

IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

(226)

CWP No. 158 of 2020
Date of Decision : 11.01.2024

Parvesh Amar

...Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE HARSIMRAN SINGH SETHI

Present: Mr. R.K. Malik, Senior Advocate with
Mr. Samrat Malik, Advocate and
Mr. Sandeep Dhull, Advocate for the petitioner.

Mr. Harish Rathee, Sr. Deputy Advocate General, Haryana.

Harsimran Singh Sethi J. (Oral)

1. Learned senior counsel appearing on behalf of the petitioner submits that the action is being taken against the petitioner keeping in view the conviction of the petitioner vide judgment dated 12.12.2017 (Annexure P-3) and before taking any action on the basis of the said conviction, the petitioner was issued a show cause notice on 26.11.2019 (Annexure P-4) but before the reply could be filed by the petitioner to the said show cause notice as per the time fixed in the show cause notice , the impugned order of dismissal was passed on 09.12.2019 by the respondents, a copy of which has been appended as Annexure P-5. Learned senior counsel for the petitioner submits that while issuing

notice of motion, the operation of the said order was stayed and the petitioner is continuing in service.

2. Learned counsel for the respondents submits that the order dated 09.12.2019 (Annexure P-5) will not be given effect to and a fresh order will be passed.

3. Learned senior counsel submits that as the petitioner had already been dismissed before filing the reply, hence time be granted to the petitioner to file the reply to the show cause notice dated 26.11.2019 (Annexure P-4).

4. Learned counsel for the respondents submits that in case, any reply to the show cause notice is filed by the petitioner by 31.01.2024, the same will be taken into consideration while passing the appropriate order in pursuance to the show cause notice dated 26.11.2019 (Annexure P-4).

5. Learned senior counsel appearing on behalf of the petitioner submits that keeping in view the said statement of learned counsel for the respondents, the present petition may kindly be disposed of having been not pressed any further with liberty as prayed for.

6. Ordered accordingly.

January 11th, 2024
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(HARSIMRAN SINGH SETHI)
JUDGE

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No