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IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

CWP-10047-2024
Date of decision: 03.05.2024

SUBHASH CHANDER

...Petitioner

VERSUS

UTTAR HARYANA BIJLI VITRAN NIGAM LTD. AND OTHERS

...Respondents

CORAM: HON'BLE MR. JUSTICE JASGURPREET SINGH PURI

Present:- Mr. Mohnish Sharma, Advocate
for the petitioner.

JASGURPREET SINGH PURI, J. (Oral)

1. The present writ petition has been filed under Articles 226/227 of the Constitution of India seeking issuance of a writ in the nature of *mandamus* directing respondent No.2 to decide the appeal dated 12.04.2021 (Annexure P-3) filed by the petitioner in accordance with Uttar Haryana Bijli Vitran Nigam Limited Punishment and Appeal Regulation-2018 (Annexure P-4), which is kept pending for a period of more than three years.
2. Learned counsel for the petitioner submitted that the only limited prayer in the present case is that the petitioner had filed an appeal dated 12.04.2021 (Annexure P-3) before respondent No.2-Director (Operation), Technical-II, UHBVNL, Panchkula against the order of punishment, which is pending since 2021, which is more than 3 years and it has prejudicially affected the rights of the petitioner and therefore, necessary direction may be issued to

the appellate authority to consider and decide the aforesaid appeal filed by the petitioner in a time bound manner.

3. Notice of motion.
4. On the asking of the Court, Mr. R. S. Budhwar, Addl. A. G., Haryana, accepts notice on behalf of all the respondents. He submitted that in view of the limited prayer made by the learned counsel for the petitioner, he has no objection in case direction is issued to consider and decide the aforesaid appeal filed by the petitioner in a time bound manner.
5. In view of the aforesaid facts and circumstances, without calling for the reply from the respondents and without expressing anything on the merits of the case, the present writ petition is disposed of with a direction to respondent No.2-Director (Operation), Technical-II, UHBVNL, Panchkula to consider and decide the appeal dated 12.04.2021 (Annexure P-3), which the learned counsel for the petitioner is stated to have been filed, strictly in accordance with law and within a period of three months from today.

03.05.2024
Chetan Thakur

(JASGURPREET SINGH PURI)
JUDGE

Whether speaking/reasoned

:

Yes/No

Whether reportable

:

Yes/No