

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

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**CWP-2268-2021(O&M)
Date of decision:06.04.2021**

PRADEEP DAGAR

.....Petitioner

Versus

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present:- Mr. Aditya Jain, Advocate
for the petitioner.

Mr. Samarth Sagar, Addl. A.G.,Haryana

ANIL KSHETARPAL, J.

The hearing of the case was held through video conferencing on account of restricted functioning of the Courts.

Through this writ petition filed under Article 226 and 227 of the Constitution of India, the petitioner prays for the following substantive reliefs:-

“(b) issue a writ in the nature of Mandamus directing the respondents to consider the representations dated 25.06.2020 and even dated 15.10.2020 (Annexure P-5, P-6 & P-7) submitted by the petitioner and to decide the same in a time bound manner because more than 10 months have elapsed but till date respondents have failed to give any satisfactory answer as even after completion of period of almost 10 months from the date of suspension (Annexure P-4), petitioner has not been charge sheeted whereas, as per rules if an employee is not charge sheeted within a prescribed period of three months then suspension of the said employee be cancelled;

(c) further issue a direction to the respondents to reinstate the petitioner in service with immediate effect as petitioner was not charge sheeted till date whereas, as per rules if an employee was not charge sheeted within a prescribed period of three months then suspension of the said employee be cancelled.”

Pursuant to the notice of motion, Mr. Samarth Sagar, Additional Advocate General, Haryana, has entered appearance and submits that the case of the petitioner is under active consideration of the Government and a final decision thereupon shall be taken within four weeks from today.

Keeping in view the aforesaid facts, the writ petition is disposed of by directing the respondents to consider the claim of the petitioner within the time specified above and pass a speaking order if the claim of the petitioner is to be rejected.

06.04.2021**Ayub/nt****(ANIL KSHETARPAL)****JUDGE**

Whether speaking/reasoned

Yes/No

Whether Reportable

Yes/No