



IN THE HIGH COURT OF PUNJAB & HARYANA AT
CHANDIGARH

117

CWP-32739-2024

Date of decision: 04.12.2024

Deepak Kumar Dhatteval

....Petitioner

Versus

State of Haryana and another

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

Present : Mr. Anurag Goyal, Advocate and
Mr. Nikhil Lather, Advocate,
for the petitioner.

AMAN CHAUDHARY, J. (ORAL)

1. Prayer made in the present petition is for quashing the order dated 04.10.2024 (Annexure P-7), whereby the petitioner has been dismissed from service.

2. Learned counsel submits that there is violation of Article 311(2) (b) of the Constitution of India, inasmuch as there is no satisfaction recorded in writing that it was not reasonably practicable to hold such an inquiry, for which reliance is placed on the judgments in **Sudesh Kumar vs. State of Haryana and others**, 2005(11) SCC 525, **Tarsem Singh vs. State of Punjab and others**, 2006(13) SCC 581, **Rishal Singh vs. State of Haryana and others**, 2014 AIR (Supreme Court) 2922, **Hari Niwas Gupta vs. State of Bihar and another** 2020 (3) SCC 153, **Satyendra Singh vs. State of Uttar Pradesh and another**, SLP (Civil) Nos.29758 of 2018, decided on 18.11.2024 and

State of Punjab and another vs. Daljit Singh, LPA-904-2015, decided on 02.07.2015.

3. Notice of motion.

4. At the asking of the Court, Ms. Tanisha Peshawaria, DAG, Haryana, accepts notice on behalf of the respondents and, on instructions from Sh. Surender Yadav, Superintendent, Administration Department, submits that a departmental regular inquiry, in accordance with law, shall be conducted, by withdrawing the order impugned, wherein the petitioner must render his cooperation.

5. The aforesaid satisfies the learned counsel, who on instructions from the petitioner, who is present in the Court, submits that he will fully cooperate in the said proceedings that are stated to be initiated against him.

6. Disposed of accordingly.

04.12.2024

parveen kumar

(AMAN CHAUDHARY)
JUDGE

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