

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP-2079-2018

Date of decision: 23.01.2019

Mahabir Singh Lora

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM:HON'BLE MS. JUSTICE RITU BAHRI

Present: Mr. S.K. Nehra, Advocate for the petitioner.

Mr. Hitesh Pandit, Addl. A.G., Haryana.

Ritu Bahri, J. (Oral).

The petitioner is seeking direction to the respondents to reinstate him as after suspension, period of 90 days has expired as per the provisions of Haryana Civil Services (Punishment and Appeal) Rules, 2016.

On notice, written statement has been filed by the respondents. In para 3 of the preliminary submissions, it is stated that pursuant to order dated 01.02.2018 passed by this Court, the petitioner has been reinstated on 12.02.2018 without prejudice to the disciplinary proceedings pending against the petitioner. Copy of the order dated 12.02.2018 is at Annexure R-1. It is further stated that vide office memo dated 25.06.2015, a draft chargesheet was sent to Superintending Engineering, Public Health Engineering Circle, Jind for further necessary action (Annexure R-2). However necessary action is still awaited.

Since the chargesheet has not been issued, writ petition is allowed and the order of suspension dated 28.07.2016 (Annexure P-1) is being set aside and the respondents can proceed with the disciplinary proceedings in accordance with law. The petitioner shall be at liberty to

make an application for release of suspension allowance in accordance with

law.

23.01.2019
Divyanshi

(RITU BAHRI)
JUDGE

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