

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

**CWP NO. 3281 OF 2019 (O&M)
DATE OF DECISION : 19.08.2019**

Jitender Kumar

...Petitioner

versus

Union of India and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present : Mr. Rau P. S. Girwar, Advocate,
for the petitioner.

Mr. Rajeev Kawatra, Advocate,
for respondent No.1.

Mr. Vikas Mohan Gupta, Advocate,
for respondent No.4.

ARUN MONGA, J. (ORAL)

CM NO. 11560 OF 2019

For the reasons mentioned in the application, same is allowed and short reply on behalf of respondent No.4 along with Annexure R-4/1 is taken on record, subject to all exceptions.

MAIN CASE

In the course of hearing, separate short replies by way of affidavits of respondents No.2 and 3 have been filed today in Court and the same are taken on record. Copies thereof have been supplied to learned counsel for the petitioner.

2. Learned counsel for respondents No.2, 4 and 5 submits that at the time of passing of order dated 06.11.2018 (Annexure P-9), the representation of the petitioner for reviewing his Annual Performance Appraisal Report was not before the Chairman of the Board of Governors (respondent No.2). He submits that he is under instructions to state that Chairman of Board of Governors is now in receipt of the said representation and would proceed with the same in accordance with law by passing a speaking order.

3. In the premise, order dated 06.11.2018 (Annexure P-9) is set-aside with liberty to respondent No.2/Chairman of the the Board of Governors to pass an appropriate order in accordance with law, on the representation submitted by the petitioner.

4. Let the needful be done within a period of 60 days from the date of receipt of certified copy of this order.

5. The writ petition is disposed of in above said terms.

(ARUN MONGA)
JUDGE

AUGUST 19, 2019
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1. Whether speaking/reasoned : Yes/No
2. Whether reportable : Yes/No