

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

CWP-29518-2022

Date of decision: 21.12.2022

Rubal Raveesh

...Petitioner

Vs.

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE ARUN MONGA

Present: Mr. K.D.S. Hooda, Advocate
for the petitioner.

Mr. Pankaj Middha, Additional AG, Haryana.

ARUN MONGA, J. (ORAL)

Petition herein, *inter alia*, is for issuance of a writ in the nature of Mandamus directing the respondents to decide the pending enquiry qua the charge-sheet (Annexures P-1 and P-2) within stipulated time.

2. Succinct facts first, as pleaded in the petition. The petitioner was appointed as a Dental Surgeon in Health Department, Haryana and worked as such till 12.01.2011 with an excellent record and there was no adverse remarks against her as per the record.

2.1. The petitioner had become eligible for promotion and at that time no enquiry or any charge-sheet was ever pending against the petitioner. For about 2½ years no DPC (Departmental Promotional Committee) was held till December-2019. Because of the intra-departmental tussle to spoil the bright future of the petitioner, she was served two charge-sheets on baseless grounds.

2.2. As per letter dated 27.01.2003 (Annexure P-3), a time schedule has been given keeping in view the fact that the departmental enquiries are being kept pending for years together, affecting the career of

the officers/officials. As per the instructions vide aforementioned letter issued by the Chief Secretary, maximum period of one year and 6 months has been envisaged for closure of proceedings, whereas in the matter in question petitioner was issued charge sheet in the year 2018 and till date final decision has not been taken. Hence, the petition.

3. On advance service, learned counsel appears and submits that a decision will be taken by the competent authority, either way, in the contemplated departmental enquiry by passing a speaking order.

4. Given the nature of order being passed, there is no necessity to seek return by any of the respondents as no further proceedings and/or pleadings are required.

5. Without commenting on the merits of the case, the instant writ petition is disposed of with a direction to the respondents that the contemplated departmental proceedings against the petitioner be concluded as expeditiously as possible, but in any case not later than 3 months.

(ARUN MONGA)
JUDGE

December 21, 2022

P.Bhatt

Whether speaking/reasoned:

Yes/No

Whether reportable:

Yes/No