

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

**Civil Writ Petition No. 19178 of 2018 (O&M)
Date of Decision: 24.08.2018**

Kewal 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.

Mr. Pawan Kumar, Advocate
for the respondents.

JASWANT SINGH, J. (ORAL)

Kewal Singh (petitioner), while working as a 'Salesman' with the Punjab State Cooperative Supply & Marketing Federation Ltd. (in short 'MARKFED') alongwith another employee-Gurmeet Singh, Salesman, was issued a charge-sheet dated 27.01.2012 (**Annexure P-2**) for causing loss to the 'MARKFED' due to degradation of the wheat stocks. Upon conclusion of disciplinary proceedings, a major penalty of stoppage of three increments alongwith recovery for a sum of Rs. 93.40 lacs (approx.), as also interest was ordered to be recovered vide punishment order dated 18.04.2018 (**Annexure P-4**) passed by the Disciplinary/Appointing Authority. The petitioner is stated to have filed a statutory appeal dated 01.06.2018 (**Annexure P-5**) alongwith application seeking stay of the recovery.

The grievance of the petitioner is that the application for stay

has not been taken up for hearing by the Appellate Authority and the

Department is proceeding to effect proportionate recoveries from the monthly salary of the petitioner @ 60%.

At the time of hearing, learned counsel for the respondents-MARKFED states that the statutory appeal 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 appeal dated 01.06.2018 (**P-5**) 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 future recoveries from the salaries of the petitioner shall be effected.

August 24, 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>