

IN THE HIGH COURT OF PUNJAB & HARYANA
AT CHANDIGARH

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CWP-4556-2024 (O&M)
Date of decision: 28.02.2024

Gurdev Singh

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. V.K. Shukla, Advocate for the petitioner

AMAN CHAUDHARY. J.

1. The present Civil Writ Petition has been filed under Articles 226/227 of the Constitution of India for issuance of a writ in the nature of certiorari for quashing the impugned order dated 18.03.2015 passed by respondent No.2 imposing a punishment of dismissal from service upon the petitioner after his retirement with retrospective effect from 22.11.2001.

2. Learned counsel would contend that the petitioner was imposed a punishment after retirement with retrospective effect on account of his conviction. Thereafter, the provisional pension and other retiral benefits were stopped and have also not been released. The statutory appeal has been preferred by the petitioner on 30.01.2023, Annexure P-3 and he has received a communication dated 28.07.2023, Annexure P-3, stating therein that this appeal is pending consideration. He thus, at this stage, on instructions, submits that a direction be given to the respondents to decide the same in a time bound manner by granting him an opportunity of hearing.

3. Notice of motion.

4. At the asking of the Court, Mr. Charanpreet Singh, AAG Punjab accepts notice on behalf of the respondent-State and has no objection to the limited prayer made.

5. In view of the aforesaid and without commenting upon the merits of the case, this petition is hereby disposed of with a direction to respondents to consider and decide the appeal of the petitioner, taking note of the pleas raised therein within a period of 3 months and if found entitled, necessary benefits be granted to the petitioner forthwith. However, in the eventuality of the relief being denied, a speaking order be passed, after associating him therewith.

(AMAN CHAUDHARY)
JUDGE

28.02.2024
M.Kamra

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