

IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

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CWP No.5673 of 2021
Date of Decision: 05.07.2021

Sweeta Rani

....Petitioner

VERSUS

State of Punjab and others

....Respondents

CORAM: HON'BLE MRS. JUSTICE ALKA SARIN

Present: Mr. Aditya Pratap Singh, Advocate for the petitioner.

ALKA SARIN, J. (Oral)

Heard through video conferencing.

The prayer in the present writ petition under Articles 226 and 227 of the Constitution of India is for issuance of a direction to the respondents to consider the representation dated 28.08.2019 (Annexure P-8) to promote the petitioner to the post of Personal Assistant to the Commissioner, Municipal Corporation, Batala.

On 05.04.2021, the following order was passed:-

“Learned State counsel has placed two documents on the file today suggesting that the petitioner has been involved in a criminal case registered vide FIR No.20 dated 23.07.2020 under Sections 7 and 13(1)(a)(2) of the Prevention of Corruption Act, 1988 and has also been placed under suspension. She has also supplied the copies thereof to learned counsel for the petitioner, who seeks some time to get further instructions from his client regarding the same.

Adjourned to 05.07.2021.”

Learned counsel for the petitioner, on instructions from the petitioner, states that the petitioner has since been exonerated in the

departmental proceedings and consequently she has also filed a petition bearing CRM-M-41500-2020 seeking quashing of FIR No.20 dated 23.07.2020 which is pending in this Court. Learned counsel for the petitioner further states that at this stage he limits his prayer and would be satisfied if a direction is issued to respondent no.3 to decide the representation 28.08.2019 (Annexure P-8), in accordance with the law, in a time bound manner.

Notice of motion.

On the asking of the Court, Mr. Nikhil Chopra, Addl. AG Punjab, who has joined the session through video conferencing, accepts notice on behalf of the respondent nos.1 and 2 while Mr. Ajay Jain, Advocate accepts notice on behalf of contesting respondent no.3 and states that he has no objection if the present petition is disposed off with a direction to respondent no.3 to decide the representation dated 28.08.2019 (Annexure P-8).

In view of the limited prayer made by learned counsel for the petitioner and without commenting on the merits of the case, the present petition is disposed off with a direction to respondent no.3 to take a decision on the representation dated 28.08.2019 (Annexure P-8), in accordance with law, expeditiously and in any case within a period of three months from the date of receipt of certified copy of this order.

Disposed off accordingly.

(ALKA SARIN)
JUDGE

5th July, 2021
jk

NOTE: Whether speaking/non-speaking: Speaking
Whether reportable: YES/NO