

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

(281)

CWP-23332-2023

Date of decision: - 03.04.2024

Rambhool Singh**....Petitioner****Versus****State of Haryana and others****.....Respondents****CORAM : HON'BLE MR. JUSTICE VIKAS BAHL**

Present:- Mr. Manoj Pundir, Advocate,
for the petitioner.

Mr. Naveen Singh Panwar, DAG, Haryana.

VIKAS BAHL, J. (ORAL)

1. This is a civil writ petition filed under Article 226/227 of the Constitution of India for issuance of an appropriate order, or direction especially a writ in the nature of certiorari for quashing the order dated 01.05.2023 (Annexure P-2), vide which the departmental proceedings have been initiated against the petitioner during the pendency of the criminal trial in case FIR No.93 dated 29.04.2023 (Annexure P-1), under Sections 395, 120-B and 506 IPC, registered at Police Station Pratap Nagar, District Yamuna Nagar.

2. Learned counsel for the petitioner has submitted that the petitioner is in custody in FIR No.93 dated 29.04.2023 (Annexure P-1) and has made a limited prayer in the present writ petition to the effect that till the petitioner is not released on bail in the above said case, the

departmental proceedings should remain suspended. Learned counsel for the petitioner has relied upon the order dated 30.10.2023 passed by this Court in similar circumstances in *CWP-24232-2023* titled as “*Angrej Singh and another vs. State of Haryana and others*”.

3. Keeping in view the above said facts and circumstances, the present writ petition is disposed of with a direction to the respondent authority not to proceed with the departmental proceedings initiated vide Annexures P-2 and P-3 till the time the petitioner is not released on bail in the FIR No.93 dated 29.04.2023 (Annexure P-1) under Sections 395, 120-B and 506 IPC, registered at Police Station Pratap Nagar, District Yamuna Nagar.

4. It is clarified that as and when the petitioner is released on bail in FIR No.93 dated 29.04.2023 (Annexure P-1) under Sections 395, 120-B and 506 IPC, registered at Police Station Pratap Nagar, District Yamuna Nagar, the departmental proceedings shall resume. Liberty is granted to the State to move an application for modification of the present order in case the departmental proceedings are being unduly delayed.

April 03, 2024
naresh.k

(VIKAS BAHL)
JUDGE

Whether reasoned/speaking?
Whether reportable?

Yes/No
Yes/No