

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

107

CWP-22105-2020

Date of decision: 21.12.2020

Gurmeet Singh

.....Petitioner

versus

Punjab State Warehousing Corporation and another

....Respondents

CORAM: Hon'ble Mr. Justice Girish Agnihotri

Present: Mr. J.P. Rana, Advocate
for the petitioner.

GIRISH AGNIHOTRI, J. (Oral)

The matter has been taken up through video-conferencing on account of restrictions due to outbreak of pandemic COVID-19.

Petitioner-Gurmeet Singh, stated to be aged 58 years, has filed the present petition *inter alia* with a prayer for issuance of a writ in the nature of mandamus directing respondent No.2/Appellate Authority to decide the statutory appeal dated 26.09.2019 (Annexure P-2) filed by the petitioner against the order dated 26.06.2019 (Annexure P-1), passed by respondent No.1, whereby, respondent No.1 imposed the recovery of an amount of Rs.10,34,466.50/- upon the petitioner. It is further prayed that operation of punishment order dated 26.06.2019 be stayed, whereby, the recovery of the above said amount has been imposed on the petitioner during pendency of the statutory appeal dated 26.09.2019, which is pending before respondent No.2.

Learned counsel for the petitioner, by making reference to the pleadings in the petition, submits that in pursuance to the charge-sheet dated

12.02.2015 and after holding enquiry, vide order dated 13.08.2019, the petitioner was imposed with punishment of recovery of Rs.10,34,466.50/-. He submits that against the said order, the petitioner filed an appeal before the Appellate Authority which is pending since 26.09.2019. He submits that on one hand, the appeal has not been decided, whereas, on the other hand, regular recovery is being made from the petitioner.

Notice of motion.

On asking of the Court, Mr. Kshitij Sharma, Advocate, accepts notice on behalf of the respondents.

Without commenting upon merits of the case and in view of the peculiar facts and circumstances as noticed above, the Appellate Authority is directed to decide the Stay Application/appeal as expeditiously as possible, preferably within six weeks from today.

A copy of this order be sent to the Appellate Authority, by the Registry through e-mail or any other mode, so as to enable the said authority to do the needful expeditiously.

Writ petition is disposed of accordingly in the above terms.

(GIRISH AGNIHOTRI)
JUDGE

21.12.2020

anju rani

Whether speaking/ reasoned:

Yes/No

Whether Reportable:

Yes/No