

CWP No. 14711 of 2021 (O&M)

1

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

(286)

CWP No. 14711 of 2021 (O&M)

Date of Decision : 06.09.2022

Santosh Kumari

...Petitioner

Versus

State of Haryana and others

...Respondents

(286/2)

CWP No. 17793 of 2020 (O&M)

Santosh Kumari

...Petitioner

Versus

State of Haryana and others

...Respondents

(286-3)

COCN No. 789 of 2021 (O&M)

Santosh Kumari

...Petitioner

Versus

Mahavir Singh

...Respondent

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sanjay Kaushal, Senior Advocate with
Mr. Anil Kumar Sharma, Advocate for the petitioner(s).

Mr. Vivek Saini, Addl. Advocate General, Haryana.

Mr. Balraj Singh Rathee, Advocate
for respondents No. 5, 6 and 7 in CWP No. 14711 of 2021 and
for respondents No. 5 and 6 in CWP No. 17793 of 2020.

Mr. S.K. Garg Narwana, Senior Advocate with
Mr. Vishal Garg Narwana, Advocate with
Mr. Japjit Singh Johal, Advocate
for respondent No. 4 in CWP No. 14711 of 2021.

Harsimran Singh Sethi J. (Oral)

CM-13840-CWP-2022 in CWP-14711-2021

Application is allowed, as prayed for.

CM-13224-CWP-2022 in CWP-14711-2021

Application is allowed, as prayed for.

CM-17468-CWP-2021 in CWP-14711-2021

Application is allowed, as prayed for.

CM-4429-CWP-2021 in CWP-14711-2021

Application is allowed, as prayed for.

CWP-14711-2021 and CWP-17793-2020

By this common order, the writ petitions along with COCP, details of which have been given above, are being disposed of as all the writ petitions involve the same question of law on similar facts.

In the present writ petitions, the challenge is to the order of suspension dated 11.06.2021 (Annexure P-9).

Learned counsel for the petitioner argues that keeping in view the nature of allegations alleged against the petitioner coupled with the fact that subsequent to the suspension order, the petitioner has already been posted in the office of the District Education Officer, no ground is made out to continue with the suspension of the petitioner any further and, therefore, the said order needs to be reviewed and petitioner needs to be reinstated in

service though, pending enquiry.

Learned State counsel submits that as per his instructions from the department concerned, the petitioner is facing three charge-sheets due to which, she was suspended. The status of the charge-sheets is that the enquiry officer has already given the reports and in two cases, the comments of the petitioner have also been received qua the said enquiry reports and the same will be taken for consideration by the punishing authority on 09.09.2022 and appropriate order will be passed within a period of three weeks thereafter.

Learned State counsel further submits that in one case, the petitioner has not submitted her comments about the enquiry report and in case, the comments are received from the petitioner within a period of next two weeks, the enquiry proceedings pending against the petitioner will be finalized by 31.10.2022.

Learned counsel for the petitioner submits that keeping in view the said statement, the petitioner has no further grievance to be redressed and she will file the reply to the enquiry report within a period of two weeks from today as being requested by the learned State counsel. Learned counsel for the petitioner submits that the present petitions may kindly be disposed of as such having been not pressed any further.

Ordered accordingly.

CM-17471-CWP-2021 in CWP-14711-2021 and CM-14224-CWP-2020

As the main petition has been disposed of, the present applications stand disposed of.

COC-789-2021

Learned counsel for the petitioner submits that though, as per

the petitioner, the respondent had violated the orders passed by this Court but as the main petitions have been disposed of by this Court, the petitioner does not wish to press the present contempt petition any further and the same may kindly be disposed of as such.

Ordered accordingly.

A photocopy of this order be placed on the files of other connected cases.

September 06, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No