 & P-9, respectively**) alongwith applications seeking stay of the recovery.

The grievance of the petitioner is that the applications for stay have not been taken up for hearing by the Appellate Authority and the Department is proceeding to effect proportionate recoveries from the monthly salaries of the petitioner @ 60%.

Notice of motion.

On asking of the Court, Mr. Vinod Sharma, Senior Panel Counsel, MARKFED, accepts notice on behalf of both the respondents and states that the statutory appeals filed by the petitioner would be decided within four months.

In view of the aforesaid stand of the counsel for respondents, the **present petition is disposed of** with the **directions** that the statutory appeals pending before the Appellate Authority shall be decided within a period of next six months from the date of receipt of the certified copy of this order and till then, no recoveries from the salaries of the petitioner shall be effected. The recovery, if already effected, shall be refunded to the petitioner forthwith.

Counsel for the petitioner has supplied requisite number of copies of the paper-book to the counsel for respondents during the course of hearing.

July 12, 2018

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**(JASWANT SINGH)
JUDGE**

<i>Whether Speaking/reasoned</i>	<i>Yes/No</i>
<i>Whether Reportable</i>	<i>Yes/No</i>