

CWP No.18850 of 2014(O&M)

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

**CWP No.18850 of 2014(O&M)
Date of decision : 05.12.2018**

Mohinder Kumar Sharma

.....Petitioner

Versus

Appellate Authority, Sarva Haryana Gramin Bank and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Harkesh Manuja, Advocate
for the petitioner.

Mr. Bhushan Bhatia, Advocate
for the respondent.

ARUN MONGA, J(ORAL)

The present petition has been filed impugning order Annexure P-10 and P-13 whereby the services of the petitioner have been terminated. Learned counsel for the petitioner contends that the said orders are illegal to the extent that the same have been passed on the basis of past conduct of the petitioner while being in service. Also contends that the scope of the chargesheet as well as the enquiry did not cover any of past conduct issues, which have been illegally attributed in the impugned orders. The past conduct allegations are prior to the period for which the charges were levelled against him and enquiry thereof was conducted

2. Learned counsel for the respondent-bank, on instructions, states that the petitioner is at liberty to approach the Disciplinary Authority for a fresh hearing and thereafter, fresh order shall be passed by the Disciplinary

CWP No.18850 of 2014(O&M)

Authority. To which, petitioner shall also be at liberty to file appeal in accordance with law.

In view thereof, impugned orders Annexure P-10 and P-13 are set aside with a direction to the bank to pass fresh orders as noted above.

Disposed of accordingly.

05.12.2018

dkp

(ARUN MONGA)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No