

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

144

Civil Writ Petition No.21607 of 2018
Date of Decision: October 4th, 2018

Om Parkash Gupta

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr. V.B. Aggarwal, Advocate
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court alleging that an order was passed by this Court in RSA No.3913 of 2016 preferred by the petitioner, directing the respondents to decide the claim of the petitioner with respect to efficiency bar, which claim of the petitioner was considered and decided by passing an order dated 06.07.2017 (Annexure P-3) by the Director General Health Services, Haryana, rejecting the same, against which petitioner has preferred a departmental appeal dated 28.08.2017 (Annexure P-4) purported to be filed under Haryana Civil Services (Punishment and Appeal) Rules, 1987. Counsel for the petitioner contends that the petitioner has already been retired from service and the statutory appeal is not being considered and decided by respondent No.1.

2. Counsel, thus, contends that the petitioner, at this stage, would be satisfied if a direction is issued to respondent No.1 to consider and decide the appeal dated 28.08.2017 (Annexure P-4) of the petitioner within some specified time.

3. In the light of the statement made by the counsel for the petitioner, as recorded above, the present writ petition is disposed of with directions to the Secretary to Government of Haryana, Health Services

Department, Haryana, to consider and decide the appeal dated 28.08.2017 (Annexure P-4) filed by the petitioner under Haryana Civil Services (Punishment and Appeal) Rules, 1987, if so maintainable, within a period of three months from the date of receipt of certified copy of this order. Decision so taken be conveyed to the petitioner within a period of one week thereafter.

October 4th, 2018
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No