

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

117

CWP No. 4672 of 2020
Date of Decision: 02.03.2020

Iqbal Singh

... Petitioner

Versus

State of Punjab and others

... Respondents

CORAM:-HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

Present: Mr.K.P.S. Sandhu, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J.

It is the contention of learned counsel for the petitioner that none of the witnesses who had appeared before the enquiry officer in pursuance to the complaint, which was filed against the petitioner, stated that the petitioner had appeared. He contends that he has always been appearing in the Court as and when required after 3 P.M., which is off duty time. He thus contends that the findings recorded by the enquiry officer and as a consequence thereof, the punishment order cannot sustain. His further submission is that the enquiry report which has been submitted is based upon conjecture and surmises as the enquiry officer has proceeded on the assumption that the petitioner would have attended the court proceedings during the duty time.

Notice of motion.

On the asking of the court, Mr. Charanpreet Singh, A.A.G., Punjab. accepts notice on behalf of the respondents.

Learned counsel for the petitioner is directed to supply four copies of the writ petition to learned State counsel during the course of the day under proper receipt.

Learned counsel for the State informs the court that there is a statutory remedy of appeal available to the petitioner which he has not availed

If that be so, let the appeal be filed within a period of 15 days from today. On doing so, the appellate authority shall consider the same and pass an appropriate order in accordance with law preferably at an early date.

The writ petition is disposed of with above directions/observations.

(AUGUSTINE GEORGE MASIH)
JUDGE

02.03.2020
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Whether speaking/reasoned	Yes/No
<i>Whether reportable</i>	<i>Yes/No</i>