

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

132

CWP-7611-2022

Date of Decision :08.04.2022

Swaranjit Kaur

..Petitioner

Versus

State of Punjab and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Sudhanshu Khanna, Advocate for
Mr. Karanjeet Singh Brar, Advocate for the petitioner.

Mr. Navdeep Chhabra, DAG, Punjab.

Harsimran Singh Sethi, J. (Oral)

The present petition has been filed with a prayer that the suspension period of the petitioner starting from 27.02.2017 till 1.1.2018 be treated as a duty period for all intent and purposes keeping in view the fact that the allegations alleged against the petitioner are not proved during the course of enquiry.

Learned counsel for the petitioner submits that once the petitioner was restrained from discharging his duties by suspending him and thereafter the allegations on the basis of which the petitioner was suspended, were not proved, the petitioner is entitled for the grant of full benefits of the said period of suspension.

Learned counsel for the petitioner submits that the petitioner has already raised the said grievance before the respondents by way of filing a representation dated 22.2.2022 (Annexure P/3), which is still pending consideration with the respondents and the petitioner will be satisfied in

case a time bound direction is issued to the respondent No.2 to decide the said representation.

Notice of motion.

Mr. Navdeep Chhabra, DAG, Punjab, who is present in Court, accepts notice on behalf of respondent-State and raises no objection in deciding the representation dated 22.2.2022 (Annexure P/3), in a time bound manner by passing an appropriate speaking order.

In view of the request made, without expressing any opinion on the merits of the case or the claim being made by the petitioner in representation dated 22.2.2022 (Annexure P/3), respondent No.2 is directed to decide the representation dated 22.2.2022 (Annexure P/3) by passing a speaking order within a period of eight weeks from the receipt of copy of this order. In case after the decision, it is found that petitioner is entitled for any monetary benefits, the same will be released to him within a period of next four weeks.

Present writ petition stands disposed of.

April 08, 2022

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(HARSIMRAN SINGH SETHI)

JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No