

In the High Court of Punjab and Haryana at Chandigarh

126

CWP-23693-2022 (O & M)

Date of Decision: October 17, 2022

KARMINDER PAL SINGH

.....PETITIONER

VERSUS

STATE OF PUNJAB AND ANOTHER

....RESPONDENTS

CORAM: HON'BLE MR. JUSTICE ANUPINDER SINGH GREWAL

Present: Mr.Vivek Sharma, Advocate for the petitioner.

ANUPINDER SINGH GREWAL, J (ORAL)

The petitioner has challenged the enquiry report dated 18.06.2019, order dated 25.09.2020 whereby he has been imposed the punishment of stoppage of one increment with cumulative effect and the order dated 18.08.2022 whereby the revision there against had been dismissed.

Learned counsel for the petitioner submits that the petitioner had only relied upon the building plan submitted by the Technical Officer while sanctioning the building plan. There was no loss caused to the Municipal Council by the alleged irregularity on the part of the petitioner. He also submits that the promotion of the petitioner has been delayed and he was promoted after two years.

Heard.

The petitioner while posted as Executive Officer Grade II in the Municipal Council, had approved the building plan by applying the floor area ratio applicable to a residential building although the ground floor of the building in question was commercial and the first two floors were residential.

The petitioner had been charge-sheeted and enquiry was conducted by retired

Judicial Officer which had indicted the petitioner for the illegality. I am not impressed by the argument of the counsel for the petitioner that no loss was caused to the Municipal Council by the alleged irregularity on the part of the petitioner. The petitioner had approved the sanction of a building by wrongly applying the floor area ratio while ignoring the factum of the ground floor being a commercial unit. The petitioner had thus committed an illegality and he ought to have been adequately punished. It appears that the petitioner has been let off rather lightly by imposing punishment of withholding of only one increment with cumulative effect.

Consequently, I do not find any merit in the instant petition, which stands dismissed.

(ANUPINDER SINGH GREWAL)
JUDGE

October 17, 2022
A.Kaundal

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