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

CWP-13821-2023

Date of decision: 05.07.2023

Rohtash Singh

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Sunil K. Nehra, Advocate for the petitioner.

Mr. Amandeep Joshi, DAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. This is a Civil Writ Petition filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing of impugned communication dated 09.06.2023 (Annexure P-1) written by the Deputy Commissioner, Hisar to the Superintendent of Police, Hisar vide which the directions have been issued to comply with the recommendations dated 09.06.2023 of the District Public Relations and Grievance Committee, Hisar, vide which respondent No.5 has given directions to suspend the petitioner.

2. On 03.07.2023, this Court had passed the following order:-

“Learned counsel for the petitioner has submitted that the District Public Relations and Grievance Committee, Hisar, has no power to pass any administrative order or to make any

recommendation and has referred to various orders (Annexures P-2 to P-10) in support of his arguments.

Notice of motion.

On the asking of the Court, Mr. Amandeep Singh, DAG, Haryana, appears & accepts notice on behalf of respondents No.1 to 5 and prays for an adjournment to get instructions in the matter.

Adjourned to 05.07.2023.

To be taken up at 1.45 PM.

In the meantime, no coercive action shall be taken against the petitioner on the basis of the recommendation of the District Public Relations and Grievance Committee, Hisar. However, it would be open to the competent authority to take an independent decision in the matter.”

3. Learned counsel for the petitioner as well as learned State Counsel have referred to order dated 01.06.2018 (Annexure P-3) passed in CWP-14272-2018 titled as “Saroj Bala and another Vs. State of Haryana and others” and have submitted that the present writ petition be disposed of in the same terms. Relevant portion of the said order dated 01.06.2018 is reproduced as under:-

“Today, Ms. Goyal on instructions from Mr. Rajiv Rattan, Director Secondary Education, Haryana has made a statement that the competent authority will not be swayed by any recommendation of the District Grievance Committee, Karnal headed by respondent No.5. She has further assured the Court that the Director would take an independent & uninfluenced decision.

Nevertheless, in case the explanation of the petitioners are called for, they will submit their replies. Those replies would be considered objectively and a rational decision will be

taken on the outcome of the explanation letter.

Accordingly, without adverting to any further order or expressing any opinion on the merits of the case, the present petition is disposed of on the assurance given by Mr. Rajiv Rattan, Director Secondary Education, Haryana through learned Law Officer.

Sd/-(RAJIV NARAIN RAINA)

01.06.2018

JUDGE”

4. Keeping in view of the abovesaid facts and circumstances and also the joint statement made by learned counsel for the parties, the present Civil Writ Petition is disposed of in the same terms as CWP-14272-2018.

05.07.2023

Pawan

**(VIKAS BAHL)
JUDGE**

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No