

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

116

CWP-12921-2021

Decided on : 19.07.2021

Sujata

... Petitioner

Versus

State of Haryana & others

... Respondents

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

Present: Mr.Ashwani Bakshi, Advocate, for the petitioner.

Mr.Tapan Kumar, DAG, Haryana.

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

G.S. Sandhawalia, J. (Oral):-

Challenge in the present writ petition, filed under Articles 226/227 of the Constitution of India, is to the order dated 18.05.2021 (Annexure P-15) passed by respondent No.2 ordering an enquiry against the petitioner.

The prayer, as such, is that the petitioner's complaint is against the same Principal against whom complaint has been made and another Clerk of the College and the same is also required to be gone into.

On 16.07.2021, the State Counsel had been asked to find out as to what is the nature of the enquiry against the petitioner, i.e., preliminary or regular and whether any action has been taken on the stand of the petitioner or not. The letter dated 19.07.2021, addressed to the Advocate General, Haryana has been placed on record by the State Counsel. While referring to the same, Mr.Tapan Kumar, DAG, Haryana submits that a Three Member Committee

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has been constituted to find out the allegations levelled against each other by the concerned persons i.e. the petitioner and respondent No.4, the Principal. He further submits that keeping in view the controversy involved and even the role of the Clerk is also to be necessarily gone into. It is, thus, pointed out that a preliminary enquiry is being conducted to look into the whole dispute. Accordingly, he submits that the matter has been rendered infructuous.

Counsel for the petitioner is also satisfied that if the official-respondents take affirmative action on the complaint of the petitioner and look into the allegations and counter-allegations of all the parties concerned.

Resultantly, the present writ petition is disposed of in the above said terms, binding down the State to the stand taken in the communication dated 19.07.2021.

July 19, 2021
Sailesh

(G.S. SANDHAWALIA)
JUDGE

Whether speaking/reasoned:

Yes/No

Whether Reportable:

Yes/No