

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

(112)

CWP-24361-2023

Date of Decision : October 30, 2023

Rajan and another**.. Petitioners****Versus****State of Haryana and others****.. Respondents****CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI**

Present: Mr. Chanchal K. Singla, Advocate, for the petitioners.

Mr. Pankaj Middha, Addl. Advocate General, Haryana.

HARSIMRAN SINGH SETHI J. (ORAL)

1. In the present writ petition, the prayer of the petitioners is that their services have been terminated without looking into the actual facts.

2. Learned counsel for the petitioners submits that the petitioners were transferred but their services have been dispensed with by passing impugned order dated 28.07.2023 (Annexure P-6) on the ground that they did not join the place of posting whereas the petitioners were not medically fit, which documents were produced before the authorities concerned but the same have not been looked into or adverted to while passing the impugned order.

3. Learned counsel for the petitioners submits that no show cause notice has been given to the petitioners before terminating the services of the petitioners, which amounts to the violation of the rules of natural justice.

4. Learned counsel for the petitioners further submits that as the impugned order has been passed by the Food and Supply Controller, the petitioners intend to approach the higher authorities against the said order by filing a representation before the Secretary, Food Civil Supplies and Consumer Affairs Department, Government of Haryana and the petitioners pray that the Department may kindly be directed to decide the said representation in a time bound manner so that the petitioners do not suffer any prejudice.

5. Notice of motion.

6. Mr. Pankaj Middha, learned Addl. Advocate General, Haryana, who is present in the Court, accepts notice on behalf of the respondents.

7. Learned counsel for the respondents submits that in case any representation is received by respondent No.1 from the petitioners raising any grievance qua the impugned order, the same will be addressed and appropriate speaking order will be passed within a period of eight weeks of the receipt of copy of this order and in case after the decision of the representation, any benefit is to be extended to the petitioners, the same will also be extended to them.

8. Learned counsel for the petitioners submits that keeping in view the statement of learned counsel for the respondents, the present writ petition may kindly be disposed of having been not pressed any further with liberty to the petitioners to file appropriate representation.

9. Ordered accordingly.

October 30, 2023

harsha

(HARSIMRAN SINGH SETHI)

JUDGE

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