

IN THE HIGH COURT OF PUNJAB & HARYANA, CHANDIGARH

Sr. No.: 271

Civil Writ Petition No.7468 of 2021 (O&M)

Date of Decision: July 06, 2023

Dr. Amar Nath

..... PETITIONER(S)

VERSUS

State of Haryana and others

..... RESPONDENT(S)

. . .

CORAM: HON'BLE MR. JUSTICE TRIBHUVAN DAHIYA

. . .

PRESENT: - Petitioner in person.

Mr. Parveen Mehta, DAG, Haryana.

Mr. Nilesh Bhardwaj, Advocate for respondents No.2 to 4.

Mr. Kshitij Sharma, Advocate for respondent No.5.

. . .

Tribhuvan Dahiya, J. (Oral)

This petition has been filed seeking a writ of *certiorari* for quashing the impugned memorandum dated 25.09.2020 issued by respondent No.2 under Rule 4 read with Rule 7 of the Haryana Civil Services (Punishment and Appeal) Rules, 2016 for major penalty, and for issuing a writ of *mandamus* directing respondent No.2 to release petitioner's salary with interest from the month September 2020 onwards. A direction has also been sought to the respondents authorities to issue confirmation/regularization order of the petitioner as he has already completed two years probation period.

2. Learned counsel representing the University states that the memorandum dated 25.09.2020 issued to the petitioner has already been dropped, and no disciplinary proceedings under the said memorandum are pending against him. He further states that the petitioner's salary from

September 2020 onwards has also been released to him as per directions of this Court dated 28.04.2021, and he is being regularly paid salary. He also states that the petitioner's case for confirmation shall be considered and finally decided by the competent authority within three months from today, and his case for promotion shall thereupon be considered in accordance with rules.

3. It is further submitted by learned counsel for the University that in case any of the grievances of the petitioner has still not been redressed, like not being allowed to work in the Department independently or assigned Operation Theatre and Out Patient Department duties etc., he is at liberty to make a representation to respondent No.3/Director of the Institute in that regard, which shall be expeditiously considered and decided in accordance with law.

4. In view of the statements made by learned counsel for the University, the petition does not survive, and, accordingly, stands disposed of.

5. Pending miscellaneous application(s), if any, stand disposed of, as having been rendered infructuous.

(Tribhuvan Dahiya)
Judge

July 06, 2023
payal

Whether Speaking/ Reasoned:
Whether Reportable:

Yes/ No
Yes/ No