2025:PHHC:023617

IN THE HIGH COURT OF PUNJAB & HARYANA AT CHANDIGARH

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CWP-27239-2023 (O&M)
Date of decision: 18.02.2025

Sunil Kumar

....Petitioner

Versus

State of Punjab and Others

...Respondents

CORAM: HON'BLE MR. JUSTICE AMAN CHAUDHARY

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Present : Mr. Sanjeev Kumar, Advocate for the petitioner

Mr. Arun Gupta, DAG Punjab

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AMAN CHAUDHARY, J. (ORAL)

1. The prayer made in the present petition is for directing the respondents to regularise the period of his wrongful termination from 20.06.2018 to 17.07.2019 on account of the fact that in the enquiry that was conducted, he was found innocent and thereafter, permitted to rejoin vide order dated 17.07.2019, Annexure P-3, regarding which he had submitted representations dated 19.12.2021 and 04.05.2022, Anneuxures P-5 and P-6, but the same have yet not evoked any response.

2. Even in the written statement, reliance is placed on 3.4 Note 1 of the Punjab Civil Services Rules, regarding the break of service of one year and as such he would be regarded as a fresh entrant, would not be provided inasmuch as the reason for his termination, could not be substantiated during the enquiry.

3. The aforesaid facts having been brought out, during the course of hearing, learned State counsel, on instructions, states that the respondents would not be averse to have a relook at the matter and decided afresh, taking note of the

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aforesaid submissions, within a period of 4 months, which this Court has no reason to believe the authorities would not address in a just, fair and reasonable manner.

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

5. The matter stands disposed of accordingly and if the petitioner is found entitled, grant the benefit forthwith. Needless to say, if the orders are adverse to his interest, the same may be passed after granting opportunity of hearing to him and shall contain reasons, whereupon he shall be free to seek legal redress thereupon.

(AMAN CHAUDHARY)
JUDGE

18.02.2025
M.Kamra

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

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