

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

210

CWP-8307-2018 (O&M)
Date of decision: 24.02.2021

AMARJIT SINGH CHITCHOT

...Petitioner

Versus

UNION OF INDIA AND ORS

...Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present : Mr. AS Sandhu, Advocate for the petitioner.
Mr. Arun Gosain, Sr. Govt. Counsel, UOI.

ANIL KSHETARPAL, J. (Oral)

Learned counsel for the petitioner at the outset submits that the petitioner is not interested in re-instatement. It may be noted that the petitioner who was employed on contractual basis has been removed in accordance with the terms of contract. However, on 18.02.2021, learned counsel submits that the orders (Annexures P2 and P3) are stigmatic which will adversely affect the chances of employment of the petitioner. On 18.02.2021, the following order was passed:-

Learned counsel for the petitioner submits that while passing orders Annexures P2 and P3, certain remarks have been made about the work and conduct of the petitioner, which are stigmatic in nature. He contends that such remarks could not have been made without holding a proper inquiry or without granting an opportunity of hearing to the petitioner.

Major Deep Shikha, appearing for the respondents, prays for a short adjournment to get complete instructions.

Adjourned to 24.02.2021.

Sh. Arun Gosain, learned counsel appearing for the UOI, has submitted that the order Annexure P2 has been withdrawn and a fresh order has been passed which is not stigmatic in nature.

However, learned counsel for the petitioner submits that the order Annexure P3 still stands.

Once a fresh order has been passed which is not stigmatic in nature, a previous order (Annexure P3) which is an internal communication

shall not come in the way of the petitioner for future employment. With these observations, the writ petition is disposed of.

24.02.2021

(ANIL KSHETARPAL)
JUDGE

ashok

Whether speaking/reasoned:

Yes / No

Whether reportable:

Yes / No