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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-26297-2017 (O&M)
Date of decision-12.02.2018

Krishan Kumar

...Applicant-Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. Deepak Sonak, Advocate for the applicant-petitioner(s).

JITENDRA CHAUHAN, J. (Oral)

CM-2070-CWP-2018

Application is allowed as prayed for.

Annexures P-10 and P-11 are taken on record subject to all just exceptions.

CWP-26297-2017

This writ petition under Articles 226/227 of the Constitution of India has been filed for the issuance of a writ, in the nature of certiorari for quashing the impugned order dated 23.08.2017 (Annexure P-7) and ex parte inquiry report dated 17.02.2017 (Annexure P-5).

Contends that similarly placed persons who had much higher role and superior placement in the hierarchy, namely, Mishra Singh and Inderjit Singh have been left out with a lenient penalty whereas the petitioner vide order dated 23.08.2017 (Annexure P-7) without joining him inquiry was dismissed from the service.

Heard.

In view of the above, without adverting to the merits of the case, the present petition is disposed of with a direction to respondent No.1- Additional Chief Secretary-cum-Financial Commissioner to Government of Punjab, Revenue Department, Punjab, Civil Secretariat, Sector-1, Chandigarh to re-consider the case of the petitioner in the light of the orders passed for the co-employees, namely, Mishra Singh and Inderjit Singh and as to how the case of the petitioner is distinguishable to that of his co-employees. Necessary exercise be done within three months from the receipt of the certified copy of the order.

(JITENDRA CHAUHAN)
JUDGE

12.02.2018

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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No