

CWP No.12549 of 2018
Date of Decision: 30.01.2020

Raj Singh

.....Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MS. JUSTICE NIRMALJIT KAURPresent: Mr. B.S. Mamli, Advocate for
Mr. Prikshit Yadav, Advocate for the petitioner.

Ms. Nidhi Garg, AAG, Haryana.

Mr. R.D. Bawa, Advocate with
Mr. Randhir Bawa, Advocate
for respondent Nos.2 and 3.**NIRMALJIT KAUR, J. (ORAL)**

Prayer in the present petition is for quashing of order dated 27.03.2014 issued by the respondents to the extent of deduction after the retirement of the petitioner, vide which, the shortage of oil and parts of period from 2008 to 2013 has wrongly been shown against the petitioner. With a further prayer for quashing of order dated 28.05.2014, vide which, amount of Rs.99,823/- was deducted by the respondents from the leave encashment of the petitioner.

There is no dispute with the argument of learned counsel for the petitioner that the said amount could not have been deducted without holding any enquiry. However, the petitioner is still not entitled to the relief claimed in view of the facts in the present case as the petitioner himself has stated in para 5 of the petition that it was on his request that the respondents-department refunded the amount of Rs.1,30,450/- out of total loss of Rs.2,30,273/- for the shortfall of oil and parts of transformers and

recovered only an amount of Rs.99823/-.

From the above averments in the petition, it is evident that the respondents also waived off the balance amount of Rs.1,30,450/-. Obviously, the same was waived off on the request of the petitioner, after he readily agreed to the recovery of Rs.99,823/- towards the alleged short fall. The petitioner is stated to have retired on 31.07.2013. The matter stood settled on 28.05.2014. Thereafter, the present writ petition has been filed after a gap of four years, which on the face of it is an after thought.

In view of the same, this Court does not find any ground to interfere with the orders passed by the respondents.

Dismissed accordingly.

(NIRMALJIT KAUR)
JUDGE

30.01.2020
sandeep

Whether Speaking/Reasoned	:	Yes/No
Whether Reportable	:	Yes/No