

CWP-11864-2023

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

CWP-11864-2023

Date of decision: 02.06.2023

Yashpal Singh

...Petitioner

Versus

State of Haryana and others

.....Respondents

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Karanvir Singh Khehar, Advocate,
for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

The present petition has been filed for issuance of directions to the respondents to consider the suspension period of the petitioner w.e.f. 17.11.2016 to 20.10.2017 and his dismissal period w.e.f. 27.10.2017 to 21.01.2019 as service period and grant him the service benefits, including arrears of salary, and all consequential benefits, and further to consider the case of the petitioner for grant of selection grade of the post of Assistant Professor.

Learned counsel for the petitioner submits that though the petitioner stood convicted/sentenced, vide judgment dated 17.11.2016 passed by learned Addl. Sessions Judge, Narnaul, yet the fact remains that his conviction/sentence had been stayed by a Coordinate Bench, vide order dated 26.04.2018 (Annexure P-6).

Learned counsel further submits that for redressal of his grievance, the petitioner has already moved representation dated

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26.04.2023 (Annexure P-16) before respondent No.2. He further submits that the aforesaid representation dated 26.04.2023 (Annexure P-16) and the case sent by the Principal, Govt. Girls College, Rewari, vide letter dated 26.04.2023 (Annexure P-17) for the grant of selection grade to the petitioner, are still pending consideration and that the petitioner will be satisfied in case a time bound direction is issued to respondent No.2 to decide the representation dated 26.04.2023 (Annexure P-16) and to take a decision on the letter dated 26.04.2023 (Annexure P-17).

Notice of motion.

On the asking of this Court, Mr. R.S.Budhwar, Addl. A.G. Haryana, accepts notice on behalf of respondent-State and raises no objection, in case the aforesaid limited prayer made by the learned counsel for the petitioner is allowed.

In view of the request made by the learned counsel for the petitioner during the course of hearing, but without expressing any opinion on the merits of the case, respondent No.2-Director, Higher Education, Haryana, is directed to decide the representation dated 26.04.2023 (Annexure P-16) and also to take a decision on the letter dated 26.04.2023 (Annexure P-17), by passing a speaking order within a period of eight weeks from the date of receipt of copy of this order, in accordance with law.

Disposed of.

02.06.2023

parveen kumar

(HARNARESH SINGH GILL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No