

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

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CWP No.9576 of 2021

Decided on : 28.06.2021

Dharambir Singh

... Petitioner

Versus

State of Haryana and others

... Respondents

CORAM : HON'BLE MR.JUSTICE G.S. SANDHAWALIA

Present: Mr. Mohammad Arshad, Advocate
for the petitioners.

(The proceedings are being conducted through video
conferencing, as per instructions.)

G.S. Sandhawalia, J. (Oral)

The petitioner in the present writ petition filed under Articles 226/227 of the Constitution of India seeks directions for issuance of a writ in the nature of mandamus directing the respondents No.2 & 3 for treating two days suspension period i.e. 16.12.2020 and 17.12.2020 as duty period, on the ground that no inquiry is pending against him and he was reinstated on 18.12.2020 (Annexure P-2).

However, perusal of the writ petition would go on to show that there is no such order which has been placed on record, whereby for a period of two days, the petitioner's service has been treated as non-duty period. In the absence of any such document on record, this Court is of the opinion that no directions as such can be issued to the respondents for the relief claimed.

Accordingly, the present writ petition is dismissed in limine. It is, however, made clear that the petitioner is given liberty to file a fresh writ petition in case he places some material on record to show that his two days suspension has not been treated as duty period.

June 28, 2021

Naveen

**(G.S. SANDHAWALIA)
JUDGE**

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No