

CM-9039-CWP-2022 in/and
CWP-11208-2016 (O&M)
Decided on 14.07.2022

RISHI PAL

...Petitioner

Versus

STATE OF HARYANA AND ORS

...Respondents

CORAM:- HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Naveen Daryal, Advocate for the applicant-petitioner.

Mr. Tapan Kumar, DAG, Haryana.

JAISHREE THAKUR, J. (Oral)**CM-9039-CWP-2022**

Prayer in the present application is to amend the writ petition.

Pursuant to order dated 12.05.2022, petitioner intend to
challenge order dated 04.12.2015 besides other relief as claimed.The application is allowed and the petitioner is permitted to
amend the petition.

Amended writ petition is taken on record.

CWP-11208-2016On oral request of learned counsel for the petitioner, the main
petition which is otherwise fixed for hearing on 26.08.2022, is taken on
board today itself.

The present writ petition has been filed seeking to quash the impugned order dated 04.12.2015 whereby the order of punishment of three future annual increments with cumulative effect has been upheld as well as the order pertaining to the period from his date of dismissal till his reinstatement has been treated to be “no work no pay” period.

Learned counsel for the petitioner would submit that he would be satisfied in case his amended writ petition is treated as a representation and fresh orders are passed thereon.

Notice of motion in the amended petition.

Ms. Kirti Singh, DAG, Haryana, who is present in the court today, accepts notice on behalf of the respondent-State.

In view of the limited prayer made, without commenting on the merits of the case, the instant writ petition is disposed of with a direction that let the instant amended writ petition be treated as representation on behalf of the petitioner and take a fresh decision thereon by the competent authority within a period of three months from the date of receipt of 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.

14.07.2022
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(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned :
Whether Reportable :

Yes	No
Yes	No