

CWP-22121-2021

Date of decision: 01.11.2021

Rinku

.... Petitioner

Versus

State of Haryana and Ors.

..... Respondents

Coram: Hon'ble Mr. Justice B.S. Walia.

Present: Mr. Arnav Kumar, Advocate for the petitioner.

B.S. Walia, J. (Oral)

[1] Challenge in the writ petition is to show cause notice, Annexure P/2 dated 22.10.2021 wherein it has been mentioned that as per the recommendation of the Committee dated 13.09.2021, the petitioner was not eligible for promotion, therefore, was liable to be reverted to the rank of Head Constable.

[2] Learned counsel contends that despite request, copy of the report of the Committee dated 13.09.2021 has not been supplied to the petitioner to enable him to submit reply to the show cause notice.

[3] Notice of motion.

[4] Ms. Upasana Dhawan, learned AAG, Haryana accepts notice on behalf of the respondents and states that copy of report dated 13.09.2021 submitted by the nominated Committee would be furnished to the petitioner whereafter he can give a reply to the show cause notice which would be considered and decided by the competent authority before taking action in terms of the recommendation of the sub-Committee.

[5] The same satisfies learned counsel for the petitioner.

[6] Accordingly, in view of the statement of learned counsel for the parties, the instant petition is disposed of by directing the respondents to furnish copy of report of the nominated Committee dated 13.09.2021 on the basis of which show cause notice has been issued to the petitioner and thereafter give him 7 days' time to submit reply to the show cause notice. Action as warranted in the facts and circumstances of the case be taken after considering reply to the show cause notice in the manner as detailed above.

[7] Petition disposed of with the aforementioned directions.

(B.S. Walia)
Judge

01.11.2021

'Amit'

3. *Whether speaking/reasoned:* Yes/No.
4. *Whether reportable :* Yes/No.