

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

**CWP No. 5113 of 2022
Date of decision: 16.03.2022**

Dharambir Singh Siwach

..... Petitioner.

Versus

State of Haryana and others

... Respondents.

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present:- Mr. Lalit Kumar, Advocate, and
Mr. Akshay Bansal, Advocate, for the petitioner.

Mr. Anant Kataria, DAG, Haryana.

ANUPINDER SINGH GREWAL, J. (ORAL)

The petitioner is seeking a direction to the respondents to reinstate his services.

Learned counsel for the petitioner contends that although a complaint (Annexure P3) was made against the petitioner on 20.02.2013, but the father of the complainant had furnished an affidavit (Annexure P9) withdrawing the complaint. The petitioner was earlier an ex-serviceman and has been working with the respondent-University as an Accountant for over four years. He further contends that no charge-sheet was issued to the petitioner.

Heard.

A complaint (Annexure P3) with regard to serious allegations of molestation and sexual harassment was made on 20.02.2013 by a student of the institute against the petitioner where he was working as an Accountant.

The matter was enquired into. The Enquiry Committee comprising of three members had submitted its report holding the petitioner guilty. He was served a show cause notice on 17.12.2013 and a reply was submitted by the petitioner on 28.01.2014. After considering the entire matter, the respondent-University had arrived at a conclusion that the petitioner should be compulsorily retired, as he had attained the age of 60 years.

In view of serious allegations against the petitioner of molestation and sexually harassing a minor student, I do not find any good ground to interfere in the matter while exercising writ jurisdiction.

Consequently, the petition stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

16.03.2022
Ramesh

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