

273.

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

CWP-14119-2022

Date of Decision: 14.12.2022

SATPAL SINGH LAL

.... Petitioner

Versus

STATE OF PUNJAB AND OTHERS

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Yogesh Putney, Advocate,
for the petitioner

Mr. Gaurav Garg Dhuriwala, DAG, Punjab.

Mr. Inderpreet Singh, Advocate,
for respondents No.2 to 5.

JAISHREE THAKUR.J (Oral)

The petitioner herein seeks quashing of impugned order dated 10.06.2008 (Annexure P-3) whereby adverse remarks were recorded in his ACR for the year 2007-08 due to registration of FIR No.8, dated 31.07.2007 registered under Sections 7 and 13(2) of the Prevention of Corruption Act, 1988, at Police Station Vigilance Bureau, Flying Squad-1, Mohali, consequent to which, he was denied promotion to the post of Senior Executive Engineer (Sr. Xen), in the year 2008.

It is submitted that in the said FIR, the petitioner has been absolved of the charges and stood acquitted vide judgment dated 20.03.2015 passed by Special Court, SAS Nagar, Mohali. Thereafter, the petitioner approached the respondents by way of representation dated 09.11.2015,

Annexure P-10, for promotion from the date his juniors were promoted. When no response was received by him, he submitted another representation dated 25.07.2019, Annexure P-11, which too was not responded to.

At this stage, counsel appearing on behalf of the petitioner would submit that the petitioner would be satisfied in case his representations at Annexures P-10 and P-11 are decided in accordance with law, in a time bound manner.

Without going into the merits of the case and keeping in view the limited prayer made by counsel for the petitioner, the present petition is disposed of with a direction to the respondents to decide the representations dated 09.11.2015, Annexure P-10 and 25.07.2019, Annexure P-11, by passing a speaking order, within a period of one month from the date of receipt of the certified copy of this order, in accordance with law, and convey the decision to the petitioner. In case of failure to do so, the officer responsible for the lapse would be liable to costs of Rs.20,000/- from his personal pocket, to be deposited with the Punjab and Haryana High Court Advocates Welfare Fund.

(JAISHREE THAKUR)
JUDGE

14.12.2022

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No