

(203) IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH

COCP No.1211 of 2020
Date of Decision : 14.07.2020

Jagmender Singh ...Petitioner

Versus

Vijayendra Kumar, Principal Secretary to Govt. Haryana
and anotherRespondents

Coram : Hon'ble Mr. Justice B.S. Walia

Present : Mr. Sajjan Singh, Advocate for the petitioner.
Mr. Apoorv Garg, DAG, Haryana.

B.S. Walia, J. (VC)

1. Case is being taken up for hearing through Video Conferencing due to the outbreak of pandemic Covid-19.
2. Learned DAG, Haryana has filed short reply by way of affidavit of Dr. Rakesh Gupta, IAS, Director General, Skill Development and Industrial Training Department, Haryana on behalf of respondent Nos.1 and 2. The same is taken on record.
3. Grievance of the petitioner is that despite order of this Court dated 20.02.2020 in CWP No.786 of 2020, directing taking of final decision with regard to revocation of suspension and reinstatement of the petitioner within three weeks as also concluding departmental proceedings within three months from 20.02.2020, no action has been taken either with regard to revocation of the suspension order of the petitioner or to conclude the departmental proceedings.
4. Learned DAG, Haryana states that due to the prevailing circumstances and lockdown in the wake of COVID-19 pandemic, the claim

of the petitioner for revocation of suspension could not be considered but vide order dated 10.07.2020 the petitioner's suspension has been revoked. As regards conclusion of departmental proceedings, learned DAG contends that vide order dated 20.02.2020 in CWP No.786 of 2020, conclusion of the departmental proceedings had been directed within three months but on 17.03.2020, the petitioner moved an application for change of Enquiry Officer but in the meantime, w.e.f. 24.03.2020 there was a lockdown on account of the Corona Virus Pandemic. However, a new Enquiry Officer was appointed on 08.06.2020 but he expressed his inability to conduct enquiry proceedings on account of suffering from heart trouble whereupon another Enquiry Officer was appointed on 23.06.2020 and the enquiry proceedings held on 06.07.2020 and now the next date is 15.07.2020. Learned DAG contends that in the circumstances, if eight weeks' time is granted from today, the enquiry proceedings would be concluded.

5. The same satisfies learned counsel for the petitioner.

6. Accordingly, in the light of the position noted above, the Contempt Petition is disposed of by directing the respondents to conclude the enquiry within a period of eight weeks from today.

(B.S. Walia)
Judge

14.07.2020

'Amit/Rajesh'

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