

CWP-15374-1996

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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-15374-1996
Decided on: 10.05.2024

Jalldhir Singh

.... Petitioner

Versus

State of Haryana and another

... Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

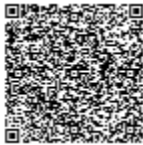
Present: Ms. Malvi Aggarwal, Legal Aid Counsel,
for the petitioner.

Mr. Kapil Bansal, D.A.G., Haryana.

Mr. Rajvir Singh Sihag, Advocate for respondent No.2.

JASGURPREET SINGH PURI, J. (ORAL)

1. The present 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 setting aside the impugned order dated 07.08.1996 (Annexure P-5) by which recovery has been effected from the petitioner without holding any enquiry or charge-sheet etc.
2. The present writ petition is of the year 1996.
3. On the last date of hearing, a Legal Aid Counsel was also appointed in the present case.
4. Today, Ms. Malvi Aggarwal, learned Legal Aid Counsel stated that she could not contact the petitioner because the address as mentioned in the Memorandum of Parties is different.
5. Mr. Rajvir Singh Sihag, Advocate has caused appearance and filed his Vakalatnama on behalf of respondent No.2, which is taken on record. He



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stated that the address of the petitioner in the Memorandum of Parties is the address of the Office of the Federation where it is situated and even the Federation is not aware as to whether the petitioner is alive or not.

6. The grievance of the petitioner in the present petition appears to be that the recovery has been effected without holding enquiry or charge-sheet. However, in Para No.2 of the reply, it has been so stated that the enquiry was conducted and charges were proved against the petitioner and thereafter, recovery of Rs.18,521/- was directed to be effected.

7. In view of the aforesaid position, the present writ petition is dismissed.

8. However, in case, at any stage, the petitioner wishes to file an application for revival of the present writ petition in case any cause of action still subsists, then liberty is granted to the petitioner to revive the same.

10.05.2024
Bhumika

(JASGURPREET SINGH PURI)
JUDGE

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| 1. Whether speaking/reasoned: | Yes/No |
| 2. Whether reportable: | Yes/No |