

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

CWP-16288 -2020(O&M)

Date of decision: 06.10.2020

Rajesh Sahni

.....Petitioner

Versus

State of Punjab and another

.....Respondent

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr.Sushil Saini, Advocate for the petitioner

Mr. Navdeep Chhabra, DAG, Punjab

ANIL KSHETARPAL, J. (ORAL)

**This writ petition has been filed under Article 226 of the
Constitution of India with the following substantive prayers:-**

“(i) issue appropriate writ, order or direction especially in the nature of Mandamus directing the respondents to drop the chargesheet against the petitioner which is totally illegal, unconstitutional being against the rules or alternatively bring the chargesheet to its logical conclusion and thereafter to promote the petitioner as Municipal Engineer from the date his juniors is promoted i.e vide order dated 6.8.2020 (Annexure P-6) alongwith all consequentiql benefits by opening the sealed cover

(ii) to issue any other appropriate writ order or direction which this Hon’ble Court may deem fit and proper under the circumstances of this case.”

The outcome of the meeting held for considering the entitlement to promotion of the petitioner to the next post has been kept in a sealed cover, awaiting decision in the disciplinary proceedings which were initiated against him pursuant to a charge sheet issued on 21.7.2017.

Sh. Navdeep Chhabra, DAG, Punjab has appeared pursuant to supply of an advance copy of the writ petition.

This Court has heard learned counsel for the parties and perused the paper book. In the considered view of this Court, the present writ petition can be disposed of on the very first date of hearing. The case of the petitioner for promotion has been considered but its result has been kept in a sealed cover awaiting conclusion of the disciplinary proceeding pending against him for more than three years. In these circumstances, it is considered appropriate to dispose of the writ petition with a direction to respondent no.1 to ensure conclusion of the disciplinary proceedings within a period of three months from today positively.

Disposed of.

06.10.2020
rekha

(ANIL KSHETARPAL)
JUDGE

Whether speaking/reasoned Yes / No

Whether Reportable Yes / No