

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

CWP-14073-2019

Date of Decision: 01.04.2022

JEET KAUR

..... Petitioner(s)

Versus

STATE OF HARYANA AND OTHERS

..... Respondent(s)

CORAM:- HON'BLE MRS. JUSTICE LISA GILL

Present: None for the petitioner.

Mr. Kiran Pal Singh, AAG, Haryana.

LISA GILL, J.

Prayer in this writ petition is for directing the respondents to decide the representation dated 06.05.2019, Annexure P-3, submitted by the petitioner by passing a speaking order in a time bound manner.

Petitioner, who was working as a Principal in Government Girls Senior Secondary School, Julana, Jind, was proceeded against under Rule 7 of the Haryana Civil Service (Punishment and Appeal) Rule, 2016, on various grounds. Prayer in the writ petition is for a change of the Enquiry Officer or to direct him for conducting the enquiry in a fair, appropriate and legal manner.

As per the written statement dated 16.09.2019, filed on behalf of respondents no.1 to 3, it is stated that proper opportunity was afforded to the petitioner. Furthermore, enquiry report dated 12.06.2019 was submitted by the Enquiry Officer wherein all allegations against the petitioner were found proved beyond any doubt and the findings of the Enquiry Officer were conveyed to the petitioner on 09.08.2019/20.08.2019.

Learned counsel for the State submits that the present writ petition is in fact rendered infructuous.

It is noticed that none had appeared on behalf of the petitioner on the last date of hearing and there is no representation on behalf of the petitioner today. Keeping in view the specific averments in the written statement and the fact that enquiry against the petitioner has been concluded, there is no ground for continuance of the present proceedings wherein change of an Enquiry Officer has been sought. In all probability the petitioner may have availed the statutory remedies available to her against the decision against her and the enquiry report etc.

Present writ petition is dismissed as infructuous. Needless to say, petitioner is at liberty to raise all the pleas as may be available to her in the proceedings, if any, for challenging the enquiry report or consequential proceedings.

01.04.2022
Sunil

(LISA GILL)
JUDGE

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