

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

**Civil Writ Petition No. 26223 of 2018 (O&M)
Date of Decision: 15.10.2018**

Sukhminder Singh

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE JASWANT SINGH

Present: Mr. Rajeev Godara, Advocate
for the petitioner.

JASWANT SINGH, J. (ORAL)

The services of the petitioner were regularized as “ETT Teacher” w.e.f. 02.05.2011 in the pay scale of ₹ 5,910-20,200+3000 Grade Pay, vide order dated 04.04.2012 (**Annexure P-7**) in pursuance to the general decision taken by the Government circulated vide memo dated 20.10.2010 (**Annexure P-6**).

The petitioner's grievance is that without any rhyme or reason or any show cause notice, recovery for an amount of ₹ 1,86,966/- has been ordered vide order dated 04.09.2018 (**Annexure P-1**) passed by the Block Primary Education Officer Sudhaar, District Ludhiana . Hence, the present petition.

On the previous date of hearing, before issuing notice of motion, this Court had directed learned State Counsel, Mrs. Sudeepti Sharma, Additional Advocate General, Punjab, to seek instructions from the Department.

At the time of resumed hearing today, learned State Counsel, on instructions from S/Sh. Kuldeep Singh, Dy. DEO (EE), Ludhiana and Baljit Singh, Block Primary Education Officer, Sudhaar (Ludhiana) states that the impugned order dated 04.09.2018 **(P-1)** has been withdrawn with liberty to pass a fresh order after following principles of natural justice in accordance with law.

In view of aforesaid stand taken by the State Counsel, counsel for the petitioner concedes that nothing more survives for adjudication in the present petition and the same has become infructuous.

“Disposed of as Infructuous”.

October 15, 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>