

CWP-8543-2019

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2023:PHHC:136252

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

CWP-8543-2019

Date of decision : 18.10.2023

Deepak Kumar

...Petitioner

Vs.

**Punjab State Civil Supplies
Corporation Ltd. (PUNSUP)
and another**

...Respondents

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present: Mr. J.P.Rana, Advocate for the petitioner.

Mr. Raj Partap Singh, Advocate
for the respondents.

DEEPAK MANCHANDA, J.(Oral)

By means of this writ petition filed under Articles 226/227 of the Constitution of India petitioner has prayed for issuance of a writ in the nature of mandamus directing the respondent No.1/The punishing authority to stop the recovery of Rs.20,000/- per month from his salary till the pendency of the statutory appeal filed against the order of punishment dated 28.11.2018 (Annexure P-1), which was issued under endorsement No.Admin-Mansa (68-A)-2018/13153 dated 25.01.2019 passed by respondent No.1, whereby recovery of Rs.1,51,484/- has been imposed on the petitioner.

Further, prayer is for staying the operation of the order dated 28.11.2018 (Annexure P-1) till the decision of statutory appeal dated 12.02.2019 (Annexure P-3).

Learned counsel for the petitioner submits that the statutory appeal

filed by him against the punishment order dated 28.11.2018 (Annexure P-1) has not been decided till today after the gap of more than five years and is still pending before respondent No.2. He prays that his statutory appeal dated 12.02.2019 (Annexure P-3) be decided by passing a speaking order within a time bound manner.

Learned counsel representing respondents submits that the appeal filed by the petitioner will be decided expeditiously.

I have heard learned counsel for the parties and have gone through the case file.

Keeping in view the limited prayer made in the present petition, the respondent No.2-Appellate Authority, Punjab State Civil Supplies Corporation Ltd. is directed to consider and decide the appeal dated 12.02.2019 (Annexure P-3) in accordance with law by passing a speaking order expeditiously preferably within a period of six months from the date of receipt of certified copy of this order.

No further recovery shall be effected from the petitioner till the final decision of the statutory appeal.

Disposed of.

(DEEPAK MANCHANDA)
JUDGE

18.10.2023
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Whether speaking/reasoned :	Yes	No
Whether Reportable :	Yes	No