

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

**CWP No. 18016 OF 2019
DATE OF DECISION : 08.07.2019**

Jagtar Singh

...Petitioner

versus

State of Punjab and others

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

Present:- Dr. Naresh Kaushik, Advocate,
for the petitioner.

ARUN MONGA, J.(ORAL)

Learned counsel for the petitioner, *inter-alia*, contends that vide enquiry report dated 15.01.2014 (Annexure P-2/T) furnished by the Inquiry Officer, none of the charges levelled against the petitioner were proved. Notwithstanding, vide punishment order dated 21.11.2018 (Annexure P-3/T), the Punishing Authority without recording any reasons of dissent qua the enquiry report, whereby the petitioner was exonerated, proceeded to award the punishment of imposing recovery of ₹2,43,400/- on the basis of letter dated 06.02.2014 written by Conservator of Forests to Divisional Forest Officer.

2. Learned counsel further submits that the petitioner was never provided copy of the said letter which formed the basis of punishment order. An appeal against the said punishment order is still pending before the Appellate Authority

wherein an application seeking stay in the recovery proceedings has already been filed.

3. In the premise, the writ petition is dismissed being pre-mature. However, the petitioner is at liberty to pursue his remedy before the Appellate Authority. It would be appreciated if the stay application is considered by the Appellate Authority expediently, by passing a speaking order, preferably within a period of two months from the date of receipt of certified copy of this order.
4. Disposed of in above terms.

JULY 08, 2019
shalini

(ARUN MONGA)
JUDGE

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