

Surinder Kumar

.....Petitioner

versus

The Punjab State Cooperative Supply & Marketing Federation Ltd. and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE SUDHIR MITTALPresent: Mr. Shiv Kumar, Advocate
for the petitioner**Sudhir Mittal, J. (Oral)**

The grievance of the petitioner is that recovery is being effected from his salary pursuant to the order of punishment even though appeal along with stay application is pending and the same have not been taken up even for preliminary hearing till date.

Learned counsel for the petitioner submits that effecting recovery is unjust and unfair when the stay matter is not being considered by the Appellate Authority.

The prayer is genuine and deserves to be accepted.

Issuance of notice of motion to the respondents and seeking their response can be dispensed with in view of the nature of the order being passed in this case.

The writ petition is disposed of with a direction to respondent No.2 to take up the stay matter in the pending appeal for consideration within four weeks from the date of receipt of certified copy of this order. Recovery, if any, made till now shall be refunded and further recovery shall remain stayed till the decision of stay application.

February 15, 2021

*reena***[SUDHIR MITTAL]**
JUDGE**Whether speaking/reasoned : Yes/No****Whether Reportable : Yes/No**