

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

133

CWP-8008-2023

Date of Decision: 19.04.2023

Davinder Singh Kohli

..... Petitioner

Versus

State of Punjab and others

..... Respondents

CORAM: HON'BLE MR. JUSTICE ANIL KSHETARPAL

Present: Mr.Gursher Singh Bhandal, Advocate
for the petitioner.

Mr. Vikas Arora, AAG, Punjab.

ANIL KSHETARPAL, J. (Oral)

1. The petitioner prays for the issuance of a writ in the nature of certiorari to quash the charge-sheet memo issued on 11.11.2022 and the appointment of the Inquiry Officer vide order dated 08.03.2023, on the ground that the charge memo is barred under Rule 2.2(b) of Punjab Civil Service Rules, Volume-2, as the alleged irregularity was committed by the petitioner more than 4 years before the date of initiation of the disciplinary proceedings. The petitioner is a retired employee. This writ petition has been filed without filing an application before the Disciplinary Authority, who has issued the charge-sheet. Though, the petitioner while filing reply to the charge-sheet has taken this objection, however, no specific order has been passed by the Disciplinary Authority in that regard.

2. In view of the aforesaid facts, at the first instance, the petitioner is directed to file an application before the Disciplinary Authority which

shall be decided by passing a speaking order after granting an opportunity of hearing to the petitioner within a period of 10 days from the date of its filing.

3. Disposed of, accordingly.

(ANIL KSHETARPAL)
JUDGE

19.04.2023

Satyawan

- 1. Whether speaking/reasoned: Yes/No
- 2. Whether reportable: Yes/No