

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

**(127)**

**CWP-28151-2019**

**Date of Decision: September 30, 2019**

**Neelam**

**.. Petitioner**

**Versus**

**State of Haryana and another**

**.. Respondents**

**CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Vishal Garg Narwana, Advocate, for the petitioner.

**HARSIMRAN SINGH SETHI, J.(ORAL)**

Learned counsel for the petitioner states that the petitioner was convicted in respect of FIR No.37 dated 12.11.2001 under Sections 7 and 13 (1) (d) of the Prevention of Corruption Act, 1988 and after the conviction, the petitioner was dismissed from service vide order dated 06.11.2008 (Annexure P-5). Counsel for the petitioner argues that the petitioner had filed an appeal against the order of conviction being CRA-S-1695-SB of 2004, which has been decided by this Court on 06.02.2019 and the petitioner has been acquitted of all the charges.

Learned counsel for the petitioner states that after the acquittal of the petitioner, petitioner was entitled for reinstatement in service for the reason that the petitioner was dismissed from service only on account of conviction and therefore, as the conviction has already been set aside, the petitioner is entitled for reinstatement in service and also the pensionary benefits as the petitioner has already attained the age of superannuation in the year 2016.

Learned counsel for the petitioner states that the petitioner has already approached the Director, Department of Social Justice and

Empowerment, Haryana bringing to his notice the said facts including the acquittal of the petitioner in respect of FIR No. 37 dated 12.11.2001. The said representation dated 20.06.2019 (Annexure P-7) is still pending consideration with the respondents and the petitioner will be satisfied, at this stage, in case a time bound direction is issued to respondent No.2 to decide the said representation by passing an appropriate speaking order.

Without commenting upon the merits of the case or about the entitlement of the petitioner for the relief which has been claimed by her in the representation dated 20.06.2019 (Annexure P-7), the present writ petition is disposed of with a direction to the respondents to decide the representation dated 20.06.2019 (Annexure P-7), within a period of three months from the receipt of certified copy of this order.

**September 30, 2019**  
*harsha*

**(HARSIMRAN SINGH SETHI)**  
**JUDGE**

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