

Sr. No.125

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

CWP No.35338 of 2019 (O&M)

Date of Decision: 05.12.2019

Dr. Rajesh Kumar

... Petitioner

Versus

Central University of Haryana and others

... Respondents

CORAM:- HON'BLE MR. JUSTICE ARUN MONGA

Present:- Mr. Parveen K. Kataria, Advocate,
for the petitioner.

ARUN MONGA, J.(ORAL)

Petitioner herein seeks issuance of a writ in the nature of certiorari to quash the selection and appointment dated 04.01.2014 of respondent No.4 to the post of Assistant Professor (Annexure P-7) as respondent No.4 has been found ineligible vide inquiry report dated 08.10.2018 (Annexure P-10). Further prayer has been made for issuance of a writ in the nature of mandamus directing respondents No.1 and 2 to proceed further on the basis of enquiry report.

2. In the premise, petitioner submitted a representation dated 13.08.2019 (Annexure P-14).

3. Vide letter dated 24.09.2019, respondents have replied to the representation of the petitioner by saying that case regarding appointment of Dr. Manoj Kumar-respondent No.4, has not yet been finalized, the matter being sub-judice. Therefore, the request of the petitioner cannot be considered at this stage.

4. Learned counsel for the petitioner submits that no specific speaking order has been passed on the representation.

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

6. Without commenting on the merits of the case, the writ petition is disposed of with a direction to the respondents to objectively consider the representation dated 13.08.2019 (Annexure P-14) and also by keeping in view the contentions stated in the present writ petition by treating it as a supplementary representation and pass a speaking order, in accordance with law.

7. Let the needful be done within a period of 3 months from the date of receipt of a certified copy of this order.

8. Disposed of in above terms.

05.12.2019

vandana

**(ARUN MONGA)
JUDGE**

Whether speaking/reasoned
Whether Reportable

Yes/No
Yes/No