

2023:PHHC:098217

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(102+208)

CM-12210-CWP-2023 in/and
CWP-1538-2017

Date of Decision : August 01, 2023

Dara Singh

.. Petitioner

Versus

State of Haryana and another

.. Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. Anirudh Indora, Advocate, for the petitioner.

Mr. Saurabh Mohunta, Deputy Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

CM-12210-CWP-2023

As prayed for, the application is allowed.

Replication to the written statement filed on behalf of respondents No. 1 and 2 is taken on record.

CWP-1538-2017

In the present petition, the challenge is to the order dated 24.12.2015 (Annexure P-21) by which, the punishment of stoppage of five annual increments with cumulative effect has been imposed upon the petitioner.

At the outset, learned State counsel submits that the present order is an appealable order which remedy has not been availed by the petitioner and the present petition has been filed straightaway.

Faced with this situation, learned counsel for the petitioner submits that the present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to file an appeal against the impugned order before the appropriate authority as envisaged under the Rules.

Learned counsel for the petitioner submits that as the impugned order was passed in the year 2015, the appeal if preferred might be dismissed on the ground of delay.

Learned State counsel submits that in case any appeal is preferred by the petitioner within a period of next six weeks, the same will be considered and decided on merits.

Learned counsel for the petitioner submits that keeping in view the statement of learned State counsel, the present petition may kindly be disposed of having been not pressed any further with liberty to the petitioner to file appeal before the appropriate authority.

Ordered accordingly.

August 01, 2023
harsha

(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes
Whether reportable : No