

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

**CWP No.8778 of 2021 (O&M)
Date of Decision: 21.05.2021**

H.S.Bains

..... Petitioner

Versus

The Punjab State Cooperative Supply and Marketing Federation
Limited (MARKFED) through its Managing Director and another

..... Respondents

CORAM: HON'BLE MR. JUSTICE MAHABIR SINGH SINDHU

Present:- Ms. Jagdeep Bains, Advocate for the applicant/petitioner.

Mr. Mehardeep Singh, Advocate for the respondents.

MAHABIR SINGH SINDHU, J.

CM-6773-CWP-2021

Application for placing on record copy of Salary Slip of the applicant/petitioner as Annexure P-6 with further prayer seeking exemption from filing certified copy thereof.

Learned Counsel for the non-applicants/respondents, who is present through Video-Conference, accepts notice on behalf of the non-applicants/respondents and raises no objection if the present application is allowed.

In view of the stand taken by both sides and for the reasons mentioned in the application, the same is allowed as prayed for subject to all

just exceptions. Aforesaid Salary Slip is taken on record as Annexure P-6.

Registry will tag the same at appropriate place.

CM-6774-CWP-2021

Application for preponement of the date of hearing in the main petition, which is pending for 01.09.2021.

Notice of the application to the non-applicants/respondents.

Learned Counsel for the non-applicants/respondents, who is present through Video-Conference, accepts notice on behalf of the non-applicants/respondents and submits that he has no objection if the present application is allowed.

In view of the stand taken by both sides and for the reasons mentioned in the application, the same is allowed subject to all just exceptions. Main case is preponed and taken on board today itself.

MAIN CASE

Present writ petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of mandamus seeking directions to the respondent-Federation not to recover the amount from the salary of the petitioner.

At the outset, learned Counsel for the petitioner has pointed out that instead of pressing the present petition on merits, his client would be satisfied in case the statutory appeal dated 22.03.2021 (P-2), pending with respondent No.2, is considered and decided in a time bound manner.

Prayer seems to be justified.

Learned Counsel for the non-applicants/respondents, who is present through Video-Conference, on instructions, states that statutory appeal of the petitioner would be considered and decided expeditiously.

In view of the agreed stand taken by both sides, this writ petition is disposed off with a direction to respondent No.2 to consider and decide the statutory appeal dated 22.03.2021 (P-2) in accordance with law within a period of 02 (two) months from today positively if there is no legal impediment.

May 21st, 2021
Gagan

(MAHABIR SINGH SINDHU)
JUDGE

Whether speaking/reasoned	Yes/No
Whether Reportable	Yes/No