

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CWP- 18056-2023 (O&M)

Date of Decision:21.08.2023

Manoj Kumar

... *Petitioner*

V/s.

Punjab State Civil Supplies Corporation Limited and another

... *Respondents*

CORAM: HON'BLE MR. JUSTICE DEEPAK MANCHANDA

Present : Mr. J.P. Rana, Advocate
for the petitioner.

DEEPAK MANCHANDA, J.(Oral)

Through the instant Civil Writ Petition filed before this Court under Article 226/227 of the Constitution of India the petitioner has prayed for issuance of a writ in the nature of Mandamus directing the Respondent No.1/ The punishing authority to stop the recovery @ 60% per month from the salary of the petitioner till the pendency of the statutory appeal dated 08.08.2023 (Annexure P-3), filed by the petitioner herein against the order of punishment dated 25.07.2023, annexed with the present petition as Annexure P-2, which was issued under endorsement No. EST Ferozepur (464)-2023/10900 dated 28.07.2023 passed by Respondent no.1, whereby recovery of Rs. 2,75,786/- has been imposed upon the petitioner. Further, the petitioner through this petition in alternative to the abovesaid prayer has also prayed for staying the operation of the orders dated 25.07.2023, annexed herewith as Annexure P-2, till the final decision of the Statutory Appeal dated 08.08.2023, filed by the petitioner, annexed herewith as

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Annexure P-3, by the Respondent No.2 i.e. the Appellate Authority of the respondent Corporation.

Learned counsel for the petitioner at the outset prays for deciding the appeal filed by the petitioner dated 08.08.2023 (Annexure P-3) expeditiously by passing a speaking order within a time bound frame.

Notice of motion.

Mr. M. S. Batth, Advocate, who is present in Court accepts notice on behalf of the respondents and submits that the appeal filed by the petitioner shall be decided expeditiously.

I have heard learned counsel for the parties and have gone through the record of the case.

The appellate authority-respondent No. 2 is directed to consider and decide the appeal dated 08.08.2023 (Annexure P-3) in accordance with law, by passing a speaking order as expeditiously as possible preferably within a period of one year from the date of receipt of certified copy of this order.

Since the statutory appeal is still pending and yet to be decided, it will be in the interest of justice that no further recovery be effected from the petitioner.

The petition stands disposed of.

(DEEPAK MANCHANDA)
JUDGE

21.08.2023
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Whether speaking/reasoned	Yes
Whether Reportable	Yes /No