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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

Date of Decision: 08.08.2023

1. CWP-4732-2019 (O&M)
- Pradeep Kumar Gupta
Vs.
State of Haryana and others
AND
2. CWP-8813-2019 (O&M)
- Shyam Rai
Vs.
State of Haryana and others
- .. Petitioner
- ..Respondents
- .. Petitioner
- ..Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Neeraj Goel, Advocate and
Mr. Mangesh Goel, Advocate
for the petitioner in CWP-4732-2019.

Mr. Abhishek Bansal, Advocate for
Mr. Ravinder Malik (Ravi), Advocate
for the petitioner in CWP-8813-2019.

Mr. Harish Rathee, Sr. DAG, Haryana.

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HARSIMRAN SINGH SETHI, J. (Oral)

1. By this common order, the two writ petitions, detail of which
has been given in the CWP-4732-2019, are being disposed of, as these
petitions involve similar question of law.
2. In the present petition, the challenge is to the order of
suspension dated 03.01.2019 (Annexure P-17) as well as to the charge sheet
dated 11.04.2016 (Annexure P-9).
3. Learned counsel for the petitioner submits that the challenge to
the charge sheet dated 11.04.2016 (Annexure P-9) may kindly be disposed
of having been not pressed and the petitioner is only pressing his prayer
against the order dated 03.01.2019 (Annexure P-17) by which he was

suspended.

4. Learned State counsel, on instructions from Deepak Malik, (DD Pharmacy) submits that as the order of suspension of petitioner had already been stayed by this Court while issuing notice of motion, the petitioner continued to discharge his duties and keeping in view the facts mentioned in the status report filed today by Sh. Vinesh Kumar, HCS, Joint Director (Admin), O/o Director General Health Services, Sector-6, Panchkula, the disciplinary proceedings have been kept in abeyance to await the decision in the criminal case initiated against the petitioner, the impugned order of suspension will not be given effect as of now.

5. Learned State counsel further submits that as and when the disciplinary proceedings will be re-initiated, an appropriate decision will be taken by the department at that stage that whether or not it is necessary to suspend the petitioner to hold the disciplinary proceedings against him.

6. Learned counsel for the petitioner submit that keeping in view the statement of the learned State counsel, no grievance of the petitioner survives in the present petition at this stage, therefore, the present petition may kindly be disposed of having been not pressed any further.

7. Ordered accordingly.

8. Since the main cases have been disposed of, pending applications i.e. CM-1674-CWP-2020 and CM-1669-CWP-2020, also stands disposed of.

08.08.2023
Jasmine Kaur

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned	Yes	No
Whether reportable	Yes	No