

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

**LPA No.577 of 2022 (O&M)
Date of Decision :22.09.2023**

Central University of Punjab and another

.....Appellants

Versus

Kanwal Pal Singh Mundra

..... Respondent

**CORAM: HON'BLE MR.JUSTICE RAVI SHANKER JHA, CHIEF JUSTICE
HON'BLE MR.JUSTICE ARUN PALLI, JUDGE**

Present : Mr. Satyapal Jain, Additional Solicitor General of India,
Mr. Sunil Kumar Sharma, Sr. Panel Counsel
for Union of India.

RAVI SHANKER JHA, CHIEF JUSTICE (Oral):

This appeal has been filed by the appellants being aggrieved by order dated 02.06.2022, passed by the learned Single Judge, in CWP No.12398 of 2022, partly allowing the petition, filed by respondent-petitioner.

To state briefly, the petition has been filed by the respondent-petitioner praying for quashing the order dated 12.04.2022, whereby he was suspended; order dated 20.04.2022, vide which a charge sheet has been issued to him; and orders dated 26.04.2022 and 06.05.2022, vide which the authorities had refused the request of the respondent-petitioner to supply the documents relied upon in the charge sheet.

Learned Single Judge has partly allowed the petition and disposed it of with a direction that the appellants would permit the respondent-petitioner to inspect the documents mentioned in the list of documents attached to the charge sheet or to get the copies of the same on his own expenses, before the authorities would insist upon the respondent-petitioner to file reply to the charge sheet.

Learned Additional Solicitor General of India, appearing for the appellants submits that the learned Single Judge has failed to take into consideration the fact that the respondent-petitioner was required to file his reply and only thereafter he could claim inspection of documents or copies thereof as the case may be. Whereas the learned Single Bench ignoring the aforesaid aspect had directed prior inspection and supply of documents. He further submits that the respondent-petitioner has actually completed his tenure and has even been relieved on 08.08.2023.

We have heard learned Additional Solicitor General of India, appearing for the appellants.

We are of the considered opinion that once the documents have been mentioned in the list of documents along with the charge sheet, the appellants are required to grant inspection thereof, to the respondent-petitioner and/or supply of copies as sought by respondent-petitioner to enable him to file a proper reply/response to the charge sheet.

In the circumstances, the order passed by the learned Single Judge and the direction issued therein is in conformity with law as well as principle of natural justice and, therefore, no interference is warranted.

Accordingly, the appeal filed by the appellants is dismissed.

Since the appeal itself has been disposed of, no order is required to be passed in CM-1312-LPA-2022.

(RAVI SHANKER JHA)
CHIEF JUSTICE

(ARUN PALLI)
JUDGE

22.09.2023
Manoj Bhutani

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No