

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

141

CWP-21030-2023
Date of Decision: 20.09.2023

Ravi Kumar ...Petitioner

Versus

Union of India and Others ...Respondents

CORAM: HON'BLE MR. JUSTICE JAGMOHAN BANSAL

Present:- Mr. Gaurav Datta, Advocate and
Mr. Gurkirat Singh, Advocate for the petitioner

Mr. Shivoy Dhir, Senior Panel Counsel,
for Union of India-respondents

JAGMOHAN BANSAL, J. (Oral)

1. The petitioner, through instant writ petition under Articles 226/227 of the Constitution of India, is seeking setting aside of order dated 19.09.2022 (Annexure P-4) along with all consequential proceedings.
2. The petitioner has been suspended from service vide order dated 19.09.2022 and he has been served charge sheet dated 19.01.2023.
3. Learned counsel for the petitioner *inter alia* submits that without issuing show cause notice, the petitioner has been served with charge sheet which is violative of procedure prescribed by law.
4. Mr. Shivoy Dhir, learned counsel for the respondents submits that the petitioner has been served charge sheet and he has every opportunity to rebut the allegations. The competent authority would pass order after considering objections of the petitioner.

5. The petitioner has been served charge sheet and he has right to raise objections including objection with respect to non-service of show cause notice prior to charge sheet.

6. This Court is sanguine of the fact that Disciplinary Authority before passing any order would look into all the objections raised by the petitioner including objection with respect to show cause notice.

Disposed of in aforesaid terms.

(JAGMOHAN BANSAL)
JUDGE

20.09.2023
Mohit Kumar

Whether speaking/reasoned	Yes/No
Whether reportable	Yes/No