

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

LPA No. 1365 of 2017 (O&M)
in CWP No. 10025 of 2014

Date of decision : 14.3.2018

Jagdish Chander

.. Appellant

versus

The State of Haryana and others

Respondents

Coram: **Hon'ble Mr. Justice Rajesh Bindal**
 Hon'ble Mr. Justice B.S. Walia

Present: Mr. Gaurav Sharma, Advocate, for the appellant.

Rajesh Bindal, J.

Order passed by the learned Single Judge dismissing the writ petition has been challenged by filing the present intra-court appeal.

Challenge in the writ petition was to the order dated 10.10.2013 passed by the competent authority vide which as a matter of punishment, cut of 10% pension for 5 years, was imposed on the appellant. He was working as a Divisional Inspector Wild Life, Department of Wild Life Preservation, Haryana. He superannuated on 31.5.2011. A charge-sheet was issued to him on 5.8.2010 for the charges of dereliction of duty, as a result of which stray dogs forcibly entered in Meham Deer Sanctuary and killed 10 deer; direction issued to him to shift the remaining deer and *Neel* cow to Mini Zoo, was not complied with, as a result of which more deer were killed by the stray dogs. Earlier when 10 black deer were died, those were not properly buried. It was for the reason that stray dogs were attracted to the park and killed the remaining deer. First two charges were proved. Due

process was followed during the process of inquiry. Even before inflicting punishment, copy of report was given to him. As the appellant was working as Divisional Inspector Wild Life in the Department of Wild Life Preservation, the charges proved against him were quite serious and as a result, the punishment of only 10% cut in pension for a period of 5 years cannot be said to be erroneous or disproportionate. While concurring the view expressed by the learned Single Judge, we do not find any merit in the present appeal. The same is accordingly dismissed.

(Rajesh Bindal)
Judge

14.3.2018
vs

(B.S Walia)
Judge

Whether speaking/ reasoned

Yes/No

Whether Reportable

Yes/No