

2024.PHHC.127860



IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

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CWP No.24890 of 2024 (O&M)
Date of decision: 26.09.2024

Lalit Kumar

....Petitioner

Versus

The Punjab State Cooperative Supply and Marketing Federation
Limited 'MARKFED' and others

....Respondents

CORAM: HON'BLE MR. JUSTICE NAMIT KUMAR

Present: Mr. Shiv Kumar, Advocate
and Mr. Love Dev Singh, Advocate
for the petitioner.

Mr. T.S. Sidhu, Advocate
for the respondents.

NAMIT KUMAR J. (Oral)

1. The instant petition has been filed by the petitioner seeking a writ of mandamus for directing respondent No.2, to hear and decide the statutory appeal dated 09.09.2024 (Annexure P-4) along with application for stay dated 09.09.2024 (Annexure P-5) filed by petitioner, against the punishment order dated 16.08.2024 (Annexure P-3), passed by respondent No.3, in a time bound manner as stipulated under the Service Rules read with Instructions dated 03.03.1997 (Annexure P-6). Further prayer has been made to set-aside the punishment order dated 16.08.2024 (Annexure P-3), passed by respondent No.3. Another prayer has been made to direct respondents not to effect recovery from the salary of the petitioner.

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2. Learned counsel for the petitioner prays for deciding the appeal dated 09.09.2024 (Annexure P-4) along with application for stay dated 09.09.2024 (Annexure P-5) filed by the petitioner expeditiously by passing a speaking order in a time-bound manner.
3. Notice of motion.
4. Mr. T.S. Sidhu, Advocate, accepts notice on behalf of the respondents and submits that the appeal and application for stay filed by the petitioner shall be decided expeditiously.
5. I have heard learned counsel for the parties and have gone through the record of the case.
6. Respondent No.1 – Appellate Authority is directed to decide the appeal dated 09.09.2024 (Annexure P-4) along with application for stay dated 09.09.2024 (Annexure P-5), filed by the petitioner, in accordance with law by passing a speaking order as expeditiously as possible preferably within a period of six months from the date of receipt of certified copy of this order.
7. Since the statutory appeal filed by the petitioner is pending and yet to be decided, it will be in the interest of justice that no further recovery be effected from the petitioner.
8. Petition stands disposed of in the above terms.

(NAMIT KUMAR)
JUDGE

26.09.2024
yakub

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