

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

**CWP No.415 of 2020 (O&M)
Date of Decision:29.01.2020**

Amarjit Kaur

.....Petitioner

Versus

State of Punjab and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE TEJINDER SINGH DHINDSA

Present:- Mr. V.K. Sandhir, Advocate for the petitioner.

TEJINDER SINGH DHINDSA J.(Oral)

Petitioner who is serving on the post of Junior Assistant under the Municipal Corporation, Amritsar, has filed the instant petition raising a grievance that no final order till date has been passed pertaining to the period that she had been placed under suspension i.e. from 02.06.2016 to 27.07.2016.

Counsel submits that petitioner had initially joined service on the post of Clerk in the year 1988 on work charge basis and subsequently services were regularized in the month of August 1992. On 1.6.2016, petitioner was involved in a false criminal case i.e. FIR No.80 dated 01.06.2016. A quashing petition having been filed under Section 482 Cr.P.C., the FIR was quashed vide judgment dated 21.10.2016 passed by this Court in CRM-M-29683 of 2016 (Annexure P-1). Petitioner had been placed under suspension pursuant to registration of the FIR on 02.06.2016 and thereafter reinstated w.e.f. 30.06.2017.

The short grievance is that till date the competent authority has not passed any specific order with regard to the suspension period. It is the

contention raised by counsel that since the FIR had been lodged pertaining to a criminal dispute involving daughter-in-law of the petitioner and had no connection with the service/job of the petitioner, she is entitled to all the benefits pertaining to the suspension period.

In the light of the short prayer made in the instant petition, I deem it appropriate to dispose of the instant writ petition in terms of granting liberty to the petitioner to approach respondent No.3 as regards her claim pertaining to the period of suspension. In the eventuality of any such claim petition/representation being preferred within a period of 10 days from today, respondent No.3 would be obligated to consider the same and to take a final decision thereupon in accordance with law within a period of six weeks thereafter and inform the petitioner accordingly.

Writ petition is disposed of.

It is clarified that this court has not examined the case on merits.

(TEJINDER SINGH DHINDSA)
JUDGE

January 29, 2020

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Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No