

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

CWP No.9594 of 2019
Date of decision : 10.04.2019

Narender

...Petitioner

Vs.

State of Haryana and others

...Respondents

CORAM: HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. Abhimanyu Singh, Advocate,
for the petitioner.

Ritu Bahri, J. (oral)

Petitioner is seeking direction to the respondents to release arrears of salary w.e.f. 16.05.2016 to 12.04.2017 (suspension period) along with all consequential benefits.

An FIR bearing No.319 dated 16.05.2016, under Sections 302, 201 read with Section 34 IPC was registered against the petitioner at Police Station, Sadar, Bhiwani. In that case, after facing trial, he was acquitted vide judgment dated 30.01.2017 (Annexure P-2). On account of registration of the above FIR, petitioner was suspended on 16.05.2016 and after acquittal, he was reinstated on 12.04.2017. Now, he is seeking direction to the respondents to make payment of salary for the above said period.

After hearing learned counsel for the parties and going through the contents of petition, this Court is of the view that petitioner has no right to claim salary for the aforesaid period as his suspension was not on account of any complaint made by the respondent-department. He was facing trial pursuant to a complaint made by private party. The department was not responsible for registration of the criminal case.

No merits.

Dismissed.

(RITU BAHRI)
JUDGE

10.04.2019
ajp

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