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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-3918-2018

Date of decision-19.02.2018

Yadwinder Singh

...Petitioner

Vs.

State of Punjab and others

...Respondents

CORAM:- HON'BLE MR. JUSTICE JITENDRA CHAUHAN

Present: Mr. R.K.Arora, Advocate for the petitioner.

JITENDRA CHAUHAN, J. (Oral)

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 action of the respondents in not keeping the departmental enquiry pursuant to the charge-sheet dated 27.04.2017 (Annexure P-5) in abeyance till conclusion of criminal case in FIR No.273 dated 07.11.2016 (Annexure P-1) registered under Section 306 of Indian Penal Code at Police Station Chherretta, Amritsar.

Learned counsel for the petitioner states that at this stage he would be satisfied, if a direction is issued to respondent No.1- Additional Chief Secretary, Department of Home Affairs and Justice, Punjab Civil Secretariat-II, Sector-9, Chandigarh to consider and decide the representation dated 29.01.2018 (Annexure P-7).

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, Department of Home Affairs and Justice, Punjab Civil Secretariat-II, Sector-9, Chandigarh to consider and decide the representation dated 29.01.2018 (Annexure P-7) within four weeks from the receipt of the certified copy of the order. In case, on consideration, the competent authority reaches to the conclusion that the benefit claimed by the petitioner is admissible to him, in such eventuality, the consequential relief be allowed to him, within a period of four weeks thereafter. However, in case the competent authority feels that the relief claimed by the petitioner is not admissible or made out, in that case, a speaking order be passed in the matter.

(JITENDRA CHAUHAN)
JUDGE

19.02.2018

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