

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

**CWP-18944-2019 (O&M)
Date of Decision:15.07.2019**

Mohan Singh

... Petitioner

Versus

SGPC & others

... Respondents

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

Present:- Mr. Aruz Khan, Advocate for the petitioner.

....

TEJINDER SINGH DHINDSA, J. (ORAL)

Petitioner who is serving on the post of driver under the Shiromani Gurudwara Prabandhak Committee has filed the instant petition seeking quashing of an order whereby he has been placed under suspension. Further prayer is for directing the respondents to reinstate him back in service.

Even though the order of suspension has not been placed on record yet the sole contention raised by counsel is that the reasons for placing the petitioner under suspension have not been conveyed to him.

Having heard counsel for the petitioner at length, this Court is of the considered view that no interference in the matter is warranted.

Suspension under service jurisprudence is not a penalty. An employee can be placed under suspension wherein an inquiry is contemplated into certain acts of omission and commission.

It is the case of the petitioner himself that he was placed under suspension in the month of May, 2019. If the respondent/Committee initiates departmental proceedings against the petitioner in the nature of an inquiry

and further in the eventuality of the petitioner being exonerated, petitioner would be entitled to not only reinstatement but all service benefits pertaining to the period of suspension.

It is not the case made out that the order of suspension has been passed by an authority who was not competent to do so.

In law there would be no requirement of furnishing reasons for placing an employee under suspension.

There is no merit in the petition and the same is dismissed.

15.07.2019

harjeet

**(TEJINDER SINGH DHINDSA)
JUDGE**

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| i) | Whether speaking/reasoned? | Yes/No |
| ii) | Whether reportable? | Yes/No |