

In the High Court of Punjab and Haryana at Chandigarh

201

CWP-12346-2021 (O & M)

Date of Decision: February 21, 2022

NARENDER SINGH

.....PETITIONER

VERSUS

STATE OF HARYANA AND OTHERS

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Parveen Chauhan, Advocate for the petitioner.

Mr. Sharad Aggarwal, AAG, Haryana.

Mr. P.K. Dwivedi, Advocate for respondents No.2 to 4.

ANUPINDER SINGH GREWAL, J (ORAL)

Case taken up through video conferencing.

Learned counsel contends that the petitioner, who is working as Mandi Inspector, had allegedly been issued advances for work which was not executed. The impugned order passed on 06.01.2021 (Annexure P-2) whereby recovery of ₹5000/- per month from his salary has been ordered without issuance of show cause notice or affording an opportunity of hearing to the petitioner.

Learned counsel for respondents No.2 to 4 contends that the respondents would afford an opportunity of hearing before initiating recovery from him.

Heard.

The impugned order directing recovery from the petitioner has been passed without issuance of any show cause notice or affording opportunity of hearing, which is in violation of the principles of natural justice.

Consequently, the petition is allowed and impugned order dated 06.01.2021 is set aside.

However, the respondents, if so advised, may initiate action against the petitioner afresh after issuance of notice and furnishing opportunity of hearing.

(ANUPINDER SINGH GREWAL)
JUDGE

February 21, 2022

A.Kaundal

Whether speaking/ reasoned	:	Yes/No
Whether Reportable	:	Yes/No