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

CWP-18300-2016 (O&M)
Date of decision: 05.07.2023

HC Ram Rattan

...Petitioner

Versus

State of Haryana and others

...Respondents

CORAM: HON'BLE MR. JUSTICE VIKAS BAHL

Present: Mr. Mukul Khatri, Advocate for the petitioner.

Ms. Rajni Gupta, Addl. A.G., Haryana
for respondent Nos.1 to 4.

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, especially in the nature of certiorari for quashing the departmental enquiry as well as punishment order dated 15.05.2014 (Annexure P-6) and all subsequent orders passed by the competent authorities vide which the petitioner has been awarded stoppage of two annual future increments with permanent effect.

2. On 19.09.2016, a Coordinate Bench of this Court was pleased to pass the following order:-

“Present: Mr. Vishal Nehra, Advocate for the petitioner.

.....

Counsel for the petitioner is directed to place on record

a copy of the inquiry report furnished by the Inquiry Officer and in which a finding has been returned against the petitioner as regards him having remained absent from duty for a period of 4 months, 15 days, 25 hours and 45 minutes and which in turn has culminated in the imposition of a major penalty of stoppage of two annual increments with cumulative effect.

Needful be done within a period of two weeks.

List on 21.10.2016.

19.09.2016

Sd/- (TEJINDER SINGH DHINDSA)

JUDGE”

3. In spite of lapse of seven years, the abovesaid order has not been complied with.

4. Learned counsel for the petitioner, in view of the same, seeks permission of this Court to withdraw the present Civil Writ Petition with liberty to file a fresh petition after complying with the said order.

5. In view of the above, the present Civil Writ Petition is dismissed as withdrawn with liberty aforesaid.

6. It is made clear that in case, any such petition is filed then all the aspects including the aspect of delay in providing the documents would be considered independently and in accordance with law.

7. All the pending miscellaneous applications, if any, shall stand disposed of in view of the abovesaid order.

05.07.2023

Pawan

(VIKAS BAHL)
JUDGE

Whether speaking/reasoned:-

Yes/No

Whether reportable:-

Yes/No