

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

107 (PROCEEDINGS THROUGH V.C.)

CIVIL WRIT PETITION NO.9316 OF 2020

DATE OF DECISION: JULY 07, 2020

Smt.Kusum Rani

.....Petitioner

VERSUS

State of Haryana and another

....Respondents

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

Present: Mr. Sandeep Bansal, Advocate,
for the petitioner.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Learned counsel for the petitioner has informed the Court that enquiry proceedings have been finalized and the enquiry report has been submitted, which has been received by the petitioner, calling upon to file a reply to the show cause notice issued to her. He also contends that the petitioner would file a detailed reply/representation taking therein all the pleas as have been taken by the petitioner in applications dated 06.06.2020 and 17.06.2020 (Annexures P-17 and P-18 respectively). He further contends that the petitioner has apprehension that these grounds, which have been taken in the abovesaid applications, would not be considered by the punishing authority.

This contention of counsel for the petitioner appears to be misplaced as the punishing authority has given an opportunity to the petitioner to respond to the enquiry report, which has been submitted by the

Enquiry Officer with an intention to receive the objections, if any, from her. It goes without saying that any irregularity/illegality committed by the Enquiry Officer during the enquiry proceedings can be taken by the delinquent employee, who is facing an enquiry, when he/she is given an opportunity to file response to the enquiry report, which has been submitted. This Court is sanguine that the punishing authority shall look into all the grounds, which have been taken by the petitioner before taking a decision upon such submission of response/reply to the enquiry report.

With the above observations, the writ petition stand disposed of.

July 07, 2020
khurmi

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned:	Yes/No
Whether Reportable:	Yes/No