

IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

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CWP-4765-2023

Date of decision:10.03.2023

Ramraj

... Petitioner

Vs.

State of Haryana and others

... Respondents

CORAM: HON'BLE MR. JUSTICE SUVIR SEHGAL

Present: Mr. Sube S. Kaushik, Advocate for the petitioner.

SUVIR SEHGAL J. (ORAL)

Present petition has been filed under Article 226 of Constitution of India *inter alia* for issuance of a writ in the nature of certiorari for quashing adverse remarks recorded in the Annual Confidential Reports for the years 2019-20, 2020-21 and 2021-22, which were conveyed to the petitioner vide letters, Annexures P-1 to P-3. Another prayer has been made for directing the respondents to decide the representation dated 20.12.2022, Annexure P-10, submitted by the petitioner for expunging the adverse remarks.

Counsel for the petitioner submits that the petitioner is working as Veterinary Attendant, a Group 'B' post. By referring to the table reproduced on page 11 of the paper-book, counsel submits that through-out his service, petitioner has enjoyed a good reputation and has been earning ACRs of "Very Good". Counsel submits that due to the biased attitude of respondent No.3, petitioner has been conveyed reports of average/below average for the years 2019-2020, 2020-2021 and 2021-

2022. Counsel submits that despite the fact that the petitioner has submitted representations, Annexures P-7 to P-9 in the year 2019-20, but no action has been taken by the respondents. He submits that a comprehensive representation dated 20.12.2022, Annexure P-10, has been submitted to the official respondents, which is pending and the petitioner would be satisfied, in case, a direction is issued to the official respondents to look into it.

Notice of motion.

On asking of the Court, Mr. Harish Nain, AAG, Haryana, accepts notice on behalf of the respondents.

Given the nature of order being passed, this Court does not deem it necessary to call for a response from the respondents.

Without examining the claim as well as the allegations levelled by the petition in the writ petition or in the representations, writ petition is disposed of with a direction to respondent No.2 to examine the representation, Annexure P-10, within a period of 03 months from the date of communication of a copy of this order. In case, respondent No.2 does not find any substance in the representation, an order be passed assigning reasons for rejection.

10.03.2023
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(SUVIR SEHGAL)
JUDGE

Whether Speaking/Reasoned	Yes/No
Whether Reportable	Yes/No