

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-1832-2019

Date of decision: 23.01.2019

Billu Ram

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Eklavya Gupta, Advocate for the petitioner.

Ritu Bahri, J. (Oral).

The petitioner is seeking direction to the respondents to recalculate the subsistence allowance.

Learned counsel for the petitioner has referred to the judgment passed by this Court in ***RSA 2759-1999*** (Annexure P-1) which was allowed on 04.11.2016 and it was observed that there was defect in the order of disciplinary authority since at the time of dismissing the petitioner, they have not considered the length of service under Rule 16.2 of the Punjab Police Rules (Punishment and Appeals), 1934. It was also observed that till passing of fresh order, the appellant shall be deemed to be under suspension. Thereafter vide order dated 06.03.2017 (Annexure P-2), he has been awarded a punishment of stoppage of one annual increment with permanent effect.

The grievance of the petitioner is that his suspension allowance from 30.03.1995 till passing of fresh order, has not been correctly decided by the Department. A legal notice dated 14.11.2018 (Annexure P-5) has been given in this regard.

Without expressing any opinion on the merits of the case, this petition is being disposed of by giving direction to respondent No.3- Superintendent of Police Hisar to pass detailed speaking order on the legal notice dated 14.11.2018 (Annexure P-5) within a period of six months from the date of receipt of certified copy of this order.

23.01.2019
Divyanshi

(RITU BAHRI)
JUDGE

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