

120.

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

CWP-4204-2023

Date of Decision: 01.03.2023

MANJU RANI

.... Petitioner

Versus

APPELLATE AUTHORITY, HARYANA STATE WAREHOUSING
CORP. AND ANOTHER

.... Respondents

CORAM: HON'BLE MS. JUSTICE JAISHREE THAKUR

Present:- Mr. Suneel Ranga, Advocate, for the petitioner.

JAISHREE THAKUR.J (Oral)

The present writ petition has been filed under Articles 226/227 of the Constitution of India with a limited prayer for issuance of direction to the respondent-Corporation not to effect recoveries from the petitioner till the appeal pending is decided.

Learned counsel appearing on behalf of the petitioner would contend that the petitioner had been appointed as a Godown Keeper with the State Warehousing, Safidon-1. She was issued a show cause notice alleging that there was shortage of wheat stock, to which, a detailed reply was furnished. However, without considering the reply filed, punishment of recovery of Rs.1,77,750/- was foisted upon the petitioner and one Sumit Kumar. An appeal has been filed against the said order of punishment which is pending consideration. However, recovery proceedings are also proposed. It is submitted that till the decision of the appeal, recovery proceedings should not be initiated.

Notice of motion.

At this stage, Mr. Padamkant Dwivedi, Advocate, who is panel Advocate for Haryana State Warehousing Corporation, has put in appearance and accepts notice on behalf of the respondents.

Let adequate number of copies of the writ petition be supplied to him during the course of the day.

In view of the limited prayer made that pending consideration on the appeal, recoveries be not effected, it would be in the fitness of things if a direction is issued to the respondents to consider and decide the appeal in accordance with law within a period of four months. However, recovery from the petitioner shall remain stayed till such time as the appeal is not decided.

The petition is disposed of with the aforesaid directions.

(JAISHREE THAKUR)
JUDGE

01.03.2023

sanjeev

Whether speaking/reasoned: Yes/No

Whether Reportable: Yes/No