

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-11420-2020

Date of Decision : 07.08.2020

Bikram Kumar

...Petitioner

Versus

State of Punjab and others

....Respondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Kapil Kakkar, Advocate for the petitioner.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of Covid-19 pandemic. -
2. Prayer in the petition under Articles 226/227 of the Constitution of India is for the issuance of a writ of Certiorari for quashing order Annexure P/1 dated 13.07.2020, placing the petitioner under suspension as well as for quashing Annexure P/7 dated 31.07.2020.
3. After arguing for some time, learned counsel for the petitioner states that the petitioner would avail remedy of appeal under Rule 15(i) of the Punjab Civil Services (Punishment and Appeal) Rules, 1970 against the order of suspension and that directions may be issued to respondent No.1 to consider and decide the appeal, expeditiously.
4. Notice of motion on the aforementioned limited aspect of the matter to respondent No.1 only.

5. Mr. Pankaj Gupta, Addl. AG, Punjab, accepts notice on behalf of respondent No.1 and states that he has no objection to the limited prayer made by learned counsel for the petitioner.

6. Accordingly, in the light of the position as noted above and without commenting on the merits of the controversy or the entitlement of the petitioner to the relief claimed, the writ petition is disposed of by granting liberty to the petitioner to file an appeal under Rule 15(i) of the Punjab Civil Services (Punishment and Appeal) Rules, 1970. In case any such appeal is filed by the petitioner, the competent authority is directed to consider and decide the same, in accordance with law, as expeditiously as possible preferably within four weeks, from the date of receipt of the appeal. Writ petition disposed of with the aforementioned directions.

(B.S. Walia)
Judge

August 07, 2020

ps/rajesh

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