

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

CWP-7968-2019 (O&M)
Date of Decision: 02.04.2019

Navreet Singh

--Petitioner

Versus

The Punjab State Cooperative Supply &
Marketing Federation Ltd. & another

--Respondents

CORAM:- HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA.

Present:- Mr. Amit Sharma, Advocate for the petitioner.

Mr. Pawan Kumar, Advocate for respondents.

TEJINDER SINGH DHINDSA.J (Oral)

Petitioner herein was working on the post of Salesman with Markfed. On conclusion of disciplinary proceedings, a minor penalty of recovery of Rs.79 lakhs approximately was imposed upon him by the disciplinary/appointing authority vide order dated 9.7.2018. Petitioner is stated to have filed a statutory appeal along with an application seeking stay of recovery.

Grievance of the petitioner in the instant petition is that the application for stay has not been taken up for hearing by the Appellate Authority and the department is proceeding to effect recovery from the monthly salary of the petitioner @ 60%.

The short prayer made in the instant petition is for issuance of directions to the authorities concerned/Appellate Authority to hear and decide the statutory appeal preferred by the petitioner including the application for stay that had been filed along with the appeal.

Without ascertaining the correctness of the averments made in the petition and without even going into the merits of the case, I deem it

appropriate to dispose of the instant writ petition with a direction to the Appellate Authority/respondent no.1 to take a final decision on the statutory appeal preferred by the petitioner within a period of six months from the date of receipt of a certified copy of this order. Further directed that no recovery from the salary of the petitioner shall be effected till the final decision is taken by the Appellate Authority. Recovery, if any, already effected shall be refunded to the petitioner forthwith.

Such directions are being issued in view of the fact that under identical circumstances a Coordinate Bench of this Court had issued the same directions while disposing of *CWP-12307-2018 (Anil Kumar and another Vs. Markfed)* decided on 23.5.2018.

Writ petition is, accordingly, disposed of.

(TEJINDER SINGH DHINDSA)
JUDGE

02.04.2019

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