

235

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-18866-2020
Date of decision: 11.11.2022

SAVRAJINDER PAL SINGH

...Petitioner

VERSUS

STATE OF PUNJAB AND OTHERS

...Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. R. K. Arora, Advocate
for the petitioner.

Mr. Sehajbir Singh Aulakh, AAG, Punjab.

JAISHREE THAKUR, J. (Oral)

This is a petition that has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of certiorari for quashing charge-sheet dated 18.03.2016 (Annexure P-1) and order dated 03.08.2019 (Annexure P-3), whereby the petitioner herein has been imposed with punishment of stoppage of two annual increments with cumulative effect.

It has been pleaded that against the order of aforesaid punishment, the petitioner had filed an appeal, however, the same was not being decided.

The instant writ petition had been filed in the year 2020 and a Coordinate Bench on 01.07.2021 had directed the respondents to decide the statutory appeal filed by the petitioner within a period of two months.

Learned counsel for the petitioner very fairly submits that appeal of the petitioner has since been decided by order dated 28.12.2021 and his

punishment has been reduced from stoppage of two annual increments with cumulative effect to stoppage of two annual increments without cumulative effect. It is submitted that the period of currency of his punishment has since expired in August, 2021 and, therefore, he is now entitled to be considered for promotion since his juniors already stand promoted vide order dated 07.08.2020 (Annexure P-7).

Learned State counsel on instruction from Mr. Akhtar Hussain, Dealing Assistant would submit that at the moment, the petitioner herein cannot be considered for promotion since there is another charge-sheet pending against him.

Learned counsel for the petitioner, at the present moment, pleads no instructions regarding the second charge-sheet against the petitioner, however, submits that in case the petitioner moves any representation, the same be decided expeditiously.

Consequently, the instant writ petition is disposed of as infructuous with liberty to the petitioner to agitate for his promotion if he is so entitled to.

11.11.2022
Chetan Thakur

(JAISHREE THAKUR)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No