

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

**CWP NO. 32004 OF 2019
DATE OF DECISION : 27.11.2019**

Anil Vij

...Petitioner

versus

Punjab Vidhan Sabha and another

...Respondents

CORAM : HON'BLE MR. JUSTICE ARUN MONGA

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

Mr. Mehardeep Singh, AAG, Punjab.

ARUN MONGA, J.(ORAL)

The petitioner has sought quashing of order dated 15.10.2019 (Annexure P-5), whereby cryptic and non-speaking order rejecting the claim of petitioner for reconsideration of his suspension in terms of Rules 7.2 of the Punjab Civil Service Rules, Volume II, has been passed. Further prayer has been made for issuance of directions to the respondents to enhance the subsistence allowance or to revoke the suspension of petitioner.

2. The petitioner submitted representation dated 07.05.2019 (Annexure P-3) followed by Legal Notice dated 01.10.2019 (Annexure P-4).

3. Learned counsel for the petitioner submits that the respondent negated his claim vide order dated 15.10.2019 which is totally a non-speaking as no consideration on the representation (Annexure P-3) and Legal Notice (Annexure P-4) was given. He further submits that the petitioner would be satisfied if fresh and speaking

order is passed by the respondents on his representation as well as legal notice.

4. Notice of motion.

5. On advance service of copy of petition, Mr. Mehardeep Singh, Assistant Advocate General, Punjab, has put in appearance on behalf of the respondents.

6. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

7. Without commenting on the merits of the case, the respondents are directed to objectively consider the representation dated 07.05.2019 (Annexure P-3) and Legal Notice dated 01.10.2019 (Annexure P-4) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a fresh speaking order, in accordance with law.

8. Let the needful be done within a period of two months from the date of receipt of a certified copy of this order.

9. In view of the direction issued by this Court to pass fresh and speaking order, the impugned order dated 15.10.2019 (Annexure P-5) is hereby set-aside.

10. Disposed of in above terms.

(ARUN MONGA)
JUDGE

NOVEMBER 27, 2019
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Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No