

CWP- 22158-2023

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

CWP- 22158-2023

Date of Decision:04.10.2023

Ukardeep Singh

... 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 the 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 18.09.2023, annexed with the present petition as Annexure P-4, filed by the petitioner herein against the order of punishment dated 05.09.2023 (Annexure P-3), which was issued under endorsement No. EST Mansa (86)-2023/11867 dated 05.09.2023 passed by Respondent No.1, whereby recovery of Rs. 8,75,542.63/- has been imposed upon the petitioner. Further, the petitioner through this petition in the alternative to the abovesaid prayer has also prayed for staying the operation of the orders dated 05.09.2023, annexed herewith as Annexure P-3, till the final decision of the Statutory Appeal dated 18.09.2023, filed by the petitioner, annexed herewith as Annexure P-4.

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Learned counsel for the petitioner at the outset prays for deciding the appeal filed by the petitioner dated 18.09.2023 (Annexure P-4) expeditiously by passing a speaking order within a time bound manner.

Notice of motion.

Mr. Shubham Thakur, Advocate has put in appearance on behalf of respondent No. 1 and 2 by filing his memorandum of appearance and submits that the appeal filed by the petitioner will be decided expeditiously.

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

Keeping in view the innocuous prayer made in the present petition, the appellate authority/respondent No. 2 is directed to consider and decide the appeal dated 18.09.2023 (Annexure P-4) in accordance with law, by passing a speaking order as expeditiously as possible preferably within a period of six months 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

04.10.2023
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Whether speaking/reasoned	Yes
Whether Reportable	Yes /No