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IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

Sr. No.129

Civil Writ Petition No.20501 of 2018
DECIDED ON: *August 17, 2018*

KRISHAN CHAND BISHNOI

..PETITIONER

VERSUS

DAKSHIN HARYANA BIJLI VITRAN NIGAM LIMITED AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE JASPAL SINGH

Present: None for the petitioner.

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JASPAL SINGH, J. (ORAL)

By virtue of the instant civil writ petition, preferred under Articles 226/227 of the Constitution of India, petitioner has sought the issuance of a writ in the nature of Certiorari for quashing/setting aside the impugned instructions/letter dated 31.01.2017 (P-3), vide which a sum of Rs.39,726/- was deducted from his retiral benefits on account of breakage/shortage of transformer oil and missing parts and quashing the action of the respondents vide which the respondents have withheld an amount of Rs.2,50,768/- from gratuity on account of shortage of oil and breakage of parts of transformers WITH FURTHER directing the respondents to release the same with interest @ 18% p.a.

2. File perused.

3. A close scrunity of the file transpires that for claiming the relief sought through the instant petition, petitioner has already served legal notice dated 12.10.2017 (P-6) and followed by another legal notice dated

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17.05.2018 (P-7) upon the respondents and as per averments made in the petition, neither respondents have responded to the aforesaid legal notices (P-6 & P-7) nor taken any conscious decision. So in the aforesaid facts and circumstances, this Court is of the considered view that instant petition can be conveniently disposed of by giving a direction to the respondents particularly respondent No.2 to take a conscious decision in a time bound manner.

4. Accordingly, without expressing anything on merits but considering the inaction on the parts of the respondents, instant petition is disposed of with a direction to respondents particularly respondent No.2 – Superintending Engineer, Operation Circle, Dakshin Haryana Bijli Vitran Nigam Limited, Rajgarh Road, Hisar to consider the grievances unfolded by the petitioner in the legal notices dated 12.10.2017 & 17.05.2018 (P-6 & P-7) and take conscious decision by passing a speaking order, within a period of three months from the date of receipt of a certified copy of this order.

5. However, if petitioner still feels aggrieved by any of the orders passed by the aforesaid authority, he shall be at liberty to have recourse to the remedies available under law as well as to approach this Court.

August 17, 2018 **(JASPAL SINGH)**
Ankur **JUDGE**

Whether speaking/reasoned **Yes**
Whether reportable **Yes/No**