

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

(117)

CWP-17426-2023

Date of decision: - 10.08.2023

Ravinder Kumar**....Petitioner****Versus****State of Haryana and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Lekh Raj Sharma, Advocate;
Mr. Abhishek Sharma, Advocate;
Mr. Abhi Kant Vats, Advocate;
Mr. Sharma Raj Kumar Mangal Sain, Advocate;
and Ms. Harwinder Kaur, Advocate
for the petitioner.

Ms. Palika Monga, DAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. Present civil writ petition has been filed under Sections 226/227 of the Constitution of India for the issuance of an appropriate writ, order or direction in the nature of mandamus directing the respondents not to proceed with the departmental inquiry during the pendency of the criminal trial in FIR No.10 dated 13.05.2023, under Sections 7, 7-A & 13 of the Prevention of Corruption Act and Section 120-B and 384 IPC (Section 13(1)(b) read with Section 13(2) of the PC Act, added later on), at Police Station Anti Corruption Bureau, Panchkula.

2. Learned counsel for the petitioner has submitted that the petitioner is in custody in the above-said FIR No.10 dated 13.05.2023 and the departmental proceedings could not be continued in his absence. It is further submitted that till the time the petitioner is not released on bail,

the departmental proceedings should remain suspended.

3. The learned State counsel has submitted that till the time the petitioner is not released on bail, the departmental proceedings shall remain suspended, subject to the clarification that when the petitioner is released on bail the departmental proceedings will resume.

4. Keeping in view the above-said facts and circumstances, the present writ petition is disposed of with a direction to the respondent authorities to not proceed with the departmental proceedings till the time the petitioner is granted bail.

5. It is clarified that as and when the petitioner is released on bail, the departmental proceedings shall resume.

August 10, 2023
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No