

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

**CWP-19364-2021
Date of decision: 24.09.2021**

Dharambir Singh	Versus	...Petitioner
State of Haryana and others		...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. Nitish Bhatia, Advocate,
for the petitioner.

Mr. Saurabh Mohunta, DAG, Haryana.
(Presence marked through video conference).

ARUN MONGA, J. (ORAL)

The petitioner has approached this Court for issuance of a writ in the nature of mandamus, *inter alia*, directing respondent No.3 to decide the departmental appeal dated 25.01.2021 (Annexure P-2) filed against an order dated 03.06.2020 (Annexure P-1) passed by respondent No.4, which is pending adjudication for more than 7 months. Further prayer has been made to direct respondents to promote the petitioner to Group 'B'.

2. Learned counsel for the petitioner submits that petitioner was appointed as Deputy Ranger and thereafter promoted to the post of Forest Ranger. He was served with charge-sheet dated 23.10.2015 under Rule 8 of Haryana Civil Services (Punishment and Appeal) Rules, 1987 and enquiry into the same was completed on 03.06.2020 and he was awarded with the punishment of recovery of Rs.21,67,959/-. Aggrieved against the said order, he preferred an appeal before the appellate authority-respondent No.3, which is still pending. He submits that promotion of the petitioner was withheld on the ground that departmental proceedings are pending against him.

However, his junior was promoted on 04.06.2021 whereas on this date, no departmental enquiry/proceedings were pending against the petitioner.

3. I have heard learned counsel for the parties and gone through the case file.

4. Given the nature of order being passed, there is no necessity to issue notice to any of the respondents as no further pleadings and/or proceedings are required.

5. Without commenting anything on the merits of the case, the writ petition is disposed of with a direction to respondent No.3 to decide the departmental appeal dated 25.01.2021 (Annexure P-2) as expeditiously as possible but not later than 4 months from today.

24.09.2021
vandana

(ARUN MONGA)
JUDGE

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