

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(218)

CWP No. 11815 of 2020
Date of Decision : 04.03.2021

Santosh Kaur

...Petitioner

Versus

State of Punjab and others

...Respondents

(through video conferencing)

CORAM: *HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI*

Present: Mr. K.K. Goel, Advocate for the petitioner.

Ms. Sunint Kaur, Assistant Advocate General, Punjab.

Mr. Saurav Verma, Advocate for respondents No. 2 to 5.

Harsimran Singh Sethi J. (Oral)

Learned counsel for the petitioner argues that impugned order dated 03.04.2020 (Annexure P-12) passed by the authorities is totally cryptic and non-speaking and states no reasons for declining the claim of the petitioner. Learned counsel for the petitioner submits that vide order dated 03.04.2020 (Annexure P-12), the Board of Directors of Punjab Gramin Bank have rejected the claim of the petitioner simply by stating that after due deliberation, no substance was found in the claim raised by the petitioner. Learned counsel further submits that all the authorities even while passing the execution order are required to support the decision by giving due reasons for the same.

Faced with this, learned counsel for the respondent-Bank

submits that order dated 03.04.2020 (Annexure P-12) may be treated as

withdrawn with liberty to the Board of Directors for passing a fresh order in accordance with law.

Learned counsel for the petitioner submits that certain documents have become available to the petitioner during the pendency of the writ petition, which are necessary for the just and proper decision of the claim of the petitioner and the petitioner be allowed to present those documents before the Board of Directors to be taken into consideration while examining her claim.

Learned counsel for the respondent-Bank submits that in case the petitioner has any documents in her possession to substantiate her claim, the same be submitted by way of representation within a period of one month from today.

As the impugned order dated 03.04.2020 (Annexure P-12) has been withdrawn with liberty to pass a fresh order in accordance with law, the present petition is disposed of with an observation that in case the petitioner submits any further documents to support her claim within a period of one month from today, the same be also taken into account while arriving at the final conclusion. In case, it is convenient to the Board of Directors to give personal hearing, the same be also afforded to the petitioner. Board of Directors are directed to pass appropriate speaking order within a period of four months from today.

Writ petition is disposed of in above terms.

March 04, 2021
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No
Whether reportable : Yes/No