

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

247

Civil Writ Petition No.6615 of 2018
Date of Decision: February 25th, 2020

Amritpal Singh

...Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE AUGUSTINE GEORGE MASIH

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

Ms. Anju Sharma Kaushik, Deputy Advocate General, Punjab.

AUGUSTINE GEORGE MASIH, J. (ORAL)

Petitioner has approached this Court challenging the order dated 19.12.2017 (Annexure P-6), whereby the services of the petitioner have been dispensed with.

2. It is the contention of counsel for the petitioner that the land of the petitioner was acquired for Peona Thermal Power Plant at Village Govindpura, District Mansa. Petitioner, as per the policy of the Government of Punjab, applied for a job. The claim of the petitioner was duly considered and thereafter an appointment letter was issued to the petitioner on 15.12.2014 against Group 'D' post. Petitioner, in pursuance to the said offer of appointment, had joined the said post and was continuing as such. However, all of a sudden, petitioner was terminated from service vide order dated 19.12.2017 (Annexure P-6). Counsel contends that the termination order of the services of the petitioner is in violation of the principles of natural justice as he was relieved from duty in pursuance to the communication dated 08.12.2017 (Annexure R-2) issued by the Government of Punjab, Department of Power addressed to the

Deputy Commissioner, Mansa.

3. In the reply which has been filed, the factum that no show cause notice or personal hearing was given to the petitioner has not been specifically denied. What has been stated is that the petitioner has submitted false documents for obtaining Government service.

4. If that be so, petitioner was required to be given an opportunity of hearing and explaining the position with regard to the documents, which he had submitted and are said to be fake/false.

5. In view of the above, impugned order dated 08.12.2017 (Annexure R-2) passed by the Government of Punjab, Department of Power, which was addressed to the Deputy Commissioner, Mansa, in pursuance whereof the services of the petitioner were terminated/relieved on 15.12.2017 (Annexure R-3) are hereby quashed.

6. Liberty, however, is granted to the respondents to proceed against the petitioner in accordance with law, if so advised.

February 25th, 2020
Puneet

(AUGUSTINE GEORGE MASIH)
JUDGE

Whether speaking/reasoned: Yes

Whether Reportable: No