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

CWP-21067-2020 (O&M)
Date of decision : 11.01.2021

Jakir Hussain

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Dr. Suresh Kumar Redhu, Advocate for the petitioner.

Mr. Samarth Sagar, Addl. A.G. Haryana.

ANIL KSHETARPAL, J. (ORAL)

Through this writ petition, the petitioner prays for stay of departmental proceedings on the ground that on similar allegations, a criminal case arising from FIR No.142, dated 04.08.2020, under Section 406, 34 of the Indian Penal Code, registered at Police Station Bichhor, District Nuh, is pending. Admittedly, the petitioner has not filed any application, in this regard, before the Enquiry Officer.

In such cases, the petitioner is required to establish as to how he will get prejudiced and how he will be required to disclose his defence.

Hence, it is considered appropriate to direct the petitioner to file an application, in this regard, before the Enquiry Officer, who is expected to decide the same in accordance with the law.

With these directions, the writ petition is disposed of.

All the pending miscellaneous applications, if any, are disposed of, in view of the above-stated order.

11.01.2021

Pawan

**(ANIL KSHETARPAL)
JUDGE**

Whether speaking/reasoned:- Yes/No

Whether reportable:- Yes/No