



IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

227

CWP-6630-2023 (O&M)
Date of decision: 13.01.2025

NARESH KUMAR

.....Petitioner

VERSUS

STATE OF HARYANA AND OTHERS

.....Respondents

CORAM : HON'BLE MR. JUSTICE VINOD S. BHARDWAJ

Present: - Mr. Vijay Pal, Advocate for the petitioner.

Mr. Tapan Kumar, DAG, Haryana.

VINOD S. BHARDWAJ, J. (Oral)

Challenge in the present petition is to the show cause notice dated 06.02.2023 (Annexure P-11) served by respondent-General Manager, Haryana Roadways, Jind for initiation of proceedings against the petitioner on the ground that on verification, the certificates in support of the educational qualification of the petitioner was found to be forged.

2. Learned Counsel appearing on behalf of the petitioner contends that the aforesaid show cause notice reflects a pre-meditation and conveys of a decision having already been taken against him and hence, the petitioner has approached this Court directly without awaiting for the final order.

3. I have heard learned Counsel appearing on behalf of the petitioner and have gone through the Show Cause Notice issued by the



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respondent-authorities, wherein they have referred to the steps taken in the process of verification of the educational qualification of the petitioner from the Board of Higher Secondary Education, Delhi and the response received by the respondents to the effect that the matriculation certificate had not been issued by their office. It was in reference to the aforesaid responses received, that a show cause notice has been issued pointing out that the educational qualification/eligibility certificate relied upon by the petitioner is *prima facie* forged and the same renders the petitioner ineligible for appointment. A show cause notice is accordingly been issued pointing out the proposed punishment to be imposed. Such *prima facie* finding recorded by the authorities, on the basis of the verification report so received, and a proposal with respect to the possible punishment that may be so imposed cannot be presumed by this Court, at this juncture, to be a pre-determination of the punishment to be finally imposed.

4. I find that the present writ petition is pre-mature at this stage and that the petitioner is required to submit all his documents and raise his pleas before the competent authority at the first instance.
5. Disposed of as being pre-mature at this stage.
6. All the pending miscellaneous application(s), if any, are also disposed of.

(VINOD S. BHARDWAJ)
JUDGE

JANUARY 13, 2025
Vishal Sharma

Whether speaking/reasoned : Yes/No

Whether Reportable : Yes/No