

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

CWP No.6393-2022 (O&M)

Date of decision: 29.03.2022

Wajid Ali

... Petitioner

Versus

State of Haryana and others

....Respondents

Coram: Hon'ble Mr. Justice Arun Monga

Present:- Mr. Mazlish Khan, Advocate,
for the petitioner.

Ms. Kirti Singh, DAG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein is for issuance of a writ in the nature of certiorari to quash the impugned order dated 07.07.2021 (Annexure P-3) vide which services of the petitioner was terminated without conducting any enquiry.

2. Learned counsel for the petitioner submits that an FIR No. 51 dated 17.03.2021 was lodged against unknown persons. Even the name of the petitioner was not in the FIR. He submits that neither any show-cause-notice was issued nor any opportunity of personal hearing was given, in spite of that termination order was passed. Learned counsel for the petitioner submits that petitioner qua his aforesaid grievance caused issuance of a legal notice dated 02.02.2022 (Annexure P-6) but to no avail. Hence, the instant petition.

3. On advance service, learned State counsel appears and opposes issuance of notice of motion and submits that competent authority shall take decision either way, on the pending legal notice of the petitioner, in due course.

4. Learned counsel for the petitioner also agrees that let a final decision be taken, by the competent authority on the pending legal notice of the petitioner.

5. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/orpleadings are required.

6. Without commenting on the merits of the case, the writpetition is disposed of with a direction to the competent authority to look into the grievance of the petitioner as per legal notice dated 02.02.2022 (Annexure P-6) and also contentions raised in the present petition by treating the same as supplementary representation and take a decision, in accordance with law.

7. Disposed of accordingly.

29.03.2022
vandana

(Arun Monga)
Judge

Whether speaking/ reasoned:
Whether Reportable:

Yes/No
Yes/No