

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

**CWP-16678-2016 (O&M)
Date of decision: 09.09.2019**

YATENDRA VEER TYAGI

...PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

...RESPONDENTS

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. A.P. Singh, Advocate
for the petitioner.

Mr. C.S. Bakhshi, Addl. AG, Haryana.

Mr. Lekh Raj Sharma, Advocate
for respondent No.3.

HARSIMRAN SINGH SETHI, J. (ORAL)

In the present writ petition, though there are various grievances raised by the petitioner including the authority of the Managing Director, Haryana State Warehousing Corporation, to issue charge sheet to the petitioner but the main grievance of the petitioner is that due to the pendency of the charge sheet, the petitioner's promotion has been withheld and therefore, the only prayer which the petitioner presses at this stage, is for issuance of a direction to the respondents to decide the charge sheet dated 06.07.2015, in a time bound manner, which is pending against the petitioner for the last approximately four years.

Counsel for the respondents have filed a short affidavit of the Manager (personnel), Haryana State Warehousing Corporation, wherein, the respondents have stated that the enquiry proceedings in respect of the charge sheet dated 06.07.2015 has been more or less concluded as the enquiry report has

Charged Officers to file their views in respect of the enquiry report, wherein they have been held guilty by Inquiry Officer. According to the respondents, they are only awaiting the reply of the concerned Charged Officers in the charge sheet dated 06.07.2015 as there are more than one officer who have been charged.

The facts have not been disputed by the counsel for the respondents that it is already four years since charge sheet dated 06.07.2015 was served upon the petitioner and due to the said pendency of the charge sheet, the claim of the petitioner for next promotion has been withheld. The interest of justice will be served in case a time bound direction is issued to the respondents to take the charge sheet dated 06.07.2015 to a logical end by passing an appropriate order in a time bound manner.

Let the proceedings in respect of the charge sheet dated 06.07.2015 be finalized by the respondents within a period of two months from the receipt of the certified copy of this order. Needless to say that in case, the petitioner feels aggrieved against the final order, he will be free to avail his remedy available under law.

Keeping in view the above, as no other prayer has been pressed by the petitioner in the present writ petition he prays that he be given liberty to raise these prayers in subsequent proceedings, if need so arises.

The present writ petition stands disposed of in the above terms with liberty, as prayed for.

09.09.2019
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(HARSIMRAN SINGH SETHI)
JUDGE

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