

CM-3079-CWP-2022 in/and
CWP No. 28702-2019

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(109+285)

CM-3079-CWP-2022 in/and
CWP No. 28702-2019
Date of Decision : 27.09.2022

Devender Kumar

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Prashant Singh Chauhan, Advocate for the petitioner.

Mr. R.S. Budhwar, Addl. A.G., Haryana.

Harsimran Singh Sethi J. (Oral)

In the present petition, the grievance of the petitioner is with regard to the order dated 12.05.2015 (Annexure P-1) vide which, he was placed under suspension in anticipation of initiation of disciplinary proceedings.

During the pendency of the writ petition, the disciplinary proceedings were initiated and the same have already been taken to the logical end and vide order dated 09.02.2021, the petitioner has already been imposed punishment. In the said order, the suspension period has already been decided that the petitioner will not be paid any other amount over and above the subsistence allowance already paid.

Though, the petitioner has filed an application seeking

amendment of the writ petition but vide order dated 09.02.2021, not only the punishment has been imposed but even the suspension period has been decided to be treated in a particular manner hence, the same raises a new cause of action, which needs to be challenged by the petitioner by separate proceeding.

The present petition is accordingly disposed of and no further order is required to be passed in the present petition. However, the petitioner will be at liberty to avail the appropriate remedy, in case he feels aggrieved against the order of punishment.

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As the present petition is disposed of, the present application is disposed of having been not pressed.

September 27, 2022
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes

Whether reportable : No