



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

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CWP-26219-2024 (O&M)
Date of decision: 14.10.2024

Ram Phal

....Petitioner

Versus

State of Haryana and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Sandeep Thakan, Advocate for the petitioner

Ms. Vibha Tewari, AAG Haryana

AMAN CHAUDHARY, J. (ORAL)

1. The prayer in the present petition is for setting aside the impugned orders dated 13.12.2023 and 08/09.01.2024, vide which the order of recovery of Rs.18,19,324/- which has deducted from gratuity and leave encashment of the petitioner.

2. Learned counsel submits that against the impugned order dated 13.12.2023, Annexure P-5, an appeal was filed before the Chief Secretary, Government of Haryana by sending the same through the Registered Post, however, the same has not been decided. He relies on the judgments passed by this Court in **Haryana Food and Supplies Field Staff Association and Others vs. State of Haryana and Others** in CWP-11041-2001, decided on 20.01.2015, Annexure P-7, **State of Haryana and Others vs. Haryana Food & Supplies Field Staff Association and Others** in LPA-1272-2015, decided on 10.09.2015, **Ram Sawrup and State of Haryana and Others** in CWP-26704-2015, decided on 10.07.2019, Annexures P-7, P-8 and P-21 respectively, wherein the same issue

was involved. He thus, at this stage, on instructions from the petitioner, prays that a direction be given to the respondents to decide the same keeping in view the aforesaid judgments in a time bound manner by giving him an opportunity of hearing.

3. Learned State counsel on instructions from Ashish, Clerk O/o Food and Supply Department, Hisar submits that the appeal shall be decided within a period of 3 months after granting him an opportunity of hearing as also taking into account the aforesaid judgments, which he may produce during that time.

4. The aforesaid satisfies the learned counsel for the petitioner.

5. Disposed of accordingly.

(AMAN CHAUDHARY)
JUDGE

14.10.2024

M.Kamra

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